

**REQUEST FOR PROPOSAL #R10-1135 FOR:
SMART BUILDING SOLUTIONS**

May 20, 2022

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Proposal Submission, Questionnaire and Required
Forms

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Proposal Form Checklist

The following documents must be submitted with the Proposal

The below documents can be found in Section 2; Proposal Submission and Required Bid Forms and must be submitted with the proposal. Please note Proposal Form 1 is a separate attachment (attachment B).

PROPOSAL PRICING: Attachment B is provided separately in a Microsoft Excel file and is required to complete your price proposal.

PROPOSAL FORM 1: ATTACHMENT B - PRICING

QUESTIONNAIRE & EVALUATION CRITERIA:

PROPOSAL FORM 2: QUESTIONNAIRE & EVALUATION CRITERIA

OTHER REQUIRED PROPOSAL FORMS:

PROPOSAL FORM 3: CERTIFICATIONS AND LICENSES

PROPOSAL FORM 4: CLEAN AIR AND WATER ACT

PROPOSAL FORM 5: DEBARMENT NOTICE

PROPOSAL FORM 6: LOBBYING CERTIFICATION

PROPOSAL FORM 7: CONTRACTOR CERTIFICATION REQUIREMENTS

PROPOSAL FORM 8: ANTITRUST CERTIFICATION STATEMENTS

PROPOSAL FROM 9: IMPLEMENTATION OF HOUSE BILL 1295

PROPOSAL FROM 10: BOYCOTT CERTIFICATION AND TERRORIST STATE CERTIFICATION

PROPOSAL FORM 11: RESIDENT CERTIFICATION

PROPOSAL FORM 12: FEDERAL FUNDS CERIFICATION FORM

PROPOSAL FORM 13: ADDITIONAL ARIZONA CONTRACTOR REQUIREMENTS

PROPOSAL FORM 14: OWNERSHIP DISCLOSURE FORM (N.J.S. 52:25-24.2)

PROPOSAL FORM 15: NON-COLLUSION AFFIDAVIT

PROPOSAL FORM 16: AFFIRMATIVE ACTION AFFIDAVIT (P.L. 1975, C.127)

PROPOSAL FORM 17: C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

PROPOSAL FORM 18: STOCKHOLDER DISCLOSURE CERTIFICATION

PROPOSAL FORM 19: GENERAL TERMS AND CONDITIONS ACCEPTANCE FORM

PROPOSAL FORM 20: EQUALIS GROUP ADMINISTRATION AGREEMENT

PROPOSAL FORM 21: OPEN RECORDS POLICY ACKNOWLEDGEMENT AND ACCEPTANCE

PROPOSAL FORM 22: VENDOR CONTRACT AND SIGNATURE FORM

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PROPOSAL FORM 1: ATTACHMENT B - PRICING

Pricing should be entered in the attachment B Excel form provided in this RFP packet. Please reference Section 1, Part B, Instructions to Proposers, for more information on how to complete pricing.

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PROPOSAL FORM 2: QUESTIONNAIRE & EVALUATION CRITERIA

Instructions:

Respondents should incorporate their questionnaire responses directly into the green cells below. Failure to provide responses in this format may result in the proposal being deemed as non-responsive at the sole discretion of Region 10.

Respondents may incorporate additional documents as part of their response which may be utilized by Region 10 as part of the evaluation. Additional documents must be consolidated as part of this Section 2 at the end of your response.

Region 10 has associated the evaluation criteria with the question that most closely aligns with that respective evaluation criteria. Region 10 reserves the right at its sole discretion to base its evaluation and specific evaluation criteria on any part of the respondent's proposal.

Evaluation Criteria	Question	Answer
Basic Information		
Required information for notification of RFP results	<i>What is your Company's official registered name?</i>	Gardiner Service Co., LLC dba GARDINER
	<i>What is the mailing address of your Company's headquarters?</i>	31200 Bainbridge Rd, Solon, OH 44139
	<i>Who is the main contact for any questions and notifications concerning this RFP response, including notification of award? Provide name, title, email address, and phone number.</i>	Dave Smith - Director of Sales, Performance Solutions, DSmith@WHGardiner.com , 330-603-9366
Products/Pricing (30 Points)		
Coverage of products and services	No answer is required. Region 10 will utilize your overall response and the products/services provided in Attachment B to make this determination	
Ability of offered products and services to meet the needs requested in the scope	No answer is required. Region 10 will utilize your overall response and the products/services provided in Attachment B to make this determination	
Pricing for all available products and services, including warranties if applicable	<i>Does the respondent agree to offer all future product and services at prices that are proportionate to contract pricing offered herein?</i>	Yes
	<i>Does pricing submitted include the required administrative fee?</i>	Yes

	<i>Do you offer any other promotions or incentives for customers? If yes, please describe.</i>	Yes
Ability of Customers to verify that they received contract pricing	<i>Were all products/lines/services and pricing being made available under this contract provided in the attachment B and/or Appendix B, pricing sections?</i>	Yes
	<i>Outline your pricing strategy provided in Attachment B. If utilizing a list price, please indicate where agencies can find the list and your methodology for determining that list price.</i>	List prices are used on products where we are a manufacturer's representative. For engineered products those list prices are provided to us at the time of quotation based on the specific configuration and scope. For items where Gardiner is not the designated manufacturer's rep, we have outlined a maximum markup to be applied to our cost.
Payment methods	<i>Define your invoicing process and methods of payments you will accept. Please include the overall process for agencies to make payments</i>	For contracting projects, GARDINER utilizes progress billing; the client is billed based upon the percentage of project completion. GARDINER will invoice the customer for all equipment or material furnished, whether delivered to the installation site or an off-site storage facility, and for all work performed on or off-site monthly. GARDINER accepts credit cards, checks, and ACH payments.
Other factors relevant to this section as submitted by the Respondent	No answer is required. Region 10 will utilize your overall response and the products/services provided in Attachment B to make this determination	
Performance Capability (25 Points)		
Smart building products and services	<i>Please provide a high-level overview of the products and services being offered and how they address the scope being requested herein.</i>	GARDINER is a full-service HVAC, building automation and controls, energy solutions and professional services company. Below is a list of solutions and support we provide to our clients to help their buildings achieve the highest performance and efficiency. DISTRIBUTION Smart HVAC Systems GARDINER offers a total systems approach to building comfort utilizing Daikin Applied commercial, light commercial and industrial products. Many of those products include integrated IoT capability. We've built an extensive portfolio of products for virtually all building applications in Northern Ohio; including a variety of complementary product lines to provide a complete HVAC equipment package for clients. <i>Services include but not limited to air handlers, air terminals, chillers, inverters, fan coils, heat pumps, furnaces, boilers, burner water heaters, PTAC, rooftop systems, cooling towers split systems, unit heaters, unit ventilators, ventilation fans, installation of new equipment, and upgrade of related infrastructure.</i>

Parts & Supplies

GARDINER has two HVAC Parts & Supplies warehouses and showrooms to provide clients with the availability and convenience they require for their HVAC parts, tools, and supply purchases. We not only provide Daikin OEM parts, but also a full line of non-Daikin parts, specialty tools and supplies.

Services include but not limited to HVAC parts, equipment rentals, thermostats, sensors, and other HVAC products.

SERVICES

Building AI (Applied Intelligence)

GARDINER's Building AI team specializes in assisting clients with transforming building data into information, knowledge, and actions that can increase energy efficiency, operating income, and sustainability. Regardless to whether a building requires minimum or maximum support, we can provide a cost-effective solution that's best suited for their facilities.

Maintenance & Repair

GARDINER has assembled a team that includes over 90 local factory authorized service technicians trained to perform services for grade schools, universities, government facilities, hospitals, and companies in both the commercial and industrial markets. Our technicians service all new and existing manufacturer's equipment and have the area's most extensive service base of large Daikin, Trane, Carrier, and York equipment.

SOLUTIONS

Automation & Controls

GARDINER provides a full portfolio of professional building management and mechanical systems services delivered by the largest and most experienced HVAC service group in Ohio. Our local team represents the most innovative systems on the market and has an extensive understanding of building automation and cloud technology. In addition, we help clients consolidate building management into a single platform that's open, scalable, secure, and easy to use.

Services include but not limited to lighting control, electric power control, demand ventilation, security and observation, CCTV, access control, fire alarm system, plumbing, control panels, building communication and automation protocols, network solutions, PA systems, alarm monitor, security automation, digital controls, and multi-staging integration.

Building Analytics

GARDINER has a team of energy engineers that work with facilities all over Ohio to leverage their building data and map out strategies to save real money and deliver real results. Our team of engineers help clients see performance in simple metrics by benchmarking the building against itself, its peers, and the entire Energy Star Portfolio.

		<p>Energy & Performance Contracting GARDINER customizes our approach based on clients' needs, doing everything from a simple equipment replacement to complete construction management. Our team collaborates with clients to determine what methods and materials will maximize project value and solve their problems. Together, we develop and implement a solution that accomplishes their business objectives, including identifying ways to help them save on energy and utilities, while reducing their expenditures and carbon footprint.</p> <p><i>Services include but not limited to staging, start-up controls, in-room controls, air compressors, occupancy sensors, window glazing and film, solar radiation reduction, lighting products, weather proofing, water consumption improvements and automatic metering.</i></p> <p>Air Quality When it comes to disinfection and sanitizing the air in your building, there's a lot of misconceptions and conflicting information. GARDINER has the strategies and solutions to accomplish research-based results to improve the quality of your air through filtration, ultraviolet germicidal irradiation, bipolar ionization and more.</p> <p>Comprehensive Solutions <i>Services include but are not limited to fire safety products and services, financial services, general contracting services, roofing and window installation and replacement, preliminary schematic design concepts, WELL building certification, building envelopes, facility evaluation design, project management, equipment/system analysis and operational layout.</i></p>
	<p><i>Outline monitoring capabilities you provide, including the ability for agencies to access the data through an online or other platform(s).</i></p>	<p>GARDINER's capability includes a fully staffed monitoring center at our headquarters in Solon, OH. From that location, we monitor & review over 500 facilities via a remote connection. Clients have access to their sites, including Tridium Niagara, Turntide, JCI Facility Explorer and Daikin's SiteLine controls system.</p>
	<p><i>Describe any products or equipment you can provide.</i></p>	<p>The complete portfolio of product lines GARDINER represents is available at www.whgardiner.com</p>
	<p><i>States Covered - Respondent must indicate any and all states or geographies where products and services are being offered. If your services are limited to a certain area, please be specific on the area your services are provided.</i></p>	<p>GARDINER's primary service area covers the State of Ohio, with a large concentration of our business coming from the state's northern half. With an extensive National Account history and no geographic limitation to our automation, integration, smart buildings and solutions business, GARDINER is capable of and has executed projects for clients across the United States.</p>
	<p><i>List the number and location of offices or service centers for all states being proposed in solicitation</i></p>	<p>GARDINER has four (6) offices located throughout Northern Ohio and one (1) Parts Warehouse and Showroom:</p> <p>Solon (Main) Office: 31200 Bainbridge Road, Solon, OH 44139 PH: (440) 248-3400 fax: (440) 349-3585</p>

