

AMENDED AGREEMENT NO. 2 Final CONTRACT NO. CE900361-01

THIS AGREEMENT, made and entered into this _____ day of _____, 20____ by and between the County of Cuyahoga, Ohio and Terrace Construction Company, Inc., an Ohio Corporation, with principal offices located at 3965 Pearl Road, Cleveland, Ohio 44109,

WITNESSETH, that whereas in the performance of Contract No. CE900361-01 between the above named parties calling for the Repair and Resurfacing of St. Clair Avenue from East 72nd Street to the Cleveland East Corporation Line in the City of Cleveland, it is the opinion of the County of Cuyahoga, Ohio

that it is necessary to make alterations and modifications as follows in said contract in order that the work be properly completed:

The following plan quantity adjustments are based on final field measurements and calculations.

WHEREAS, the Contractor has agreed and by these presents does agree to perform the work necessary to complete the contract in accordance with the alterations and modifications desired by the County of Cuyahoga, Ohio at the following prices for the following work viz:

INCREASED PLAN ITEMS

<u>Ref.</u> <u>No.</u>	<u>Descriptions</u>	<u>Qty.</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Total</u>	
3	Pavement Removed	1,780 9400	SY	\$ 9 75	\$ 17 364 17	1
6	Walk Removed	19,955 1000	SF	\$ 0 50	\$ 9,977 55	1
7	Curb Removed	373 7500	LF	\$ 4 00	\$ 1,495 00	1
9	Guardrail Removed	30 0000	LF	\$ 9 00	\$ 270 00	1
15	Excavation	146 4760	CY	\$ 11 00	\$ 1,611 24	1
16	Embankment APP	133 0000	CY	\$ 3 00	\$ 399 00	1
19	Subgrade Compaction	1 769 7800	SY	\$ 0 15	\$ 265 48	1
23	Linear Grading, APP	504 0870	SY	\$ 5 50	\$ 2,772 48	1
27	Reference Monument	23 0000	Each	\$ 115 50	\$ 2,656 50	1
30	4" Concrete Walk, APP	19 724 1000	SF	\$ 2 90	\$ 57,199 89	1
31	Curb Ramp, Type A1, APP	3 0000	Each	\$ 544 00	\$ 1,632 00	1
35	6" Conduit Type F for Underdrain Outlets, APP	510 0000	LF	\$ 6 50	\$ 3,315 00	1
36	12" Conduit Type B, 706 08, APP	61 6000	LF	\$ 38 00	\$ 2,340 80	1
40	Catch Basin Reconstructed To Grade	9 0000	Each	\$ 607 00	\$ 5 463 00	1
44	Miscellaneous Metal	16,737 8500	LBS	\$ 0 80	\$ 13,390 26	1
48	6" Shallow Pipe Underdrain With Fabric Wrap APP	105 2400	LF	\$ 7 00	\$ 736 68	1
50	Seeding and Mulching, APP	1 035 6170	SY	\$ 1 00	\$ 1 035 62	1
57	Pavement Planing Asphalt Concrete, APP	6,137 0700	SY	\$ 3 50	\$ 21,479 75	1
61	Full Depth Pavement Sawing	4,201 6400	LF	\$ 2 00	\$ 8,403 28	1
64	Tack Coat	43 6600	Gal	\$ 2 00	\$ 87 32	1
65	Tack Coat for Intermediate Course	554 3300	Gal	\$ 2 00	\$ 1,108 66	1
70	8" Reinforce Concrete Pavement Using Class MS concrete APP	1,166 3470	SY	\$ 55 50	\$ 64,732 28	1
71	12" Reinforced Concrete Pavement, APP	376 5930	SY	\$ 68 00	\$ 25,608 32	1
73	Curb Type 2A, APP	503 3400	LF	\$ 7 00	\$ 3,523 38	1
74	Curb type 6, APP	1,174 2300	LF	\$ 8 00	\$ 9,393 84	1
78	Asphalt Concrete Surface Course, Type 1, Fiber A APP	115 7850	CY	\$ 165 00	\$ 19,108 18	1
79	Asphalt Concrete Intermediate Course Type 2, Fiber A, APP	35 9790	CY	\$ 150 00	\$ 5 396 85	1
90	Conduit 2", 725 05	49 0000	LF	\$ 1 50	\$ 73 50	3
91	Conduit 3", 725 04	3 003 0000	LF	\$ 12 00	\$ 36,036 00	3
94	Trench	12 769 5000	LF	\$ 5 00	\$ 63 847 50	3
95	Trench in Paved Area Type B	2,348 0000	LF	\$ 30 00	\$ 70,440 00	3
97	Pull Box 17"x30"	4 0000	Each	\$ 408 00	\$ 1,608 00	3
98	Ground Rod, APP	7 0000	Each	\$ 125 00	\$ 875 00	3
104	Pedestrian Signal Head, Type D2 APP	2 0000	Each	\$ 375 00	\$ 750 00	3
107	Pedestrian Pushbutton	1 0000	Each	\$ 91 50	\$ 91 50	3
110	Signal Cable, 5 Conductor No 14 AWG	159 0000	LF	\$ 1 50	\$ 238 50	3
113	Innerconnect Cable, Misc: Fiber Optic Cable, 6 Fibers	170 0000	LF	\$ 2 00	\$ 340 00	3
115	Signal Support Foundation	1 0000	Each	\$ 2,200 00	\$ 2,200 00	3
116	Pedestal Foundation	7 0000	Each	\$ 2 000 00	\$ 14 000 00	3
117	Power Cable, 3 Conductor No 8 AWG	21 0000	LF	\$ 2 00	\$ 42 00	2
134	Pedestal 8' APP	1 0000	Each	\$ 634 00	\$ 634 00	2
134	Pedestal 8', APP	9 0000	Each	\$ 634 00	\$ 5,706 00	3
144	Sign Hanger Assembly, Mast Arm, APP A	1 0000	Each	\$ 213 50	\$ 213 50	3
151	Edge Line, Type 2 White	0 0510	Mile	\$ 5 194 50	\$ 264 92	1

