

RESOLUTION AWARDING QUOTATIONS AND AUTHORIZING THE DEPARTMENT OF COMMUNITY SERVICES AND PLANNING TO ENTER INTO AN AGREEMENT WITH KAPALIN INC FOR HOUSEHOLD SEWAGE TREATMENT SYSTEM (HSTS), WATER POLLUTION CONTROL LOAN FUND (WPCLF)

WHEREAS, On November 22, 2022 quotes were received to install a septic system for the HSTS program under the Department of Planning and Development, as follows:

Contractor	Date solicited	Method	Date Received	Quotation Received	Total
				3331 Knowlton Rd	
Daughters Excavating Co. LLC	11/8/2022	Pick Up	11/18/2022	\$24,000.00	\$24,000.00
Kapalin Inc.	11/8/2022	Email	11/22/2022	\$22,679.00	\$22,679.00

WHEREAS, Jake Brand, Director of the Dept. of Planning and Development has recommended to award the quote and requests permission to enter into agreements (after receiving OEPA approval) with Kapalin Inc., Jefferson OH, as follows:

HSTS Applicant	Total Contract	Homeowner Share	HSTS Share
Kenneth & Shanon Pierce 3331 Knowlton Rd Rock Creek OH 44084	\$22,679.00	\$11,339.50	\$11,339.50

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that quotes are awarded to Kapalin Inc. and the Department of Planning and Development is authorized to enter into agreements in accordance with the copies now on file.

BE IT FURTHER RESOLVED, Jake Brand, as Director of the Planning and Development Department is authorized to sign all documents related to these agreements.

**ASHTABULA COUNTY COMMISSIONERS
CERTIFICATION PAGE**

Resolution No. 2022-508

November 29, 2022

RESOLUTION AWARDING QUOTATIONS AND AUTHORIZING THE DEPARTMENT OF COMMUNITY SERVICES AND PLANNING TO ENTER INTO AN AGREEMENT WITH KAPALIN INC FOR HOUSEHOLD SEWAGE TREATMENT SYSTEM (HSTS), WATER POLLUTION CONTROL LOAN FUND (WPCLF)

Upon the motion of Kathryn L. Whittington, seconded by Casey R. Kozlowski.

VOTE:

J.P. Ducro IV

Aye

Casey R. Kozlowski

Aye

Kathryn L. Whittington

Aye

CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution acted upon and duly passed by the Board of County Commissioners of Ashtabula County, Ohio, on the date noted above.



Lisa Hawkins, Clerk of the Board
Board of County Commissioners
Ashtabula County, Ohio

Quote Summary

Name: Pierce Properties Quoted On: 3331 Knowlton Rd.

Request for quotes sent: 11/8/2022 Quote Open Date: 11/22/2022

Name of Contractor Who Quoted: **Kapalin, Inc.** Maximum Quote \$50,000.00

Pierce-3331 Knowlton Rd.	\$22,679.00
--------------------------	-------------

Total	\$22,679.00
--------------	-------------

Dana Daughters Excavating

Pierce-3331 Knowlton Rd.	\$24,000.00
--------------------------	-------------

Total	\$24,000.00
--------------	-------------

JC Hauling & Excavating

Pierce-3331 Knowlton Rd.	NO Bid
--------------------------	--------

Total	\$ -
--------------	------

Apparent Lowest Bidder: Kapalin, Inc. Amount of Quote: \$22,679.00

Comments:



Request for Quote-Septic System Installer

Ashtabula County has received an OEPA HSTS WPCLF award to assist income qualified homeowners with replacement of failing septic systems. Ashtabula County Community Services & Planning Office has qualified applicants and secured professionals to evaluate the soils and design appropriate systems for each applicant. Ashtabula County will be paying for services for the qualifying home-owners.

Ashtabula County is seeking qualified septic system installers to install replacement systems for the following applicants using the system provided in the plans and specifications.

- Pierce – 3331 Knowlton Rd., Rock Creek, OH 44084

Scope of Work: Using the Plans & Specifications provided obtain permit from Ashtabula County Health Department and install the replacement system as designed.

Per the terms of the HSTS WPCLF program, Ashtabula County will enter into a contract with the selected septic system installer who will need to provide all appropriate information in the attached contract.

Time Period: Upon contract signing

Quote Information

Quotes must be received by November 22, 2022 by 4:00 PM

Please send the quote information via email to: snjammal@ashtabulacounty.us or fax to 440-576-2758.

Company: Kapalin Inc

Name: Russell Kapalin

Signature: Russell Kapalin

Address: 3605 St. Rt. 167

City: Jefferson

State: OH

Zip code: 44047

Phone: 440-969-3387

Email: Kapalininc@gmail.com

Provide the approximate number of septic system installations in Ashtabula County conducted in last 2 years 32.