		<p>Independence (Fire & Security) Office: 5505 Valley Belt Rd, Independence, OH 44131 PH: (216) 749-5522 fax: (440) 349-3585</p> <p>Parts Warehouse & Showroom: 31300 Bainbridge Road, Solon, OH 44139 PH: (440) 394-4000 fax: (440) 349-3585</p> <p>Akron Office: 1530 Corporate Woods Parkway, Uniontown, OH 44685 PH: (330) 896-9358 fax: (330) 896-4158</p> <p>Youngstown Office: 6981 Southern Boulevard, Suite G, Boardman, OH 44512 PH: (440) 248-3400 fax: (440) 349-3585</p> <p>Toledo Office: 4444 Keystone Drive, Suite H, Maumee, OH 43537 PH: (419) 794-3400 fax: (419) 794-2444</p>
	<p><i>Outline any other capabilities not already addressed.</i></p>	<p>GARDINER is a full-service HVAC, controls, building automation analytics, energy solutions, fire/security and professional services company.</p> <p>Below is a list of solutions and support we provide to our clients to help their buildings achieve the highest performance and efficiency.</p> <p>DISTRIBUTION</p> <p>HVAC Systems GARDINER offers a total systems approach to building comfort utilizing Daikin Applied commercial, light commercial and industrial products. We've built an extensive portfolio of products for virtually all building applications in Northern Ohio; including a variety of complementary product lines to provide a complete HVAC equipment package for clients. <i>Services include but not limited to air handlers, air terminals, chillers, inverters, fan coils, heat pumps, furnaces, boilers, burner water heaters, PTAC, rooftop systems, cooling towers split systems, unit heaters, unit ventilators, ventilation fans, installation of new equipment, and upgrade of related infrastructure.</i></p> <p>Parts & Supplies GARDINER has two HVAC Parts & Supplies warehouses and showrooms to provide clients with the availability and convenience they require for their HVAC parts, tools, and supply purchases. We not only provide Daikin OEM parts, but also a full line of non-Daikin parts, specialty tools and supplies. <i>Services include but not limited to HVAC parts, equipment rentals, thermostats, sensors, and other HVAC products.</i></p> <p>SERVICES</p> <p>Maintenance & Repair GARDINER has assembled a team that includes over 90 local factory authorized service</p>

		<p>technicians trained to perform services for grade schools, universities, government facilities, hospitals, and companies in both the commercial and industrial markets. Our technicians service all new and existing manufacturer's equipment and have the area's most extensive service base of large Daikin, Trane, Carrier, and York equipment.</p> <p>Building AI (Applied Intelligence) GARDINER's Building AI team specializes in assisting clients with transforming building data into information, knowledge, and actions that can increase energy efficiency, operating income, and sustainability. Regardless to whether a building requires minimum or maximum support, we can provide a cost-effective solution that's best suited for their facilities.</p> <p>Water Treatment Our water treatment team works with clients to develop a custom program using the most advanced scale inhibitors and biocides. Our state-of-the-art chemical feed equipment and expert staff ensures that we execute the plan and deliver the results our clients expect. We offer multiple programs such as Cooling Tower Water Treatment, Boiler Water Treatment, Closed Loop Treatment and FDA-Cleared Point of Delivery Filtration.</p> <p>SOLUTIONS</p> <p>Automation & Controls GARDINER provides a full portfolio of professional building management and mechanical systems services delivered by the largest and most experienced HVAC service group in Ohio. Our local team represents the most innovative systems on the market and has an extensive understanding of building automation and cloud technology. In addition, we help clients consolidate building management into a single platform that's open, scalable, secure, and easy to use.</p> <p><i>Services include but not limited to lighting control, electric power control, demand ventilation, security and observation, CCTV, access control, fire alarm system, plumbing, control panels, building communication and automation protocols, network solutions, PA systems, alarm monitor, security automation, digital controls, and multi-staging integration.</i></p> <p>Building Analytics GARDINER has a team of energy engineers that work with facilities all over Ohio to leverage their building data and map out strategies to save real money and deliver real results. Our team of engineers help clients see performance in simple metrics by benchmarking the building against itself, its peers, and the entire Energy Star Portfolio.</p> <p>Energy & Performance Contracting GARDINER customizes our approach based on clients' needs, doing everything from a simple equipment replacement to complete construction management. Our team collaborates with clients to determine what methods and materials will maximize project value and solve their problems. Together, we develop and implement a solution that accomplishes their business</p>
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		<p>objectives, including identifying ways to help them save on energy and utilities, while reducing their expenditures and carbon footprint.</p> <p><i>Services include but not limited to staging, start-up controls, in-room controls, air compressors, occupancy sensors, window glazing and film, solar radiation reduction, lighting products, weather proofing, water consumption improvements and automatic metering.</i></p> <p>When it comes to disinfection and sanitizing the air in your building, there's a lot of misconceptions and conflicting information. GARDINER has the strategies and solutions to accomplish research-based results to improve the quality of your air through filtration, ultraviolet germicidal irradiation, bipolar ionization and more.</p> <p>Comprehensive Solutions</p> <p><i>Services include but are not limited to fire safety products and services, financial services, general contracting services, roofing and window installation and replacement, preliminary schematic design concepts, WELL building certification, building envelopes, facility evaluation design, project management, equipment/system analysis and operational layout.</i></p>
<p>Ability to consult, design, and install products and services</p>	<p><i>Please describe any consulting or design services you offer.</i></p>	<p>GARDINER is a full-service HVAC, building automation and controls, energy solutions and professional services company provider, as well as a HVAC systems and parts distributor</p>
	<p><i>Outline the process for installing products, equipment, software and/or other solutions you are offering.</i></p>	<p>Based on project expectations including timelines, cost, location, work load etc., Gardiner will either self perform installation or subcontract the labor installation using a qualified network partner.</p> <p>Gardiner is one of 260 Daikin partners in North America. Each of these partners sell equipment to local contractors and have significant knowledge of the local labor force and contractors that are reliable and reputable. In many cases, we will have a more thorough understanding of the local labor market than many of the local ESCO's who have established relationships with only a handful of contractors.</p> <p>With that said, GARDINER has successfully worked with many local subcontractors to complete similar contracting projects. We have found through experience that utilizing local contracting labor to be invaluable to the success of our projects and a critical component to keeping business within the community.</p> <p>If selected, the first step in our process will be to select key local partners and acquire a commitment to assist us on completing the project. Each subcontractor chosen for a project will be based upon their reputation, our current standing relationship and the expertise in specific areas that are required for this project.</p>

		<p>Many times, one component that gets left out of the initial HVAC construction project discussion is determining who will service the equipment after it gets installed. Each of our partners around North America have the capability to provide support post construction.</p> <p>GARDINER believes that the key to sustained project success hinges on our ability to identify the right project leadership and then develop and maintain contractor relationships. We have the greatest impact on the overall outcome of a project by opening specific communication channels with all parties involved.</p>
<p>Response to emergency orders and maintenance repair/requests</p>	<p><i>Describe the type of emergency orders or requests your organization typically receives and how you respond to those requests</i></p>	<p>GARDINER is 100% committed to providing premier custom service to our clients, including priority assistance with quick response/emergency service visits. Our service team is ready to respond 24-hours a day, 7 days a week, 365 days a year, including weekends and holidays.</p> <p>GARDINER receives emergency service calls, including no heat or air conditioning for critical spaces such as hospitals, nursing facilities, schools, prisons, jails, offices, and industrial process plants.</p> <p>Below is a breakdown of our emergency service hours and response time.</p> <p>(Mon-Fri) emergency service requests during normal (7am-5pm) business hours – 2 to 4 hours (Mon-Fri) emergency service requests outside of normal business hours - 2 to 4 hours Weekend and holiday emergency service requests - 2 to 4 hours</p>
<p>Integration with other platforms</p>	<p><i>Describe any integrations your organization can provide with other platforms or systems.</i></p>	<p>As an open source building system integration company, GARDINER believes in systems that are open, scalable, secure and easy to operate. Our most commonly-used systems are built on the Tridium Niagara platform, an open building automation system architecture using the BACnet protocol. In addition, we have relationships with several IoT providers and software companies with integration capabilities and APIs for systems across the building portfolio.</p> <p>We offer building owners an operating system that functions as both the Single Pane of Glass (SPoG) and the integration platform which ties all building systems together. The OS is a vendor agnostic platform which facilitates and streamlines building management solutions and protocols into a single pane of glass. It can integrate with building networks directly by utilizing the pre-existing Niagara gateway devices onsite, requiring no additional hardware for integration. Our OS can interpret all points of building subsystems with the aim of assisting building management teams, ensuring proper functionality of the building systems, sustaining optimal operations, and maintaining</p>