INCREASED PLAN ITEMS CONTINUED

<u>Ref.</u> <u>No.</u>	<u>Descriptions</u>	<u>Qty.</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Total</u>
162	Lane Line, Type 2	2 049	Mile	\$ 346.50	\$ 709.98 1
163	Center Line, Type 2	1 253	Mile	\$ 923.50	\$ 1,157.15 1
164	Channelizing Line, Type 2	463 500	LF	\$ 0.50	\$ 231.75 1
169	Lane Arrow, Type 2	5 000	Each	\$ 46.00	\$ 230.00 1
163	Law Enforcement Officer With Patrol Car	399 600	HR	\$ 55.50	\$ 22 172.25 1
173	Work Zone Dotted Line, Class 1, 740 06 Type 1	768 000	LF	\$ 0.50	\$ 384.00 1
175	Work Zone Stop Line, Class 1, 642 Paint	216 000	LF	\$ 4.50	\$ 972.00 1
181	Install Stop Signs Where Signal Systems were Removed	3 00	Each	\$ 330.75	\$ 992.25 1
					\$ 604,966.29

DECREASED PLAN ITEMS

<u>Ref.</u> <u>No.</u>	<u>Descriptions</u>	<u>Qty.</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Total</u>
4	Wearing Course Removed, APP	(500 000)	SY	\$ 34.00	\$ (17,000.00) 1
5	Concrete Base Removed APP	(44 600)	SY	\$ 36.50	\$ (1,627.90) 1
8	Pipe Removed 24" and under	(439 000)	LF	\$ 16.00	\$ (7 024.00) 1
10	Manhole Removed	(19 000)	Each	\$ 190.00	\$ (3,610.00) 1
11	Catch Basin Removed	(2 000)	Each	\$ 151.50	\$ (303.00) 1
12	Catch Basin Abandoned	(1 000)	Each	\$ 132.00	\$ (132.00) 1
14	Abandon Misc : Test Tee	(25 000)	Each	\$ 294.00	\$ (7,350.00) 1
17	Roadway Misc : 7'X6' Tree Pockets	(2 000)	Each	\$ 225.12	\$ (450.24) 1
18	Roadway Misc : 10'X4' Tree Pockets	(13 000)	Each	\$ 284.50	\$ (3,698.50) 1
20	Embankment, APP	(500 000)	CY	\$ 4.00	\$ (2 000.00) 1
21	Granular Embankment, APP	(500 000)	CY	\$ 28.00	\$ (14,000.00) 1
22	Geotextile Fabric	(1 000 000)	SY	\$ 1.00	\$ (1,000.00) 1
24	Cuy County Centerline Monument Box Assembly, Type 1	(4 000)	Each	\$ 481.00	\$ (1 924.00) 1
25	Cuy County Monument Box	(9 000)	Each	\$ 452.50	\$ (4,072.50) 1
26	Monument Box Adjusted to Grade, APP	(15 000)	Each	\$ 155.00	\$ (2,325.00) 1
32	Curb Ramp, Type A2, APP	(2 000)	Each	\$ 506.50	\$ (1,013.00) 1
33	Curb Ramp, Type B2, APP	(1 000)	Each	\$ 547.00	\$ (547.00) 1
34	6" Conduit, Type B, APP	(60 000)	LF	\$ 12.50	\$ (750.00) 1
37	15" Conduit, Type B APP	(60 000)	LF	\$ 53.00	\$ (3,180.00) 1
39	Catch Basin Adjusted to Grade, APP	(17 000)	Each	\$ 412.50	\$ (7 012.50) 1
41	Manhole, No 1, APP	(21 000)	Each	\$ 458.00	\$ (9,628.00) 1
42	Manhole Adjusted to Grade, APP	(14 000)	Each	\$ 301.00	\$ (4,214.00) 1
43	Manhole Reconstructed to Grade, APP	(39 000)	Each	\$ 670.50	\$ (26 149.50) 1
45	Drainage Structure, Misc , Test Tee Adjusted to Grade	(18 000)	Each	\$ 72.50	\$ (1 305.00) 1
46	Drainage Structure, Misc Test Tee Reconstructed to Grade	(21 000)	Each	\$ 468.50	\$ (9,838.50) 1
47	Drainage Structure Misc , Test Tee, APP	(18 000)	Each	\$ 1 009.50	\$ (18,171.00) 1
49	Topsoil	(28 016)	CY	\$ 26.50	\$ (742.40) 1
51	Commercial Fertilizer	(0 111)	Ton	\$ 346.50	\$ (38.46) 1
52	Lime	(0 700)	Acro	\$ 231.00	\$ (161.70) 1
53	Water	(14 300)	Mgal	\$ 34.50	\$ (493.35) 1
54	Mowing	(3 000)	MSF	\$ 115.50	\$ (924.00) 1
55	Erosion Control	(5 000 000)	Each	\$ 1.00	\$ (5,000.00) 1
56	Partial Depth Pavement Repair, APP	(5,784 000)	SY	\$ 15.00	\$ (86 760.00) 1
58	Patching Planed Surface	(3,081 000)	SY	\$ 2.00	\$ (6,162.00) 1
59	Full Depth Removal and Rigid Replacement, Class MS APP	(10 494 416)	SY	\$ 36.50	\$ (383,046.16) 1
60	Removal, Misc Trolley Tracks and Rigid Replacement , Class MS APP	(2,497 220)	SY	\$ 36.50	\$ (91,148.53) 1
62	Asphalt Concrete Base, PG64-22 APP	(134 450)	CY	\$ 175.00	\$ (23 528.75) 1
63	Aggregate Base, APP	(615 694)	CY	\$ 35.50	\$ (21,857.14) 1
66	Prime Coat	(80 000)	Gal	\$ 5.00	\$ (400.00) 1
67	Asphalt Concrete Intermediate Course Type 1 PG 64-22, APP	(25 000)	CY	\$ 185.00	\$ (4,625.00) 1
68	Asphalt Concrete Intermediate Course, Type 2, PG 64-22 APP	(25 000)	CY	\$ 175.00	\$ (4,375.00) 1
69	Asphalt Concrete Surface Course Type 1 PG 64-22, (Driveways) APP	(84 929)	CY	\$ 215.00	\$ (18 259.74) 1
72	6" Non-reinforced Concrete Pavement Using Class MS Concrete APP	(47 330)	SY	\$ 39.00	\$ (1,845.87) 1
75	Asphalt Rejuvenating Agent	(7,973 365)	Gal	\$ 17.25	\$ (137 540.55) 1
76	Misc Concrete Joint Cleaned and Filled	(2 500 000)	LF	\$ 2.10	\$ (5,250.00) 1

