

RESOLUTION APPROVING AMENDMENT TO THE CONSTRUCTION CONTRACT BETWEEN ABC PIPING COMPANY AND ASHTABULA COUNTY FOR THE COFFEE CREEK WASTEWATER TREATMENT PLANT EXPANSION PROJECT, ACDES

WHEREAS, Ray Nevison, Director of the Ashtabula County Department of Environmental Services, has presented an amended Contract for the approval of the Board, to-wit:

PARTIES: Ashtabula County Department of Environmental Services, 36 W. Walnut St., Jefferson, OH 44047.
The Ashtabula County Commissioners, 25 West Jefferson St., Jefferson, OH 44047.
ABC Piping Company, 1277 East Schaaf Road, Brooklyn Heights, Ohio 44131.

SCOPE: ABC Piping Company to provide Ashtabula County Department of Environmental Services construction services pertinent to the Coffee Creek wastewater treatment plant expansion project.

AMENDMENT: remove escrow account and replace with a signed waiver of escrow.

WHEREAS, this Board of Commissioners concurs with the recommendation of the Director and finds this amendment to be reasonable and necessary; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the Contract amendment noted above is approved in accordance with the copy now on file in this office.

BE IT FURTHER RESOLVED, all other terms and conditions outlined in the resolution will remain in full force and effect.

ASHTABULA COUNTY COMMISSIONERS
CERTIFICATION PAGE

Resolution No. 2026-394

September 15, 2026

**RESOLUTION APPROVING AMENDMENT TO THE CONSTRUCTION CONTRACT
BETWEEN ABC PIPING COMPANY AND ASHTABULA COUNTY FOR THE COFFEE
CREEK WASTEWATER TREATMENT PLANT EXPANSION PROJECT, ACDES**

Upon the motion of J.P. Ducro IV, seconded by Kathryn L. Whittington.

VOTE:

**Casey R. Kozlowski
Kathryn L. Whittington
J.P. Ducro IV**

**Aye
Aye
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.



Crystal Sturgill, Clerk of the Board
Board of County Commissioners
Ashtabula County, Ohio

ESCROW WAIVER

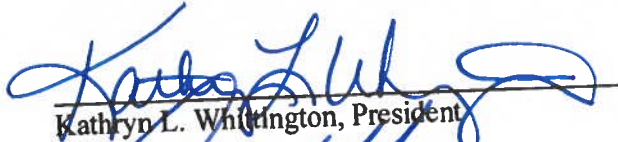
In accordance with a certain Contract between the Ashtabula County Board of Commissioners, Ohio, (hereinafter referred to as "the Owner") and ABC Piping Company, Inc., (hereinafter referred to as "the Contractor") it is mutually agreed by and between the parties hereto that because of the short-term duration of the within contract, no escrow account will be established pursuant to Sections 153.13, 153.14 and 153.63 of the Ohio Revised Code nor shall any interest be paid on any retainage.

ABC PIPING COMPANY, INC.



Aldo Campellone, President

ASHTABULA COUNTY BOARD OF COMMISSIONERS



Kathryn L. Whittington, President


Casey R. Kozlowski, Commissioner
J.P. Ducro IV, Commissioner
Witness

AGREEMENT FOR ESCROW ACCOUNT

(1) This agreement is entered into between ASHTABULA COUNTY COMMISSIONERS, and ABC PIPING COMPANY, INC., contractor for the COFFEE CREEK WWTP EXPANSION.

Funds due for the payment in the amount of \$399,400.00, which is 8% of 50% of the total work to be completed under the contract, shall be deposited in a savings account in Andover Bank, 150 North Chestnut Street, P.O. Box 405, Jefferson, Ohio 44047, who shall be the Escrow Agent. The account shall be in the name of Ashtabula County Commissioners and ABC Piping Company, Inc., Contractor. Said funds are to be deposited upon a receipt of an approved application for payment showing the amount due for payment and the amount to be retained.

The savings account shall earn interest at the current passbook rate. There are no escrow fees to be charged.

The Escrow Agent shall hold the escrowed principal and interest until the receipt of notice from the state or county and contractor that the project is substantially completed and occupied, or in use, or has been accepted; or until receipt of an arbitration order or an order of the court of claims specifying the amount of the escrow to be released and the person to whom it is to be released. Upon receipt of the notice or order, the agent shall promptly release the retained principal and interest and pay it to the contractor. A notice releasing said retained principal and interest will be issued to the Escrow Agent by the County and the Contractor.

ASHTABULA COUNTY COMMISSIONERS


Kathryn L. Whittington, President


Witness


Casey R. Kozlowski, Commissioner


J.P. DiCro IV, Commissioner

ABC PIPING COMPANY, INC.


Aldo Campellone, President


Witness

3.29.2024
Date