		<p>the well-being of its tenants. Furthermore, this SPoG can integrate with various IoT devices, providing these systems with the same functionality as the core building systems.</p> <p>Niagara is an open protocol system that is able to integrate with numerous vendors and systems. Niagara has various drivers to integrate systems with various protocols and vendors such as BACnet, LON, Modbus, Trane, JCI, Siemens, etc. This also enables us to tie in various technologies such HVAC, lighting, and metering.</p>														
<p>Security protocols and privacy protection</p>	<p><i>Please describe protocols taken to ensure the protection of privacy and data.</i></p>	<p>We offer building owners an operating system that functions as both the Single Pane of Glass (SPoG) and the integration platform</p> <ul style="list-style-type: none"> - Niagara follows industry best practices for cyber security, with support for features such as strong, hashed passwords, TLS for secure communications and certificate management tools for authentication - Eligible for accreditation under the Federal Risk Management Framework (RMF) - FIPS 140-2 Level 1 conformance available 														
<p>Customer service/problem resolution</p>	<p><i>Describe your Company's Customer Service Department (hours of operation, how you resolve issues, number of service centers, etc.).</i></p>	<p>Below is a breakdown of GARDINER's office locations, hours of operation and number of customer service representatives.</p> <p>DISTRIBUTION</p> <table border="0"> <tr> <td>New Equipment Systems</td> <td>Parts & Supplies</td> </tr> <tr> <td>(15) Outside Sales Representatives: (10) Solon; (2) Akron-Canton; (3) Toledo</td> <td>(1) Outside Sales Representatives: (1) Solon</td> </tr> <tr> <td>(3) Inside Sales Representatives: (1) Solon; (1) Akron-Canton; (1) Toledo</td> <td>(3) Inside Sales Representatives: (3) Solon</td> </tr> <tr> <td>(7) Administrative Support: (4) Solon; (2) Akron-Canton; (1) Toledo</td> <td>(1) Administrative Support: (1) Solon</td> </tr> </table> <p>SERVICE</p> <p>Mechanical Service</p> <p>(8) Outside Sales Representatives: (7) Solon; (1) Toledo</p> <p>(2) Inside Sales Representatives: (2) Solon</p> <p>(5) Administrative Sales Support: (4) Solon; (1) Toledo</p> <p>(6) Dispatch Coordinators: (5) Solon; (1) Toledo</p> <p>SOLUTIONS</p> <table border="0"> <tr> <td>Automation & Controls</td> <td>Performance Solutions</td> </tr> <tr> <td>(4) Outside Sales Representatives: (3) Solon; (1) Youngstown</td> <td>(6) Outside Sales Representatives: (6) Solon</td> </tr> <tr> <td>(1) Inside Sales Representatives:</td> <td>(1) Administrative Sales Support: (1) Solon</td> </tr> </table>	New Equipment Systems	Parts & Supplies	(15) Outside Sales Representatives: (10) Solon; (2) Akron-Canton; (3) Toledo	(1) Outside Sales Representatives: (1) Solon	(3) Inside Sales Representatives: (1) Solon; (1) Akron-Canton; (1) Toledo	(3) Inside Sales Representatives: (3) Solon	(7) Administrative Support: (4) Solon; (2) Akron-Canton; (1) Toledo	(1) Administrative Support: (1) Solon	Automation & Controls	Performance Solutions	(4) Outside Sales Representatives: (3) Solon; (1) Youngstown	(6) Outside Sales Representatives: (6) Solon	(1) Inside Sales Representatives:	(1) Administrative Sales Support: (1) Solon
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		<p>(1) Administrative Sales Support:</p> <p>GARDINER Hours of Operation: Normal business hours of operation: 8am-5pm (Mon-Fri)</p> <p>Service – Normal business hours of operation: 7am-5pm (Mon-Fri) *Emergency service response available – see <i>Section 3.4.3. – Emergency Service</i></p> <p>Parts – Normal business hours of operation 7:30am-5pm (Mon-Fri) *Parts has a parts specialist on call 24/7; (800) 251-4044</p> <p>GARDINER's complaint resolution process is built around the premises of our company mission of building long-term mutually beneficial relationships.</p> <p>Our team of account managers works closely with our clients to build and maintain trusting partnerships where open communication is encouraged, this includes client feedback whether good or bad. We empower our associates to make decisions to resolve client complaints immediately whenever possible.</p> <p>While rare, complaints that escalate will be addressed by our management or executive team. GARDINER's local, independent ownership allows us to handle and resolve clients' issues as necessary and in a timely manner.</p> <p>Each client complaint is reviewed, discussed, and then address appropriately. A follow up discussion will be had to ensure the issue has been addressed and corrected and that the client is satisfied with the resolution.</p>
Financial condition of vendor	<p><i>Demonstrate your financial strength and stability with meaningful data. This could include, but is not limited to, such items as financial statements, SEC filings, credit & bond ratings, letters of credit, and detailed refence letters</i></p>	<p>Over the years, GARDINER has achieved solid financial soundness.</p> <p>GARDINER's detailed financial statements are not made publicly available as a privately held corporation. However, if selected, GARDINER would be willing to provide the Equalis Group with information regarding our detailed financial statements.</p>
	<p><i>What was your annual sales volume over last three (3) years?</i></p>	<p>2021 \$119,000,000.00 2020 \$ 87,000,000.00 2019 \$ 91,000,000.00</p>
Contract implementation / Customer training	<p><i>Describe training or support you provide to help agencies understand how to utilize the spaces and technology equipment being installed.</i></p>	<p>Over the years, Gardiner has proven itself to be a leader in Northern Ohio in providing customized building operational, energy awareness, HVAC and mechanical systems training programs for our clients, contractors, design professionals and associates. We have always</p>

		<p>been committed to housing the best building resources in the market and sharing them through an extensive training and seminar program.</p> <p>We believe in training so much that we've invested in more training space than some of our competitors have total local office space. With our facilities in Solon, Uniontown, Toledo, and Youngstown, we have over 4,300 square feet of classroom space in four separate training facilities capable of accommodating over 300 students, with groups as small as 4 up to 150 students.</p> <p>Located in our Solon headquarters, Gardiner's Training & Technology Center houses an extensive showroom that displays innovative technology highlighting Open Automation Systems, Integration, Building Analytics, Building IoT, Boilers, Air Quality and Solar and LED Lighting. Additionally, we have built a state-of-the-art VRV Training Lab, and more recently invested in Daikin's newest interactive technology that allows our clients to experience Daikin's Magnitude WMT magnetic low-pressure chiller in a life-size 3D virtual simulation.</p> <p>With our investments in renovating our facilities, we're continuing to develop and improve our curriculum and the types of training we offer. Gardiner's professionally developed curricula include training on Daikin VRV systems, as well as a variety of applied and unitary commercial products and broader technical topics. Each course is designed and taught by highly trained and experienced instructors around specific objectives based on industry needs.</p> <p>While we welcome and encourage clients to join us at our Training & Technology Center, we understand that at times our clients prefer training to be held at their location. We have specifically designed our training program with flexibility in mind, allowing us to implement customizable training programs for entire departments or even set up personal training sessions for clients upon request as necessary, both onsite and remotely.</p> <p>Regardless to whether clients are just starting their careers in the industry, or if they're an experienced engineer, technician or building operator who wants to further develop their knowledge and skills, Gardiner has training courses available to help achieve a plethora of learning objectives.</p>
Other factors relevant to this section as submitted by the Respondent	<p><i>Describe the capacity of your Company to provide management reports, i.e. consolidated billing by location, time and attendance reports, etc. for each eligible agency</i></p> <p><i>Provide your safety record, safety rating, EMR and worker's compensation rate where available.</i></p>	<p>For contracting projects, GARDINER utilizes progress billing; client is billed based upon percentage of project completion</p> <p>EMR is .89 for policy year 2021</p>
Qualification and Experience (25 Points)		
Respondent reputation in the	Provide a link to your Company's website	www.whgardiner.com

marketplace	<i>Please provide a brief history of your Company, including the year it was established.</i>	Established in 1962, GARDINER began as an HVAC equipment representative and has grown over the decades to become a full-service building services provider with 250+ associates.
Past relationship with Region 10 ESC and/or Region 10 ESC members	<i>Have you worked with Region 10 in the past? If so, what was the timeframe for that work?</i>	No
Experience and qualification of key employees	<p><i>Please provide contact information and resumes for the person(s) who will be responsible for the following areas. Region 10 requests contacts to cover the following:</i></p> <ul style="list-style-type: none"> * <i>Executive Support</i> * <i>Account Manager</i> * <i>Contract Manager</i> * <i>Marketing</i> * <i>Billing, reporting & Accounts Payable</i> 	<p>Executive Contact: Todd Barnhart, <i>CEO & President</i> (440) 248-3400 x1496 tbarnhart@whgardiner.com</p> <p>ROLE DESCRIPTION</p> <ul style="list-style-type: none"> • Responsible for the overall success of the Company • Participates in key managerial decisions as a member of the executive management team • Leads development and execution of short and long-term strategies, with goal of increasing shareholder value • Monitors and directs the implementation of strategic business plans • Assists in formulating the Company's future direction and supporting tactical initiatives • Cultivates in-depth relations with all members of the management team, as well as the organization • Creates, communicates, and implements the organization's vision, mission, and overall direction • Maintains awareness of the competitive market landscape, expansion opportunities, and industry developments <p>EDUCATION & TRAINING The Ohio State University <i>Bachelor of Science, Civil Engineering</i></p> <p>INDUSTRY EXPERIENCE GARDINER (1997 – Present)</p> <p>Contract Manager: Kevin McHale, <i>Contracting Operations Manager</i> (440) 248-3400 x1442 kmchale@whgardiner.com</p> <p>ROLE DESCRIPTION</p> <ul style="list-style-type: none"> • Leads, supports and coaches a team of engineers, project managers and field support staff • Responsible for client interface and departmental project management and development • Monitors project objectives, company policies, procedures, and

- performance standards
- Works together with the project team to create a mutual understanding of the project strategy based on the requirement of the job
- Oversees several projects, coordinating budgets, estimates, deadlines, and deliverables
- Supervises and coordinates project operations as they are to being carried out to make sure that the works done according outlined specifications
- Organizes turnkey delivery on projects
- Ensures project resources are utilized most effectively by collaborating across business units

INDUSTRY EXPERIENCE

GARDINER (2017 – Present); Lennox (2014 – 2017); Johnson Controls (2009 – 2014)

Account Manager: **Dave Smith, Performance Solutions Business Leader / Account Manager**
(440) 248-3400 x1583 dsmith@whgardiner.com

ROLE DESCRIPTION

- Manages a team of account managers for healthcare, education & government vertical markets
- Responsible for client interface and departmental
- Ensures projects comply with state regulations
- Resolves conflicts and provides solutions to clients promptly
- Evaluates and assists clients in securing competitive project Financing

EDUCATION & TRAINING

University of Akron
Bachelor, Business Administration

INDUSTRY EXPERIENCE

GARDINER (2017 – Present); Brewer-Garrett (2006 – 2017)

Reporting Contact: **Carole Dienes, Contracting Operations Administrative Manager**
(440) 248-3400 x1587 cdienes@whgardiner.com

ROLE DESCRIPTION

- Manages contract operations administrative team
- Oversees contracting project financials – including jobs booked, billing and customer requirements
- Ensures accurate and timely month-end, quarter-end, and year-end billing
- Works directly with clients to resolve any account issues

INDUSTRY EXPERIENCE

GARDINER (1995 – Present)

Marketing Contact: **Dan Babic, Chief Commercial Officer**
(440) 248-3400 x1445 dbabic@whgardiner.com

ROLE DESCRIPTION

- Responsible for the overall sales & marketing strategy of the company
- Participates in key managerial decisions as a member of the executive management team
- Leads the development of the organization as it relates to client experience & business growth
- Takes ownership of the client & client interface with our product & service offerings
- Works to ensure that all functions of the organization are aligned to meet its strategic commercial objectives
- Takes an active role in developing and leading strategic partnerships
- Helps to guide and reinforce the organization’s vision, mission, and overall direction
- Maintains awareness of the competitive market landscape, expansion opportunities and industry developments

EDUCATION & TRAINING

John Carroll University
Bachelor of Arts, Marketing Communications

INDUSTRY EXPERIENCE

GARDINER (1998 – 2007; 2016 – Present)