DECREASED PLAN ITEMS CONTINUED

Ref. No.	Descriptions	Qty.	Unit	Unit Price	Total
77	Misc, Concrete Pavement Crack Cleaned and Filled	(5 000 000)	LF	\$ 2 10	\$ (10,500 00) 1
80	Valve Box Adjusted to Grade, APP	(74 000)	Each	\$ 143 50	\$ (10,619 00) 1
81	Service Box Adjusted To Grade APP	(14 000)	Each	\$ 44 50	\$ (623 00) 1
82	4" Conduit Type E	(100 000)	LF	\$ 2 50	\$ (250 00) 3
87	No 6 AWG 5000 Volt Distribution Cable	(214 000)	LF	\$ 1 16	\$ (248 24) 2
87	No 6 AWG 5000 Volt Distribution Cable	(2,978 000)	LF	\$ 1 16	\$ (3,454 48) 3
88	No 10 AWG Pole and Bracket Cable	(134 000)	LF	\$ 0 60	\$ (80 40) 2
88	No 10 AWG Pole and Bracket Cable	(2,170 000)	LF	\$ 0 60	\$ (1,302 00) 3
89	Conduit 2", 725 04	(66 000)	LF	\$ 5 50	\$ (363 00) 3
92	Conduit 3", 725 05	(315 000)	LF	\$ 3 50	\$ (1,102 50) 3
93	Luminaire, Conventional, APP	(2 000)	Each	\$ 370 00	\$ (740 00) 2
93	Luminaire, Conventional APP	(20 000)	Each	\$ 370 00	\$ (7,400 00) 3
96	Pull Box 13"X24"	(2 000)	Each	\$ 350 00	\$ (700 00) 2
96	Pull Box, 13"X24"	(3 000)	Each	\$ 350 00	\$ (1,050 00) 3
97	Pull Box 17" X 30"	(1 000)	Each	\$ 400 00	\$ (400 00) 2
98	Ground Rod, APP	(6 000)	Each	\$ 125 00	\$ (750 00) 2
99	Plastic Caution Tape	(106 000)	LF	\$ 0 25	\$ (26 50) 2
99	Plastic Caution Tape	(3 500)	LF	\$ 0 25	\$ (0 88) 3
106	Covering of Pedestrian Signal Heads	(14 000)	Each	\$ 15 00	\$ (210 00) 2
106	Covering of Pedestrian Signal Heads	(64 000)	Each	\$ 15 00	\$ (960 00) 3
108	Detector Loop, APP	(3 000)	Each	\$ 707 50	\$ (2,122 50) 3
109	Signal Cable, 3 Conductor, No 14 AWG	(188 000)	LF	\$ 1 25	\$ (235 00) 3
110	Signal Cable, 5 Conductor, No 14 AWG	(180 000)	LF	\$ 1 50	\$ (270 00) 2
111	Signal Cable, 7 Conductor, No 14 AWG	(66 000)	LF	\$ 1 25	\$ (82 50) 2
111	Signal Cable, 7 Conductor, No 14 AWG	(929 000)	LF	\$ 1 25	\$ (1,161 25) 3
112	Signal Cable 9 Conductor, No 14 AWG	(60 000)	LF	\$ 1 75	\$ (105 00) 2
112	Signal Cable 9 Conductor, No 14 AWG	(589 000)	LF	\$ 1 75	\$ (1,030 75) 3
115	Signal Support Foundation	(1 000)	Each	\$ 2 200 00	\$ (2 200 00) 2
116	Pedestal Foundation	(1 000)	Each	\$ 2,000 00	\$ (2,000 00) 2
