

DOCUMENT 00 52 00

Cuyahoga County Form of Agreement LUMP SUM CONTRACT

THIS AGREEMENT, made this ____ day of June, in the year of two thousand and twelve, between the County of Cuyahoga, hereinafter called the party of the first part, and Whitehouse Construction, 23660 Miles Road, Suite 76, Bedford Heights, Ohio 44128 and it's successors, and executors, hereinafter called the party of the second part.

WITNESSETH: That for and in consideration of payments hereinafter mentioned, to be made by party of the first part, party of the second part agrees to furnish all materials, appliances, tools, and labor, and perform all the work required for the project:

Replacement of Exterior Office Windows at the Cuyahoga County Board of Developmental Disabilities William P. Day Early Childhood Center Cuyahoga County, Ohio, for the base bid and alternate 1 according to the bidding documents and to the satisfaction and acceptance of the party of the first part.

The party of the second part further covenants and agrees that the following documents shall be bound with or accompany and be an essential part of this contract: Bidding, Contracting Requirements and Proposals upon which this contract was awarded; Specifications and Drawings for the improvement contemplated by this contract; The construction and material specifications together with the general clauses and covenants of the County of Cuyahoga, Ohio in effect at the time this contract is entered into; Contractors Performance Bond and this Agreement.

It is expressly stipulated and agreed that the party of the second part hereby covenants and agrees that has full knowledge of the site, specifications, drawings, and conditions relative to the performance of the work contemplated by this contract and made an essential part thereof, and that the affixing of signature hereto shall constitute complete acceptance of the compliance with aforesaid specifications, drawings, and conditions.

In consideration of the premises the party of the first part agrees to pay to the party of the second part a certain sum of money which shall be as set forth in the proposal attached hereto and made a part hereof. This aforesaid sum shall be understood to be in the amount of One hundred sixty-six thousand, two hundred fifty dollars (\$166,250.00), subject to additions and deductions as provided in the contract documents.

By entering into this agreement/contract the party of the second part agrees on behalf of the contracting or submitting business entity, its officers, employees, subcontractors, subgrantees, agents or assigns, to conduct this transaction by electronic means by agreeing that all documents requiring party of the first part signatures may be executed by electronic means, and that the electronic signatures affixed by the party of the first part to said documents shall have the same legal effect as if that signature was manually affixed to a paper version of the document. I also agree on behalf of the aforementioned entities and persons, to be bound by the provisions of chapters 304 and 1306 of the Ohio revised code as they pertain to electronic transactions, and to comply with the electronic signature policy of Cuyahoga County.

DOCUMENT 00 52 00

Cuyahoga County Form of Agreement

IN WITNESS WHEREOF, the party of the first part through its Cuyahoga County Executive and the party of the second part through its duly authorized representatives have hereunto subscribed and affixed their respective signatures.

IF AN INDIVIDUAL, DOING BUSINESS UNDER A FIRM NAME, SO STATE, GIVING BOTH NAMES.

IF A PARTNERSHIP, SO STATE, GIVING NAMES AND POST OFFICE ADDRESSES OF ALL PARTNERS ON LINES OPPOSITES.

IF A CORPORATION, GIVE FULL CORPORATION NAME AND STATE UNDER THE LAWS OF WHAT STATE YOU ARE INCORPORATED; OFFICER SHOULD INCLUDE SIGNATURE, TITLE, AND FURNISH A COPY, CURRENTLY DATED AND CERTIFIED BY THE SECRETARY OF THE CORPORATION OF A RESOLUTION BY THE BOARD OF DIRECTORS AUTHORIZING THE PARTICULAR OFFICER TO SIGN THE CONTRACT ON BEHALF OF COMPANY AND FURTHER CERTIFY THAT THE RESOLUTION IS IN FULL FORCE AND EFFECT.

COUNTY OF CUYAHOGA, OHIO

Edward FitzGerald, County Executive

EXECUTIVE:

2012-06-20 10:07:33

Ed FitzGerald/apc

CONTRACTOR

FIRM:

Whitehouse Construction.

SIGNATURE:

Bluczywo

PRINTED NAME:

BARBARA LUCZYWO

TITLE:

PRESIDENT

END OF DOCUMENT