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Past experience working with the public sector	<i>What are your overall public sector sales, excluding Federal Government, for last three (3) years?</i>	<table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; border-bottom: 1px solid black;"><u>Education Institutions:</u></th> <th style="text-align: left; border-bottom: 1px solid black;"><u>Government Institutions:</u></th> </tr> </thead> <tbody> <tr> <td>2019 - \$36,024,400 (41% of total annual sales)</td> <td>2019 - \$10,660,227 (12% of total annual sales)</td> </tr> <tr> <td>2020 - \$34,081,098 (39% of total annual sales)</td> <td>2020 - \$13,396,970 (16% of total annual sales)</td> </tr> <tr> <td>2021 - \$42,244,981 (49% of total annual sales)</td> <td>2021 - \$9,755,482 (12% of total annual)</td> </tr> </tbody> </table>	<u>Education Institutions:</u>	<u>Government Institutions:</u>	2019 - \$36,024,400 (41% of total annual sales)	2019 - \$10,660,227 (12% of total annual sales)	2020 - \$34,081,098 (39% of total annual sales)	2020 - \$13,396,970 (16% of total annual sales)	2021 - \$42,244,981 (49% of total annual sales)	2021 - \$9,755,482 (12% of total annual)
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<i>What is your strategy to increase market share in the public sector?</i>	<p>As part of GARDINER's commitment to serving our local markets, we are always looking for ways to expand our business, whether it be the types of services we provide or the markets we serve.</p> <p>Over the last two years GARDINER has been strategically growing our geographical coverage and employment in both Toledo and Youngstown. We have local offices in both locations and have begun marketing outreach in adjoining states.</p> <p>As illustrated in this RFP, the last three years of sales revenue have been achieved primarily by our sales offices in Solon and Akron-Canton, excluding both Toledo and Youngstown offices. We have discovered that geographically, Toledo and Youngstown have been untapped markets for us and provide plenty of potential business opportunities. Investing in these two new offices have already increased our equipment market share to over 40% YTD and has accelerated the growth of our solutions and automation businesses.</p> <p>With access to ARPA and ESSER funds driving growth in the coming years and considering our historic strengths in both markets, we envision continuing to invest in marketing & selling to the public sector markets very heavily over the next 3 to 5 years. This includes both our core market in Northeast Ohio and will extend to geographic regions across the state and beyond, particularly in our project solutions business.</p> <p>Our Applied Intelligence (Building AI) business is another key strategic objective in the public sector as that business has grown dramatically in 2021 and has a particular appeal to public sector markets where there is a lack on on-site facility and maintenance support.</p>									

<p>Past litigation, bankruptcy, reorganization, state investigations of entity or current officers and directors</p>	<p><i>Provide information regarding whether your firm, either presently or in the past, has been involved in any litigation, bankruptcy, or reorganization.</i></p>	<p>No officer or owner has ever filed for bankruptcy, reorganization, debt arrangement or moratorium, or any proceeding under bankruptcy or insolvency law, or any dissolution or liquidation proceeding.</p> <p>GARDINER has not been involved in any litigation, nor has ever been the subject of any governmental action limiting the right to do business with any other government entity.</p>
<p>Minimum of 5 public sector customer references relating to the products and services within this RFP</p>	<p><i>Provide a minimum of five (5) customer references for product and/or services of similar scope dating within the past 3 years. Please try to provide references for K12, Higher Education, City/County and State entities. Provide the entity; contact name & title; city & state; phone number; years serviced; description of services; and annual volume</i></p>	<p>Below is a list of five (5) local government institutional client references who Gardiner has provided similar products and services for in the last three (3) years.</p> <p>1. Ashtabula County</p> <ul style="list-style-type: none"> • Location: Jefferson, Ohio • Contact Information: Casey Kozlowski, <i>Commissioner</i> (440) 576-9090 crkozlowski@ashtabulacounty.org • Project Type: Energy Based Performance Solutions Contract • Project Dollar Amount: \$5,600,000.00 • Project Implementation Dates: March 2019 – October 2020 • Project Description: Facility improvements include new roofing, LED lighting, electrical to gas conversion and Facility Management System. <p>Notes: GARDINER utilized local labor for all construction services for this project.</p> <p>2. City of Newton Falls</p> <ul style="list-style-type: none"> • Location: Newton Falls, Ohio • • Contact Information: David Lynch, <i>City Manager</i> (330) 872-0806 davidmlunchnf@gmail.com • Project Type: Energy Based Performance Solutions Contract • Project Dollar Amount: \$3,200,000.00 • Project Implementation Dates: June 2020 - Present • Project Description: Installed a BAS to improve the performance of the HVAC equipment to City Hall and city-wide water and electric meters and LED lighting at the Ice Rink chillers.

Notes: City-wide automated meter infrastructure (AMI).

3. City of Green

- **Location:** Green, Ohio
- **Contact Information:** Valerie Wax Carr, *Director of Public Service*
(330) 896-4176 vwaxcarr@cityofgreen.org
- **Project Type:** Energy Based Performance Solutions Contract
- **Project Dollar Amount:** \$1,200,000.00
- **Project Implementation Dates:** September 2021 – Present
- **Project Description:** Installed LED Lighting for Indoor Facilities, LED Lighting for outdoor Parks and Recreation, Roadway LED Luminaires, City-wide Building Automation & Controls, various HVAC improvements including rooftop AHU and Fire Station renovations. In addition, city-wide indoor air quality improvements including bipolarization.

Notes: Annual Guaranteed savings of \$93,000.00

4. City of Bedford

- **Location:** Bedford, Ohio
- **Contact Information:** Mike Mallis, *City Manager*
(440) 735-6515 mmallis@bedfordoh.gov
- **Project Type:** Energy Savings Contract
- **Project Dollar Amount:** \$300,000.00
- **Project Implementation Dates:** January 2020 – April 2020
- **Project Description:** LED Lighting for various buildings, outdoor LED lighting for downtown Streetscape, and domestic hot water retrofit.

Notes: Annual guaranteed savings of \$17,000.00

5. City of Lorain

- **Location:** Lorain, Ohio
- **Contact Information:** Lori Garcia, *Director of Public Property*
(440) 224-4294 lori_garcia@cityoflorain.org

		<ul style="list-style-type: none"> • Project Type: Shared Savings Agreement • Project Implementation Dates: 2018 – Present (Ongoing Building AI Agreement) • Project Description: Replaced existing building automation systems (BAS), integrated multiple BAS platforms, and implemented data analytics program. <p>Notes: Through BAS replacement, City of Lorain was positioned to bring two separate building automation systems under one platform as funding became available.</p> <p>Savings to date: \$319,539.00</p>
<p>Certifications in the Industry</p>	<p><i>Provide a copy of all current licenses, registrations and certifications issued by federal, state and local agencies, and any other licenses, registrations or certifications from any other governmental entity with jurisdiction, allowing Respondent to perform the covered services including, but not limited to licenses, registrations or certifications. M/WBE, HUB, DVBE, small and disadvantaged business certifications and other diverse business certifications, as well as manufacturer certifications for sales and service must be included if applicable</i></p>	<p>See attached.</p> <p>GARDINER is registered with most cities in Northeast Ohio, Michigan and Pennsylvania. Certificates can be provided, however, it would be hundreds of pages. (a sampling is attached)</p>
<p>Company profile and capabilities</p>	<p><i>What best describes your position in the distribution channel? (Manufacturer, Authorized Distributor, Value-Add Reseller, Other</i></p>	<p>While GARDINER does not manufacture any products, our position in the market allows us to be selective in terms of the manufacturers we choose to represent. To maintain our reputation, we have vetted our suppliers to ensure that they meet the highest standards for manufacturing processes, supply chain stability and business practices.</p> <p>Examples of our primary manufacturing relationships include Daikin, the world's leading and largest manufacturer of indoor HVAC systems and products in the world. Daikin is rapidly growing in the United States with all major product categories for the region being manufactured in North America. Daikin's Texas Technology Park is the largest HVAC manufacturing facility in the world. That plant boasts 10,000 employees and is ISO 9001, ISO 14001 and Great Heart Factory Bronze certified. All major manufacturing bases in Daikin have obtained ISO 9001 certification and have quality management systems conforming to this international standard. Company divisions maintain high levels of product quality and ensure</p>

		<p>proper management of each department, such as development, procurement, and production. We are also improving quality at our contract manufacturers.</p> <p>In all aspects of the quality management system, each division continuously carries out internal audits, assesses the operational system, and carries out the PDCA cycle's do, check, and act steps. Furthermore, every year each division sets key quality measures and targets based on the Group's new year policy and then plans and executes a fiscal year plan based on these measures and targets.</p>
Other factors relevant to this section as submitted by the Respondent	<i>If your Company is a privately held organization, please indicate if the Company is owned or operated by anyone who has been convicted of a felony. If yes, a detailed explanation of the names and conviction is required.</i>	No officer or owner of the company has been convicted of a felony.

Provide a copy of all current licenses, registrations and certifications issued by federal, state and local agencies, and any other licenses, registrations or certifications from any other governmental entity with jurisdiction, allowing Respondent to perform the covered services. These will be provided in the space provided in Form 6. No answer is required here.

MWBE Status and/or Program Capabilities (10 Points)

MWBE status, subcontractor plan, and/or joint venture program	<i>Please indicate whether you hold any diversity certifications, including, but not limited to MWBE, SBE, DBE, DVBE, HUB, or HUBZone</i>	GARDINER maintains an active joint venture agreement with Pleasant Global Solutions, a MWBE business located in Solon, OH. The joint venture, PleasanTech, provides building solutions to public and private sector clients and combines the power of GARDINER's capabilities with the facilities expertise and experience of Pleasant Global Solutions.
	<i>Do you currently have a diversity program in place, such as a Mentor Protégé Program or subcontractor program? If you have a diversity program, please describe it and indicate whether you plan to offer your program or partnership through Equalis Group?</i>	As a minority owned business, PleasanTech is a formal offering to GARDINER clients and projects and we plan to provide participation through Equalis Group where applicable.
Please attach any certifications you have as part of your response to Form 6.		
Good faith efforts to involve MWBE subcontractors in response	<i>Did your Company contact MWBEs or minority chambers of commerce by telephone, written correspondence, or trade associations at least one week before the due date of this RFP to provide information relevant to this opportunity and to determine whether any MWBEs were interested in subcontracting and/or joint ventures?</i>	GARDINER has contacted the principals of PleasanTech to inform them of the opportunity and have agreement that the joint venture will participate where it makes sense for the individual needs, diversity & expertise requirements of the project. Gardiner joint venture with Pleasant Global was signed in 2022. Pleasant Global is aware of the opportunity and is excited about the opportunity to participate with Equalis.