117	Power Cable 3 Conductor, No 8 AWG	(44 000)	LF	\$ 2 00	\$ (88 00) 3
136	Signalization, Misc, Foundation Test Hole	(9 000)	Each	\$ 253 00	\$ (2,277 00) 2
136	Signalization, Misc, Foundation Test Hole	(28 000)	Each	\$ 253 00	\$ (7,084 00) 3
143	Controller Item Misc, Training for Video Detection System	(1 000)	LS	\$ 2,250 00	\$ (2,250 00) 3
146	Sign Support Assembly, Pole Mounted	(1 000)	Each	\$ 86 50	\$ (86 50) 3
147	Sign, Flat Sheet, Type G	(6 000)	SF	\$ 14 00	\$ (70 00) 3
148	Sign Flat Sheet APP, Type G	(29 900)	SF	\$ 16 00	\$ (478 40) 3
165	Stop Line, Type 2	(85 400)	LF	\$ 3 50	\$ (298 90) 1
166	Crosswalk Line, Type 2	(305 700)	LF	\$ 2 00	\$ (611 40) 1
160	Dotted Line 4" Type 2	(136 600)	LF	\$ 0 50	\$ (68 25) 1
161	Traffic Compacted Surface, Type A or B	(489 120)	CY	\$ 25 00	\$ (12,228 00) 1
162	2" Asphalt Concrete Walk	(150 000)	SF	\$ 2 00	\$ (300 00) 1
164	Replacement Sign	(93 750)	SF	\$ 16 00	\$ (1,500 00) 1
166	Asphalt for Maintaining Traffic	(271 959)	CY	\$ 167 00	\$ (45,417 15) 1
167	Maintaining Traffic; Misc : Maintaining Existing Traffic Signals	(32 000)	Each	\$ 239 50	\$ (7,664 00) 1
168	Portable Changeable Message Signs	(28 000)	MOS	\$ 91 00	\$ (2,548 00) 1
169	Work Zone Centerline, Class 1, 642 Paint	(0 408)	Mile	\$ 923 50	\$ (376 79) 1
170	Work Zone Centerline, Class 1, 740 06, Type 1	(2 270)	Mile	\$ 10 361 50	\$ (23,520 61) 1
171	Work Zone Edge Line, Class 1, 642 Paint	(0 469503)	Mile	\$ 462 00	\$ (216 91) 1
172	Work Zone Edge Line Class 1 740 06, Type 1	(3 170)	Mile	\$ 5,181 00	\$ (16,423 77) 1
174	Work Zone Dotted Line, Class 1 740 06, Type 1	(919 000)	LF	\$ 1 00	\$ (919 00) 1
176	Work Zone Stop Line, 740 06, Type 1	(398 500)	LF	\$ 6 00	\$ (2,391 00) 1
178	Water	(5 766)	Mgal	\$ 128 00	\$ (738 05) 1
179	Calcium Chloride	(1 000)	Ton	\$ 655 50	\$ (655 50) 1
181	Field Office, Type B, APP	(2 000)	Mos	\$ 1 868 00	\$ (3 736 00) 1
186	Work Involving Petroleum Contaminated Soil	(100 000)	Ton	\$ 41 50	\$ (4,150 00) 1
187	ISM for Undetermined Roadway	(38 000)	CY	\$ 102 86	\$ (3 908 68) 1