HSTS

Kenneth & Shanon Pierce
3331 Knowlton Rd.
Rock Creek, OH 44084
440-789-1268

ITEM	QTY	UNIT	COST
Mobilization/Demobilization	1	LS	500
J-Jet 500 RAD Aeration Tank w/ UV Light	1	EA	7000
2,000 Gallon Dosing Tank	1	EA	2000
4" PVC SCH 40 Pipe	144	LF	1000
4" PVC SCH 40 Fittings	8	EA	200
1.5" PVC SCH 40 Pipe	75	LF	200
1.5" PVC SCH 40 Fittings	12	EA	75
4" Cleanout (LS)	1	EA	0
Vegetation Removal	314	SF	700
Effluent Pump	1	EA	800
4" PVS SCH 40 Pipe Shield for Lateral	12	LF	100
4 PVC SCH 40 END Caps	2	EA	0
Risers	2	EA	200
KRAIN Plus #6 Low Angle Nozzle ()	2	EA	1000
Ball Valve	2	EA	0
LABOR			8000
Permits			409
Seeding/Grading			500
TOTAL			22,679
QUANTITIES ARE APPROXIMATE			

I will begin the work within 45 consecutive calendar days from the date of the Contract Award Proceed Order and will complete the work in 60 days from the date of the proceed order, unless otherwise agreed by the Owner and approved by the agency.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

11/22/2022

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).


PRODUCER Glazier Insurance Agency, Inc. 41 Wall St. Jefferson OH 44047		CONTACT NAME: Donna Blare CSR PHONE (A/C, No, Ext): (440) 576-2921 104 FAX (A/C, No): (440) 576-9267 E-MAIL ADDRESS: dblare@glazierins.com	
		INSURER(S) AFFORDING COVERAGE	
		INSURER A: Westfield Insurance	NAIC # 24112
		INSURER B:	
		INSURER C:	
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES **CERTIFICATE NUMBER:** CL2111205185 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			CWP3752698	01/10/2022	01/10/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY			CWP3752698	01/10/2022	01/10/2023	COMBINED SINGLE LIMIT (Ea accident) \$ 500,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y/N <input type="checkbox"/>	CWP3752698	01/10/2022	01/10/2023	PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER		CANCELLATION	
Ashtabula County Commissioners and Ashtabula County Community 25 W Jefferson St. Jefferson OH 44047		SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 	

© 1988-2015 ACORD CORPORATION. All rights reserved.

Ohio

**Bureau of Workers'
Compensation**

30 W. Spring St.
Columbus, OH 43215

Certificate of Ohio Workers' Compensation

This certifies that the employer listed below participates in the Ohio State Insurance Fund as required by law. Therefore, the employer is entitled to the rights and benefits of the fund for the period specified. This certificate is only valid if premiums and assessments, including installments, are paid by the applicable due date. To verify coverage, visit www.bwc.ohio.gov, or call 1-800-644-6292.

This certificate must be conspicuously posted.

Policy number and employer
01152094

Period Specified Below
07/01/2022 to 07/01/2023

KAPALIN INC
3605 RT 167 EAST
JEFFERSON OH 44047



www.bwc.ohio.gov
Issued by: BWC

Stephanie McCloud

Administrator/CEO

You can reproduce this certificate as needed.

Ohio Bureau of Workers' Compensation

Required Posting

Section 4123.54 of the Ohio Revised Code requires notice of rebuttable presumption. Rebuttable presumption means an employee may dispute or prove untrue the presumption (or belief) that alcohol, marihuana or a controlled substance not prescribed by the employee's physician is the proximate cause (main reason) of the work-related injury.

The burden of proof is on the employee to prove the presence of alcohol, marihuana or a controlled substance was not the proximate cause of the work-related injury. An employee who tests positive or refuses to submit to chemical testing may be disqualified for compensation and benefits under the Workers' Compensation Act.

Ohio

**Bureau of Workers'
Compensation**

You must post this language with the Certificate of Ohio Workers' Compensation.