<p>Demonstrated ongoing MWBE program</p>	<p><i>Outline your subcontractor strategy and efforts your organization takes to include MWBE subcontractors in future work, including but not limited to efforts to reach out to individual MWBE businesses, minority chambers of commerce, and other minority business and trade associations.</i></p>	<p>As part of our joint venture, GARDINER actively considers and seeks minority participation on the projects that we work on. The joint venture arrangement is a strategy to facilitate and encourage associates throughout GARDINER to be conscious of opportunities for diversity on projects and our commitment to progress.</p> <p>Gardiner, through our distribution relationships across North America possess resources to seek out, identify and partner with MWBE contractors.</p>
<p>Commitment to Service Equalis Group Members (10 Points)</p>		
<p>Marketing plan, capability, and commitment</p>	<p><i>Detail how your organization plans to market and promote this contract upon award, including how this contract will fit into your organization's current go-to-market strategy in the public sector.</i></p>	<p>Gardiner's marketing philosophy is to provide educational content to Equalis members through email, webinars and facility consultation meetings. Marketing is typically centered around today's hot topics such as Indoor Air Quality, ESSR fundings, Health and Safety, Energy Conservation. However, as markets adjust and hot topics change, Gardiner has the resources and market leader experts to educate on national and local supply chains, labor markets, procurement strategies, grants and funding vehicles, etc.</p> <p>Our philosophy is to provide the educational resources and allow the customer to identify where we there is a potential for us to assist. While it is a relaxed sales offering we have found tremendous success because of the value our customers see from the Applied Intelligence program. For this contract specifically we would market our data analytics program as a predictive practice as opposed to a preventative one.</p> <p>It is more than just a continuous commissioning platform but a budgeting tool, a Health and Safety tool, and energy and sustainability tool, and much more. It's an opportunity to receive a comparative overview of building operations to other government operations. The offering would include completing Energy Star Certification applications where applicable. In a preliminary qualification stage Gardiner may be willing to complete an IAQ study as well as a short term analysis of current building operations.</p>
	<p><i>Detail how your organization will train your sales force and customer service representatives on this contract to ensure that they can competently and consistently present the contract to public agency customers and answer any questions they might have concerning it.</i></p>	<p>Gardiner currently has a GPO contract with Equalis and all sales reps are competent in presenting this to customers. They have also been introduced to Equalis, websites, all marketing material provided from Equalis and the human resources that Equalis can provide to our customer when necessary. Please feel free to discuss our utilization of these tools with Keith McDivett and David Akers.</p>
	<p><i>Acknowledge that your organization agrees to provide its company logo(s) to Region 10 ESC</i></p>	<p>GARDINER agrees to provide its company logo to Region 10 ESC and Equalis Group for marketing communications and promotions</p>

	<i>and Equalis Group and agrees to provide permission for reproduction of such logo in marketing communications and promotions</i>	
Ability to manage a cooperative contract	<i>Describe the capacity of your Company to report monthly sales through this agreement to Equalis Group.</i>	<p>As part of GARDINER's self-auditing process, we have several Quality Control Measures in place.</p> <p>GARDINER's self-audit process that we plan to employ to verify compliance with our proposed contract is as follows:</p> <p>GARDINER's project team discusses and creates a comprehensive project budget. Once budgeting is completed, GARDINER's engineering, operations, and sales team coordinate an "estimate and scope" meeting where all detailed budgeting numbers are reviewed for accuracy and compliance. A contract number is then requested and assigned by GARDINER's controller.</p> <p>Once the contract number is received, our engineer then submits the contract number to the Equalis Group for approval. Once the contract number is approved, a project contract is then created and a resolution indicating that the project was procured through the membership by the owner is identified. Finally, the administrative fee that was identified in the estimate and scope meeting is then transmitted to the project turnover records.</p> <p>Amy Golson from Gardiner submits a monthly report to reporting@equalisgroup.org . Any reporting questions or issues are relayed to Laura Rich. Keith Mcdivitt and David Smith meet once a month for a pipeline review.</p>
	<i>Identify any contracts with other cooperative or government group purchasing organizations of which your Company is currently a part of:</i>	Ohio Schools Council
Commitment to supporting agencies to utilize the contract	<i>If awarded a contract, how would you approach agencies in regards to this contract? Please indicate how this would work for both new customers to your organization, as well as existing.</i>	<p>GPO construction contracts inherently have many benefits such as reduce construction timelines, less cost, single source responsibility and ownership in scope and quality. While all of these are advantages to building owners, the one that stands out today is construction timelines. Because of supply chain issues, labor shortage and inflationary pressure, today's customers are putting a high emphasis on implementing projects efficiently and in a time sensitive manner. Customers are aware of today's environment and face increase cost and delays daily. By visually illustrating to customers the reduction in construction timelines we can identify specific advantages that relate to reduced project and operational cost.</p> <p>Many of our customers have bought from us through a GPO and are familiar with their benefits. Many times customers who are not familiar with the legality surrounding GPO purchases are educated by a collaboration of Gardiner, Equalis and the customer current legal council. For additional insight on how Gardiner can utilize the Equalis partnership with their members, please see below:</p> <p>GARDINER's primary service area covers the State of Ohio, with a large concentration of our business coming from the Northern half of the state. With an extensive National Account history</p>

and no geographic limitation to our solutions business, GARDINER is capable of, and has executed, projects for clients across the United States.

We understand that knowing what you want isn't the biggest challenge, it's being able to buy it in an environment of competitive bidding and compliance. GARDINER offers multiple financing options/programs to access our products and services on government procurement schedules and via approved Group Purchasing Organizations.

GARDINER routinely assists our clients to uncover the most fiscally responsible way to fund an Energy Based Performance Solution project. Our financial solutions expertise gives clients access to a full range of tools from government procurement options to shared savings to complete project financing.

GARDINER acts on behalf of the client to secure the most favorable terms and conditions, as well as help guide the process.

There are two distinct paths that clients could take regarding financing:

1. **Traditional Energy Based Performance**
2. **Gardiner's Shared Savings Program**

OPTION ONE

Traditional Energy Based Performance Solutions

One of the methodologies available for funding a traditional EBPS project is for the city to utilize one of several tax-exempt borrowing options available to municipalities. Those options include but are not limited to:

- Tax-Exempt Lease Purchase (TELP)
- General Obligation or Revenue Bonds
- Certificates of Participation (COPS)

Under a traditional EBPS arrangement, clients would be borrowing the funds and paying GARDINER on an agreed upon schedule or progress billing arrangement. This type of solution is beneficial in several ways:

- Eliminates financial risk of project because the city passes financial performance to the EBPS contractor.
- Reduces engineering and procurement cost due to the design build nature which reduces costly overlap and non-productive effort.
- Accesses capital via secondary resources (energy savings) to fund project allowing the city to use its capital resources for other needed improvements.
- Can match debt payment stream to expected energy savings revenue.
- GARDINER will offer to guarantee the results of the savings projections as well as the technical implementation thus eliminating risk to the client.

- Entire project is implemented and performed by one firm, GARDINER Performance Solutions. Therefore, clients have one point of contact which greatly the cost of project and management resources needed

OPTION TWO

GARDINER's Shared Savings Program

A common misconception is that improving your building's systems or energy performance requires a large capital investment. In many cases, big improvements can be made with little or no capital investment. Through conversation with our clients and extensive research, we have identified the need for alternative ways to fund energy conservation projects for Ohio's municipalities, local governments, educational institutions, and other public entities in Ohio. In response, GARDINER developed our Shared Savings Program; a funding tool for clients that simply allows you to pay for all aspects of a project through a mutually agreed upon shared savings agreement.

The difference between the Traditional EBPS method described above and GARDINER's Shared Savings Program is that the client does not acquire any kind of debt to fund the project. Instead, all payments are through a shared savings arrangement made between GARDINER and the client.

The benefits of GARDINER's Shared Savings Program for clients would include but are not limited to the following:

- Eliminates financial risk of project because of "shared savings" concept. The client only pays out of what it saves.
- Accesses capital via secondary resources (energy savings) to fund project which allows the client to use its capital resources for other needed improvements.
- No upfront, capital budget dollars needed to start project.
- GARDINER will offer to guarantee the results of the savings projections as well as the technical implementation thus eliminating risk to the client.
- Entire project is implemented and performed by one firm, Gardiner Performance Solutions. One point of contact for the client greatly reduces the cost of project and management resources needed.

		<p>Furthermore, to demonstrate the depth of our financing experience, Gardiner has also utilized the following funding vehicles for our clients: House Bill 264, House Bill 300, House Bill 7, Property Assessed Clean Energy (PACE), Power Purchase Agreement (PPA), Ohio Energy Loan Fund, Guaranteed Clean Energy, Vendor Lease, Direct Bank Lease, Utility Lease, Utility on Bill Payment, Certificate of Participation (COP) and other programs that have been limited offerings such as Qualified Zone Application Bonds (QZAB) Qualified Energy Conservation Bonds (QECB).</p> <p>Over the last 3-4 months Gardiner and the Equalis Group have worked together to prepare and enhance project budgeting models and the overall submittal process. Together, we have been working jointly to provide client legal departments information required to contract with Gardiner through the Equalis Group. In addition, we have also co-developed a foundational marketing plan with the Equalis Group that requires further enhancement and action.</p> <p>If awarded this contract, Gardiner's expectation is to immediately refine and finalize the business and marketing plans we began co-developing with the Equalis Group within the last quarter of this year and establish actionable instructions to carry out and begin business generation.</p> <p>This contract can be leveraged through multiple construction models.</p> <p>Through combining Gardiner's multiple business units (New Construction, Service, Performance Solutions, Distribution & Parts and Controls) with the multiple construction model options, there are a plethora of opportunities to drive participation in one form or another.</p> <p>As previously mentioned, GARDINER has over 45 sales representatives that will be able to take advantage of this contract with Equalis. The degree in which each sales representative will differ, depending on the division they work for, as well as the vertical markets they serve. The division and vertical markets dictate the scope and revenue the Equalis Group can expect to see over the course of the contract.</p> <p>With this said, we anticipate our Performance Solutions and Controls divisions to be the two divisions that will benefit the most from our contract. Next, would be our service and parts distribution divisions primarily due to budgets being under K-12 and government bidding requirements.</p> <p>By focusing on Performance Solutions and Controls we can provide an update on our divisional marketing plans. Currently, our sales representative for the K-12 and Government vertical markets consist of six individuals; two are focused on controls within both markets, two are focused on strictly K-12 and the other two on Government.</p> <p>Education Institutions Market Observation</p> <p>We have seen K-12 experience significant growth in the industry because of ESSR funds. Many educational institutions predominant scope is focused on Indoor Air Quality solutions and Air Conditioning. We anticipate this growth to continue into 2023; after 2023 we expect to see market adjustments and a shift away from health and safety and back to energy conservation.</p>
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		<p>Government Institutions Market Observation</p> <p>Looking at the big picture, it's easy to see that Government is lagging K-12 for a couple of reasons. First, ESSR funds were released over a year before ARPA funds were made available. Second, budgeting was delayed until the state determined municipality participation. Third, there is less flexibility in what ESSR funds can be applied to in comparison to the ARPA funds available which has led to some indecision on government division allocations. Lastly, larger government entities with bigger footprints inherently are going to take longer to develop a budgeting plan.</p> <p>In conclusion, some of these delays have been rectified, and as some of the additional items continue to get resolved budgeting will become clearer and we expect to see a large demand in HVAC over the next 2-3 years.</p> <p>Business Strategy</p> <p>Our business model and divisions are structured to create a constant flow of business generation and proven to be successful. Three of the six individuals from our Performance Solutions division are focused on business development and tasked with finding and qualifying new opportunities and making introductions to other project personnel. This handoff usually occurs between the schematic design and design development phase. This structure helps moderates the peaks and valleys of construction projects and provides a more even flow of project development overall.</p> <p>GARDINER has a very high retention rate with our clients and has proven to be above the standard that you typically see in construction. The primary reason behind this is our service divisions. These divisions tether us to the client with critical "after project" support. We not only do we install equipment, but we also have an extensive team that can support and service the equipment afterwards. In addition to having capabilities to install boilers, chillers, air handling units, LED lighting, building automation systems etc., we can optimize and manage client's operations and efficiencies as well.</p> <p>In most cases, our clients see a GARDINER representative every quarter. We make it a point to stay connected and involved as much as possible. Our team focuses on solving building challenges and coming up with solutions that best suite the client regardless of the obstacles being faced.</p> <p>Geographic Target</p> <p>Geographically, GARDINER possesses the resources to market and drive business in not only Ohio, but all surrounding States. We have offices in Toledo, Akron, Youngstown and headquartered in Solon. As a result of our relationships with over 50 HVAC manufacturers, GARDINER has numerous relationships with contractors across the country. These relationships and understanding contractor capabilities eliminates the largest hurdle in expanding our footprint to other regions of the country. Expanding our footprint and the schematics behind that effort are currently in consideration/discussion.</p>
--	--	--