\$ (1 130 677 20)

NEW PLAN ITEMS

<u>Ref.</u> <u>No.</u>	<u>Descriptions</u>	<u>Qty.</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Total</u>
195	Excavate and Investigate Sink hole @ 10802 St Clair	1.00	LS	\$ 2 197 84	\$ 2 197 84 2
196	Repair old Coal Shoot @ Sta74+00LT	1 00	LS	\$ 1,936 27	\$ 1,936 27 1
197	Seal Joint at Back of Curb Adjacent to Concrete Walk	1 00	LS	\$ 51 805 76	\$ 51,805 76 1
198	Cut Proposed Strain Poles due to Conflict With Existing Power Lines	1 00	LS	\$ 5,364 78	\$ 5,364 78 1
199	Repair Attenuator at Sta 158+50LT	1 00	LS	\$ 3,366 53	\$ 3 366 53 1
200	Repair Irrigation System From Sta59+40RT to Sta66+90RT	1 00	LS	\$ 1,155 00	\$ 1,155 00 1
201	Repair / Replace Controller due to Accident @ Sta179+57,48LT	1 00	LS	\$ 8 725 46	\$ 8,725 46 1
202	Extra Pedestrian Signal At East 88	1 00	LS	\$ 3,929 90	\$ 3,929 90 1
203	Price Adjustment for Fiber Optic Cable	1 00	LS	\$ 1 634 54	\$ 1,634 54 1
204	School Flasher Relay Unit @ Sta34+84,29LT and Sta32+97 34RT	1 00	LS	\$ 1,113 00	\$ 1,113 00 1
205	Repair Sandstone Walk @ Polish Garden, St Clair and East Blvd	1 00	LS	\$ 3,592 05	\$ 3 592 05 1
206	Remove Existing Sandstone Blocks During Excavation Sta 91+94RT to Sta92+07RT	1 00	LS	\$ 1,113 66	\$ 1,113 66 1
207	Remove Concrete from Bollards to Install Concrete Drive At Fire Station	1 00	LS	\$ 814 90	\$ 814 90 2
208	Install Catch Basin At the SE Corner of East 105	1 00	LS	\$ 6,626 08	\$ 6 626 08 1
209	Stockpile / Transport Luminaries and Mast Arms	1 00	LS	\$ 1,262 52	\$ 1,262 52 1
210	Signalization: Alternate Bid Items	1 00	LS	\$ 19 423 50	\$ 19,423 50 1
211	Revised Roadway Striping	1 00	LS	\$ 19,411 43	\$ 19,411 43 1
212	Repair Sink Hole in Walk	1 00	LS	\$ 2,012 22	\$ 2,012 22 1
213	Adjustments to Decreased Quantities	1 00	LS	\$ 30,860 42	\$ 30,860 42 1
214	Asphalt Price Adjustment (Credit)	(1 00)	LS	\$ 12 483 64	\$ (12,483 64) 1
					\$ 153,762 11