APPENDIX C

Contractor Equal Employment Opportunity Certification

During the performance of this contract, the undersigned agrees as follows:

1. The undersigned will not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin. The undersigned will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion or national origin. Such action shall include, but not be limited to the following: Employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The undersigned agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this equal opportunity (federally assisted construction) clause.
2. The undersigned will, in all solicitations or advertisements for employees placed by or on behalf of the undersigned, state the all qualified applicants will receive consideration for employment without regard to race, color, religion, sex or national origin.
3. The undersigned will send to each labor union or representative of workers, with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representative of the undersigned's commitment under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.
4. The undersigned will comply with all provisions of Executive Order No. 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.
5. The undersigned will furnish all information and reports required by Executive Order No. 11246 of September 24, 1965, and by the rules, regulations, and relevant orders of the Secretary of Labor, or pursuant thereto, and will permit access to his/her books, records and accounts by the administering agency of the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.
6. In the event of the undersigned's non-compliance with the equal opportunity (federally assisted construction) clause of this contract or with any of the said rules, regulations, or orders, this contract may be canceled, terminated or suspended in whole or in part, and the undersigned may be declared ineligible for further Government contracts of federally assisted construction contracts in accordance with procedures authorized in Executive Order No. 11246 of September 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order No 11246 of September 24, 1965, or by rules, regulations, or order of the Secretary of Labor, or as provided by law.
7. The undersigned will include this equal opportunity (federally assisted construction) clause in every subcontract or purchase order unless exempted by the rules, regulations, or orders of the Secretary of Labor issued pursuant to section 204 of Executive Order No 11246 of September 24, 1965, so that such provision will be binding upon each subcontract or vender. The undersigned will take such action with respect to any subcontract or purchase order as the administering agency may direct as a means of enforcing such provisions, including sanctions for non compliance: Provided, however, that in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor, as a result of such direction by the administering agency the undersigned may request the United States to enter into such litigation to protect the interest of the United States.

Russell Kapalin
(Signature)

11/22/22
(Date)

Russell Kapalin - President
(Name and Title of Signer, Please type)

Kapalin Inc
(Firm Name)

APPENDIX D

Certification Regarding Debarment, Suspension, and Other Responsibility Matters

The prospective participant certifies to the best of its knowledge and belief that it and its principals:

- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- (b) Have not within a three year period preceding this proposal been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal of State antitrust statutes or commission if embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (b) of this certification;
- (d) Have not within a three year period preceding this application / proposal had one or more public transactions (Federal, State, or local) terminated for cause or default; and
- (e) Will not utilize a subcontractor or supplier who is unable to certify (a) through (d) above.

I understand that a false statement on this certification may be grounds for rejection of this proposal or termination of the award. In addition, under 18 USC Sec. 1001, a false statement may result in a fine of up to \$10,000 or imprisonment for up to 5 years, or both.

Russell Kaplan - President

Type Name & Title of Authorized Representative

Russell Kaplan

Signature of Authorized Representative

11/22/22

Date

I am unable to certify to the above statements. My explanation is attached.

APPENDIX E

American Iron and Steel Acknowledgement

The Contractor acknowledges to and for the benefit of Ashtabula ("Purchaser") and the State of Ohio (the "State") that it understands the goods and services under this Agreement are being funded with monies made available by the Clean Water State Revolving Fund and/or Drinking Water State Revolving Fund that have statutory requirements commonly known as "American Iron and Steel;" that requires all of the iron and steel products used in the project to be produced in the United States ("American Iron and Steel Requirement") including iron and steel products provided by the Contractor pursuant to this Agreement. The Contractor hereby represents and warrants to and for the benefit of the Purchaser and the State that (a) the Contractor has reviewed and understands the American Iron and Steel Requirement, (b) all of the iron and steel products used in the project will be and/or have been produced in the United States in a manner that complies with the American Iron and Steel Requirement, unless a waiver of the requirement is approved, and (c) the Contractor will provide any further verified information, certification or assurance of compliance with this paragraph, or information necessary to support a waiver of the American Iron and Steel Requirement, as may be requested by the Purchaser or the State. Notwithstanding any other provision of this Agreement, any failure to comply with this paragraph by the Contractor shall permit the Purchaser or State to recover as damages against the Contractor any loss, expense, or cost (including without limitation attorney's fees) incurred by the Purchaser or State resulting from any such failure (including without limitation any impairment or loss of funding, whether in whole or in part, from the State or any damages owed to the State by the Purchaser). While the Contractor has no direct contractual privity with the State, as a lender to the Purchaser for the funding of its project, the Purchaser and the Contractor agree that the State is a third-party beneficiary and neither this paragraph (nor any other provision of this Agreement necessary to give this paragraph force or effect) shall be amended or waived without the prior written consent of the State.

Russell Kapalin 11/22/22
Signature Date
Russell Kapalin President
Name and Title of Authorized Signatory, Please Print or Type
Kapalin Inc
Bidder's Firm

Check here if the WPCLF or WSRLA applicant will be requesting an individual waiver for non- American made iron and steel products. Please note that the waiver box does not need to be marked for nationwide waivers.