Other factors relevant to this section as submitted by the Respondent	<i>Provide the number of sales representatives which will work on this contract and where the sales representatives are located.</i>	Gardiner has over 42+ sales representatives located out of our Solon, Akron, Youngstown, Toledo and Independence branches. These representatives consist of different divisions within Gardiner and include Gardiner Performance Solutions, New System Sales, Service Sales, Building Automation Analytics, Controls and parts.

PROPOSAL FORM 3: CERTIFICATIONS AND LICENSES

Provide a copy of all current licenses, registrations and certifications issued by federal, state and local agencies, and any other licenses, registrations or certifications from any other governmental entity with jurisdiction, allowing Respondent to perform the covered services including, but not limited to licenses, registrations or certifications. M/WBE, HUB, DVBE, small and disadvantaged business certifications and other diverse business certifications, as well as manufacturer certifications for sales and service must be included if applicable.



Mon Nov 29 2021

Entity#: 336903
Filing Type: DOMESTIC LIMITED LIABILITY COMPANY
Original Filing Date: 01/18/1965
Location: ---
Business Name: GARDINER SERVICE COMPANY LLC

Status: Active
Exp. Date: -

Agent/Registrant Information

MLCL STATUTORY AGENT, INC.
1111 SUPERIOR AVENUE EAST, SUITE 2700
CLEVELAND OH 44114
09/29/2021
Active



DATE	DOCUMENT ID	DESCRIPTION	FILING	OVER PAYMENT	EXPED	CERT	COPY
05/10/2017	201713002010	TRADE NAME REGISTRATION (RNO)	39.00	0.00	300.00	0.00	0.00

Receipt

This is not a bill. Please do not remit payment.

MCCARTHY, LEBIT, CRYSTAL & LIFFMAN CO., L.P.A.
101 WEST PROSPECT AVENUE
SUITE 1800
CLEVELAND, OH 44115-1088

**STATE OF OHIO
CERTIFICATE**

**Ohio Secretary of State, Jon Husted
4026733**

It is hereby certified that the Secretary of State of Ohio has custody of the business records for
GARDINER

and, that said business records show the filing and recording of:

Document(s)

TRADE NAME REGISTRATION

Effective Date: 05/10/2017

Document No(s):

201713002010

Date of First Use: 12/27/2012

Expiration Date: 05/10/2022

GARDINER SERVICE COMPANY LLC
31200 BAINBRIDGE ROAD
OLON, OH 44139



United States of America
State of Ohio
Office of the Secretary of State

Witness my hand and the seal of the
Secretary of State at Columbus, Ohio this
10th day of May, A.D. 2017.

Ohio Secretary of State

UNITED STATES OF AMERICA
STATE OF OHIO
OFFICE OF THE SECRETARY OF STATE

I, Frank LaRose, do hereby certify that I am the duly elected, qualified and present acting Secretary of State for the State of Ohio, and as such have custody of the records of Ohio and Foreign business entities; that said records show GARDINER SERVICE COMPANY LLC, an Ohio For Profit Limited Liability Company, Registration Number 336903, was organized within the State of Ohio on January 18, 1965, is currently in FULL FORCE AND EFFECT upon the records of this office.



Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 29th day of November, A.D. 2021.

A handwritten signature in cursive script, appearing to read "Frank LaRose".

Ohio Secretary of State

Validation Number: 202133306034

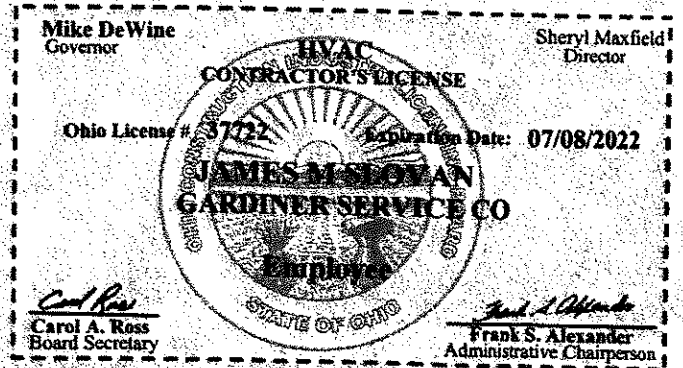


**Department
of Commerce**

Division of Industrial Compliance
Ohio Construction Industry
Licensing Board O.C.I.L.B.

Mike DeWine, Governor
Sheryl Maxfield, Director

SLOVAN, JAMES M.
9946 Firestone Ln
Macedonia, OH 44056-1514



**Plan Approvals obtained with YOUR license and posting of YOUR license indicates that YOU and YOUR liability insurance are assuming all responsibility for work performed.
YOUR license cannot be sold, loaned or transferred.**



Any changes in information must be submitted within 30 days to:

**Bureau of Testing & Registration
PO BOX 529
Reynoldsburg, Ohio 43068
614-752-7126
614-995-4206 (fax)
webfmtr@com.state.oh.us**

**Mike DeWine
Governor**

**State of Ohio
Department of Commerce
Division of State Fire Marshal**

**Sheryl Maxfield
Director**

2022 Fire Protection Company Annual Certificate

This is to certify that the company listed below meets the requirements of Ohio Revised Code 3737.65 for servicing, testing, repairing, or installing fire protection or firefighting equipment in the State of Ohio.
53.18.5094

**GARDINER FIRE & SECURITY LLC
31200 BAINBRIDGE RD
SOLON, OH 44139-2297**

Expiration Date: 07/01/2022



**Ohio Department of Commerce
Division of State Fire Marshal
Bureau of Testing & Registration
8895 E Main Street, PO Box 529
Reynoldsburg, Ohio 43068**

**GARDINER FIRE & SECURITY
LLC
31200 BAINBRIDGE RD
SOLON, OH 44139-2297**

Ohio

**Bureau of Workers'
Compensation**

30 W. Spring St.
Columbus, OH 43215

Certificate of Ohio Workers' Compensation

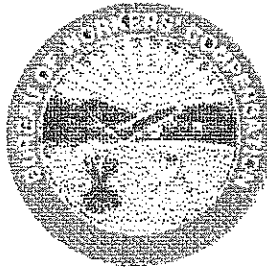
This certifies that the employer listed below participates in the Ohio State Insurance Fund as required by law. Therefore, the employer is entitled to the rights and benefits of the fund for the period specified. This certificate is only valid if premiums and assessments, including installments, are 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
00385937

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

GARDINER SERVICE COMPANY LLC
31200 BAINBRIDGE RD
SOLON OH 44139-2231



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, marijuana 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, marijuana 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.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

11/30/2021

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 The James B. Oswald Company 36 E. Seventh St Suite 2625 Cincinnati OH 45202		CONTACT NAME: Kaitlin Pyzik PHONE (A/C No, Ext): (513) 725-0306 E-MAIL ADDRESS: kpyzik@oswaldcompanies.com	FAX (A/C, No): (216) 367-8781
INSURED Gardiner Service Company LLC 31200 Bainbridge Rd. Solon OH 44139		INSURER(S) AFFORDING COVERAGE	
		INSURER A : National Fire Insurance Co of Hartford	NAIC # 20478
		INSURER B : The Continental Insurance Company of New Jersey	42625
		INSURER C : Columbia Casualty Company	31127
		INSURER D :	
		INSURER E :	
		INSURER F :	

COVERAGES

CERTIFICATE NUMBER: 21/22 Master

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 type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			7011727208	11/30/2021	11/30/2022	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 15,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS ONLY			BUA 7011706374	11/30/2021	11/30/2022	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED \$ RETENTION \$			CUE 7011728682	11/30/2021	11/30/2022	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y/N If yes, describe under DESCRIPTION OF OPERATIONS below		N/A	7011727208	11/30/2021	11/30/2022	<input type="checkbox"/> PER STATUTE <input checked="" type="checkbox"/> OTH-ER Ohio Stop Gap E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
C	Professional Liability			C 7011740525	11/30/2021	11/30/2022	Per Claim \$5,000,000 Aggregate \$5,000,000

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

CERTIFICATE HOLDER**CANCELLATION**

FOR INFORMATIONAL PURPOSES ONLY

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

CERTIFICATE OF REGISTRATION

VILLAGE OF SHEFFIELD

Building Department

4480 Colorado Avenue Sheffield Village, Ohio 44054
Phone : (440) 949-6209 Fax : (440) 949-5371

Certificate Issued To :

GARDINER SERVICE COMPANY., LLC
TODD BARNHART
31200 BAINBRIDGE ROAD
SOLOM, OHIO 44139

Certificate Type :

GENERAL REG.