DECREASED PLAN ITEMS @ PROJECT COST: \$(1,090,098.31)
DECREASED PLAN ITEMS @ 100% LOCAL: \$ (10,089.64)
DECREASED PLAN ITEMS @ 100% CMAC SIGNALIZATION: \$ (30,489.26)

INCREASED PLAN ITEMS @ PROJECT COST: \$307,878.79
INCREASED PLAN ITEMS @ 100% LOCAL: \$ 676.00
INCREASED PLAN ITEMS @ 100% CMAC SIGNALIZATION: \$196,411.50

NEW PLAN ITEMS @ PROJECT COST: \$150,749.37
NEW ITEMS @ 100% LOCAL: \$ 3,012.74

GRAND TOTAL: \$(471,948.80)

Therefore, the final contract amount can be decreased by \$(471,948.80).

It is now therefore agreed that the work shall be done by the Contractor at prices named above, and that the County of Cuyahoga, Ohio shall pay for the work when completed to its satisfaction at the said prices on estimates in the same manner as for the items in the original contract.

By entering into this amendment I agree on behalf of the contracting business entity, its officers, employees, subcontractors, subgrantees, agents or assigns, to conduct this transaction by electronic means by agreeing that all documents requiring County signatures may be executed by electronic means, and that the electronic signatures affixed by the County 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 Chapter 304 and 1306 of the Ohio Revised Code as they pertain to electronic transactions, and to comply with the electronic signature policy of County of Cuyahoga, Ohio.

Nothing in this agreement shall in any way release either party from any of the obligations of the original contract.

Witness our hands and seals this _____ day of _____.

County of Cuyahoga, Ohio

By: *EJ*
Edward FitzGerald, County Executive

TERRACE CONSTRUCTION COMPANY, INC.
[Signature]
TERENCE E. NOCK
[Signature]
Contractor

We, the undersigned, sureties on the above mentioned contract, do hereby consent to the alterations and modifications, and agree that said changes shall not in any manner prejudice our liability under the Bond.

CINCINNATI INSURANCE CO
[Signature]
ATTN: FACT
5-23-11

THE CINCINNATI INSURANCE COMPANY

Fairfield, Ohio

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint

Robert W. Edgerton; Pam L. Kennedy; Anthony J. Schepis and/or Laura K. Staten

of Independence, Ohio

and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows: its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows:

Any such obligations in the United States, up to

Twenty Five Million and No/100 Dollars (\$25,000,000.00).

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect:

"RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company."

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 at a meeting duly called and held on the 7th day of December, 1973

"RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Vice President this 10th day of October, 2008

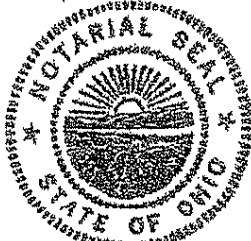


STATE OF OHIO)
COUNTY OF BUTLER)

THE CINCINNATI INSURANCE COMPANY

Thomas H. Kelly
Vice President

On this 10th day of October, 2008, before me came the above-named Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation



Mark J. Huller
MARK J. HULLER, Attorney at Law
NOTARY PUBLIC - STATE OF OHIO
My commission has no expiration
date, Section 147.03 O.R.C.

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect

GIVEN under my hand and seal of said Company at Fairfield, Ohio.

this 25th day of May, 2011



Burgoyne J. Schlabach
Secretary