Certificate No :

214000029

Certificate Issued :

January 03, 2022

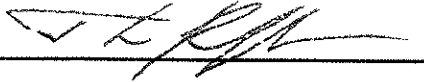
Certificate Fee :

\$125.00

Expire Date :

December 31, 2022

THIS CERTIFIES that **TODD BARNHART** representing **GARDINER SERVICE COMPANY., LLC** doing business at **31200 BAINBRIDGE ROAD** has qualified, as required by law, is duly registered and is hereby authorized to engage in the business as a(n) HVAC Contractor within the corporate limits of the VILLAGE OF SHEFFIELD pursuant with the provision and regulations of Chapter 1317 of the Codified Ordinances of the VILLAGE OF SHEFFIELD, the Residential Code of Ohio and the Ohio Building Code.



This Registration is **NOT TRANSFERABLE** and is subject to revocation.

214000029

Certificate of Registration

VILLAGE OF SHEFFIELD

HVAC Registration Stub

GENERAL REG.

Certificate No :

214000029

Certificate Issued :

January 03, 2022

Certificate Fee :

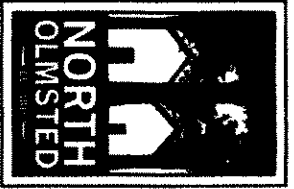
\$125.00

Expiration Date :

December 31, 2022

TODD BARNHART representing **GARDINER SERVICE COMPANY., LLC**

214000029



City of North Olmsted

Division of Building
5200 Dover Center Road
North Olmsted, OH 44070
(440) 777-8000

CERTIFICATE OF CONTRACTOR REGISTRATION

Contractor Name: TODD BARNHART

CID: 26029

Company: GARDINER SERVICE CO

Address: 31200 BAINBRIDGE RD
SOLOM, OH 44139

This is to certify that to the best of my information, knowledge, and belief, the above named contractor has qualified, as required by law, is duly registered, and is hereby authorized to engage in the business as a Contractor within the corporate limits of the City of North Olmsted pursuant to provision and regulations of Chapter 1317 of the Codified Ordinances of the City of North Olmsted, the Residential Code of Ohio, and the Ohio Building Code.

Registration Type: HVAC Contractor

Issue Date: 12/27/2021

Expiration Date: 6/17/2023

Paid: \$75.00

Signature of Approving Official

Date: 12/27/2021

CITY OF INDEPENDENCE, OH

6335 Selig Drive, Independence, OH 44131
(216) 524-1019 FAX: (216) 573-1592

CONTRACTOR REGISTRATION

Business Name: Gardiner Service Company

Location: 31200 Bainbridge RD
Solon, OH 44139

Owner: Gardiner Service Company

License Number: 2022-0800-CONTR

Issued Date: 1/18/2022

Expiration Date: 12/31/2022

Pay Type: Check #215578

Registration Year: 2022

Contractor Type: HVAC*

Mailing Address: 31200 Bainbridge RD
Solon, OH 44139

License Type: Contractor Registration

Classification: Contractor Registration

Fees Paid: \$50.00



Michael Gero - Building Official

This certifies that the name and company at the address listed on this Registration has qualified, as required by law, is duly registered and is hereby authorized to engage in the business as a Contractor Type, as listed above, within the corporate limits of the City of Independence pursuant with the provision and regulations of Chapter 1317 of the Codified Ordinances of the City of Independence, the Residential Code of Ohio and the Ohio Building Code.

This Registration is **NOT TRANSFERABLE** and is subject to revocation.

TO BE POSTED IN A CONSPICUOUS PLACE

GEAUGA COUNTY

Building Department
470 Center Street Building 8-C
Chardon, OH 44024-1071
Ph. 440-279-1780

1/1/2022

Dear Contractor:

Below is your registration declaring you to be a Registered Contractor in Geauga County. Cut along the dotted lines to keep one copy readily available and the other copy at your place of business. This license will be renewable on the expiration date noted.

Geauga County Contractor Registration

This is to certify that
GARDINER SERVICE CO
Is a Registered as
HVAC

Business Address: 31200 BAINBRIDGE
Registration Number: 800
Effective Date: 1/1/2022
Registration expires on: 12/31/2022

**POST THIS REGISTRATION IN A CONSPICUOUS
PLACE IN YOUR BUSINESS LOCATION**

REGISTRATION IS NOT TRANSFERABLE

CHIEF BUILDING OFFICAL: *Dee Spack*

Geauga County Contractor Registration

This is to certify that
GARDINER SERVICE CO
is a Registered as
HVAC

Business Address: 31200 BAINBRIDGE
Registration Number: 800
Effective Date: 1/1/2022
Registration expires on: 12/31/2022

CHIEF BUILDING OFFICAL: *Dee Spack*



Geauga County

RECEIPT

RECEIPT DATE 12/21/2021	RECEIVED FROM GARDINER SERVICE CO	RECEIPT No. 2021-00046717
COLLECTION STATION Building 3	CHECK No. 215615	CASHIER Lisa

PAYMENT CODE	RECEIPT DESCRIPTION	TRANSACTION AMOUNT
License Pay	License - 800	\$100.00
Total Cash 0.00 Total Check 100.00 Total Charge 0.00 Total Other 0.00 Total Remitted <u>100.00</u> Change <u>0.00</u> Total Received 100.00		
Total Amount:		\$100.00

Additional Information:

OWNER INFORMATION

Name:

Address:

Tax Parcel No:

THIS IS NOT A PERMIT



City Links (opens in new window)

Logged in as: JAMES M SLOVAN Collections (0) Reports (1) Account Management Logout

Search...

[Home](#)
[Building & Housing](#)
[Assessments and Licenses](#)
[Public Health](#)
[Public Safety](#)
[more](#)

[Search Building Records](#)
[Permits and Registrations](#)

Record RENEWC21035234:
Contractor Renewal
Record Status: Renewed

[Add to collection](#)

[Record Info](#)

[Payments](#)

Work Location

Record Details

Applicant:

JAMES SLOVAN
 GARDINER SERVICE COMPANY
 31200 BAINBRIDGE RD
 SOLOM, OH, 44139
 Contact Phone 440-248-3400
 RHARRIS@WHGARDINER.COM

More Details

Application Information

CONTRACTOR REGISTRATION

License Type: CONTRACTOR
 Contractor License Type: HVAC Contractor
 State License #: HVAC15-001243
 Lic State: OH
 Business Name: GARDINER SERVICE COMPANY (HVAC)
 License Issue Date: 12/28/2021
 License Expiration Date: 12/31/2022
 Contact First Name: JAMES
 FI: MA
 Last Name: SLOVAN
 Address Line 1: 31200 BAINBRIDGE RD
 City: SOLOM
 State: OH
 Zip: 44139
 Phone 1: 440-248-3400
 eMail Address: RHARRIS@WHGARDINER.COM
 Insurance Co: NATIONAL FIRE OF HARTFORD
 Insurance Amount (\$): 4000000
 Bodily Injury Insurance Amount (\$): 2000000
 Property Damage Insurance Amount (\$): 2000000
 Policy #: 7011727208
 Policy Begin Date: 11/30/2021
 Insurance Exp Date: 11/30/2022
 Insurance Agent Name (F/M/L): The James B Oswald Company
 Insurance Agent Address 1: 36 E. SEVENTH ST
 Insurance Agent Address 2: Ste 2625
 Insurance Agent City: CINCINNATI
 Insurance Agent State: OH
 Insurance Agent Zip Code: 45202
 Insurance Agent Phone Number: 513-725-0306

This is a "printer friendly" page. Please use the "print" option in your browser to print this screen.



*Becky
3465
License Renewal*

Powered by
ACI PAYMENTS, INC.

City of Cleveland, OH
Accela Citizens Access

Confirmation Number
002341

Date & Time
Tuesday, December 28, 2021 03:20PM ET

Payment Method	Amount	Service Fee	Total
VISA Ending in 3465	\$120.00	\$4.20	\$124.20

Account Information	Name	Rebecca Harris
	Street Address	31200 BAINBRIDGE RD.
	City	SOLOM
	State	OH
	Zip code	44139
	Country	United States
	Daytime phone	(440) 248 - 3400
	Email	rharris@whgardiner.com

Thank you for using ACI Payments, Inc. If you have a question regarding your payment, please call us toll free at 1-800-487-4567. To make payments in the future, please visit our website at acipayonline.com.

Back

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ACI Payments, Inc. is licensed as a money transmitter by the New York State Department of Financial Services, the Georgia Department of Banking and Finance, and by all other states and territories, where required. NMLS #936777. 6060 Coventry Dr, Elkhorn NE 68022. 1-800-487-4567



City of Bay Village

350 Dover Center Road
Bay Village, OH 44140

HVAC

Company Name: Gardiner Service Company, LLC
License Type: HVAC
License Number: 22BAY-H-2027
Expiration Date: Dec 31, 2022

Shawnee Schuller

City of Bay Village, OH - 12/29/2021

Registration Type: HVAC
Registration Number: 22BAY-H-2027
Expiration Date: Dec 31, 2022
Date License Issued: Dec 29, 2021
Company Name: Gardiner Service Company, LLC
Company Address: 31200 Bainbridge Road, Solon, OH 44139

Shawnee Schuller

For City of Bay Village, OH - 12/29/2021

PROPOSAL FORM 4: CLEAN AIR WATER ACT

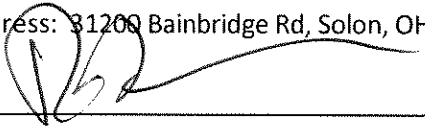
I, the Vendor, am in compliance with all applicable standards, orders or regulations issued pursuant to the Clean Air Act of 1970, as Amended (42 U.S. C. 1857 (h), Section 508 of the Clean Water Act, as amended (33 U.S.C. 1368), Executive Order 117389 and Environmental Protection Agency Regulation, 40 CFR Part 15 as required under OMB Circular A-102, Attachment O, Paragraph 14 (1) regarding reporting violations to the grantor agency and to the United States Environment Protection Agency Assistant Administrator for the Enforcement.

Potential Vendor: Gardiner Service Co., LLC dba GARDINER

Title of Authorized Representative: President/CEO

Mailing Address: 31200 Bainbridge Rd, Solon, OH 44139

Signature: _____

A handwritten signature in black ink, appearing to be 'V. B.', is written over a horizontal line. The signature is stylized and cursive.

PROPOSAL FORM 5: DEBARMENT NOTICE

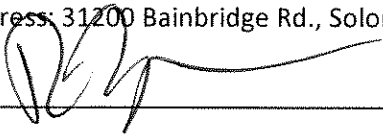
I, the Vendor, certify that my Company has not been debarred, suspended or otherwise ineligible for participation in Federal Assistance programs under Executive Order 12549, "Debarment and Suspension", as described in the Federal Register and Rules and Regulations.

Potential Vendor: Gardiner Service Co., LLC dba GARDINER

Title of Authorized Representative: President/CEO

Mailing Address: 31200 Bainbridge Rd., Solon, OH 44139

Signature: _____


A handwritten signature in black ink, appearing to be 'D. M.', is written over a horizontal line. The signature is stylized and cursive.

PROPOSAL FORM 6: LOBBYING CERTIFICATION

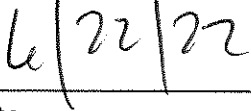
Submission of this certification is a prerequisite for making or entering into this transaction and is imposed by Section 1352, Title 31, U.S. Code. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Any person who fails to file the required certification shall be subject to civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The undersigned certifies, to the best of his/her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of a Federal contract, the making of a Federal grant, the making of a Federal loan, the entering into a cooperative agreement, and the extension, continuation, renewal, amendment, or modification of a Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all covered sub-awards exceeding \$100,000 in Federal funds at all appropriate tiers and that all sub-recipients shall certify and disclose accordingly.



Signature of Respondent



Date

PROPOSAL FORM 7: CONTRACTOR CERTIFICATION REQUIREMENTS

Contractor's Employment Eligibility

By entering the contract, Contractor warrants compliance with the Federal Immigration and Nationality Act (FINA), and all other federal and state immigration laws and regulations. The Contractor further warrants that it is in compliance with the various state statutes of the states it will operate this contract in.

Participating Government Entities including School Districts may request verification of compliance from any Contractor or subcontractor performing work under this Contract. These Entities reserve the right to confirm compliance in accordance with applicable laws.

Should the Participating Entities suspect or find that the Contractor or any of its subcontractors are not in compliance, they may pursue any and all remedies allowed by law, including, but not limited to: suspension of work, termination of the Contract for default, and suspension and/or debarment of the Contractor. All costs necessary to verify compliance are the responsibility of the Contractor.

The Respondent complies and maintains compliance with the appropriate statutes which requires compliance with federal immigration laws by State employers, State contractors and State subcontractors in accordance with the E-Verify Employee Eligibility Verification Program.

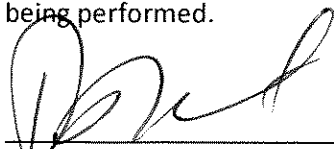
Contractor shall comply with governing board policy of the Region 10 ESC Participating entities in which work is being performed.

Fingerprint & Criminal Background Checks


If required to provide services on school district property at least five (5) times during a month, contractor shall submit a full set of fingerprints to the school district if requested of each person or employee who may provide such service. Alternately, the school district may fingerprint those persons or employees. An exception to this requirement may be made as authorized in Governing Board policy. The district shall conduct a fingerprint check in accordance with the appropriate state and federal laws of all contractors, subcontractors or vendors and their employees for which fingerprints are submitted to the district. Contractor, subcontractors, vendors and their employees shall not provide services on school district properties until authorized by the District.

The Respondent shall comply with fingerprinting requirements in accordance with appropriate statutes in the state in which the work is being performed unless otherwise exempted.

Contractor shall comply with governing board policy in the school district or Participating Entity in which work is being performed.



Signature of Respondent



Date

PROPOSAL FORM 8: ANTITRUST CERTIFICATION STATEMENTS
(Tex. Government Code § 2155.005)

I affirm under penalty of perjury of the laws of the State of Texas that:

- (1) I am duly authorized to execute this contract on my own behalf or on behalf of the Company, corporation, firm, partnership or individual (Company) listed below;
- (2) In connection with this proposal, neither I nor any representative of the Company has violated any provision of the Texas Free Enterprise and Antitrust Act, Tex. Bus. & Comm. Code Chapter 15;
- (3) In connection with this proposal, neither I nor any representative of the Company has violated any federal antitrust law; and
- (4) Neither I nor any representative of the Company has directly or indirectly communicated any of the contents of this proposal to a competitor of the Company or any other company, corporation, firm, partnership or individual engaged in the same line of business as the Company.

VENDOR Gardiner Service Co., LLC dba GARDINER

ADDRESS 31200 Bainbridge Rd., Solon, OH 44139

RESPONDANT

Gardiner Service Co., LLC dba GARDINER

31200 Bainbridge Rd., Solon, OH 44139

PHONE 440-248-3400

FAX 440-349-6980



Signature

Printed Name

Todd Barnhart

Position with Company

AUTHORIZING OFFICIAL



Signature

Todd Barnhart

Printed Name

President/CEO

Position with Company

PROPOSAL FORM 9: IMPLEMENTATION OF HOUSE BILL 1295

Certificate of Interested Parties (Form 1295):

In 2015, the Texas Legislature adopted House Bill 1295, which added section 2252.908 of the Government Code. The law states that a governmental entity or state agency may not enter into certain contracts with a business entity unless the business entity submits a disclosure of interested parties to the governmental entity or state agency at the time the business entity submits the signed contract to the governmental entity or state agency. The law applies only to a contract of a governmental entity or state agency that either (1) requires an action or vote by the governing body of the entity or agency before the contract may be signed or (2) has a value of at least \$1 million. The disclosure requirement applies to a contract entered into on or after January 1, 2016.

The Texas Ethics Commission was required to adopt rules necessary to implement that law, prescribe the disclosure of interested parties form, and post a copy of the form on the commission's website. The commission adopted the Certificate of Interested Parties form (Form 1295) on October 5, 2015. The commission also adopted new rules (Chapter 46) on November 30, 2015, to implement the law. The commission does not have any additional authority to enforce or interpret House Bill 1295.

Filing Process:

Starting on January 1, 2016, the commission will make available on its website a new filing application that must be used to file Form 1295. A business entity must use the application to enter the required information on Form 1295 and print a copy of the completed form, which will include a certification of filing that will contain a unique certification number. An authorized agent of the business entity must sign the printed copy of the form and have the form notarized. The completed Form 1295 with the certification of filing must be filed with the governmental body or state agency with which the business entity is entering into the contract.

The governmental entity or state agency must notify the commission, using the commission's filing application, of the receipt of the filed Form 1295 with the certification of filing not later than the 30th day after the date the contract binds all parties to the contract. The commission will post the completed Form 1295 to its website within seven business days after receiving notice from the governmental entity or state agency.

Information regarding how to use the filing application will be available on this site starting on January 1, 2016. https://www.ethics.state.tx.us/whatsnew/elf_info_form1295.htm

PROPOSAL FORM 10: BOYCOTT CERTIFICATION AND TERRORIST STATE CERTIFICATION

BOYCOTT CERTIFICATION

Respondents must certify that during the term of any Agreement, it does not boycott Israel and will not boycott Israel. "Boycott" means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes.

Does vendor agree? RTM
(Initials of Authorized Representative)

TERRORIST STATE CERTIFICATION

In accordance with Texas Government Code, Chapter 2252, Subchapter F, REGION 10 ESC is prohibited from entering into a contract with a company that is identified on a list prepared and maintained by the Texas Comptroller or the State Pension Review Board under Texas Government Code Sections 806.051, 807.051, or 2252.153. By execution of any agreement, the respondent certifies to REGION 10 ESC that it is not a listed company under any of those Texas Government Code provisions. Responders must voluntarily and knowingly acknowledge and agree that any agreement shall be null and void should facts arise leading the REGION 10 ESC to believe that the respondent was a listed company at the time of this procurement.

Does vendor agree? RTM
(Initials of Authorized Representative)

PROPOSAL FORM II: RESIDENT CERTIFICATION

This Certification Section must be completed and submitted before a proposal can be awarded to your Company. This information may be placed in an envelope labeled "Proprietary" and is not subject to public view. In order for a proposal to be considered, the following information must be provided. Failure to complete may result in rejection of the proposal:

As defined by Texas House Bill 602, a "nonresident Bidder" means a Bidder whose principal place of business is not in Texas, but excludes a contractor whose ultimate parent company or majority owner has its principal place of business in Texas.

Texas or Non-Texas Resident

- I certify that my Company is a "**resident Bidder**"
- I certify that my Company qualifies as a "**nonresident Bidder**"

If you qualify as a "nonresident Bidder," you must furnish the following information:

What is your resident state? (The state your principal place of business is located.)

<u>Gardiner Service Co., LLC dba GARDINER</u>	<u>31200 Bainbridge Rd</u>
Company Name	Address

<u>Solon</u>	<u>Ohio</u>	<u>44139</u>
City	State	Zip

PROPOSAL FORM 12: FEDERAL FUNDS CERTIFICATION FORM

When a participating agency seeks to procure goods and services using funds under a federal grant or contract, specific federal laws, regulations, and requirements may apply in addition to those under state law. This includes, but is not limited to, the procurement standards of the Uniform Administrative Requirements, Cost Principles and Audit Requirements for Federal Awards, 2 CFR 200 (sometimes referred to as the "Uniform Guidance" or "EDGAR" requirements). All Vendors submitting proposals must complete this Federal Funds Certification Form regarding Vendor's willingness and ability to comply with certain requirements which may be applicable to specific participating agency purchases using federal grant funds. This completed form will be made available to participating agencies for their use while considering their purchasing options when using federal grant funds. Participating agencies may also require Vendors to enter into ancillary agreements, in addition to the contract's general terms and conditions, to address the member's specific contractual needs, including contract requirements for a procurement using federal grants or contracts.

For each of the items below, Vendor should certify Vendor's agreement and ability to comply, where applicable, by having Vendor's authorized representative complete and initial the applicable lines after each section and sign the acknowledgment at the end of this form. If a vendor fails to complete any item in this form, Region 10 ESC will consider the Vendor's response to be that they are unable or unwilling to comply. A negative response to any of the items may, if applicable, impact the ability of a participating agency to purchase from the Vendor using federal funds.

1. Vendor Violation or Breach of Contract Terms:

Contracts for more than the simplified acquisition threshold currently set at \$150,000, which is the inflation adjusted amount determined by the Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council (Councils) as authorized by 41 USC 1908, must address administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as appropriate.

Any Contract award will be subject to Region 10 ESC General Terms and Conditions, as well as any additional terms and conditions in any Purchase Order, participating agency ancillary contract, or Member Construction Contract agreed upon by Vendor and the participating agency which must be consistent with and protect the participating agency at least to the same extent as the Region 10 ESC Terms and Conditions.

The remedies under the Contract are in addition to any other remedies that may be available under law or in equity. By submitting a Proposal, you agree to these Vendor violation and breach of contract terms.

Does vendor agree? Pto

(Initials of Authorized Representative)

2. Termination for Cause or Convenience:

When a participating agency expends federal funds, the participating agency reserves the right to immediately terminate any agreement in excess of \$10,000 resulting from this procurement process in the event of a breach or default of the agreement by Offeror in the event Offeror fails to: (1) meet schedules, deadlines, and/or delivery dates within the time specified in the procurement solicitation, contract, and/or a purchase order; (2) make any payments owed; or (3) otherwise perform in accordance with the contract and/or the procurement solicitation. participating agency also reserves the right to terminate the contract immediately, with written notice to offeror, for convenience, if participating agency believes, in its sole discretion that it is in the best interest of participating agency to do so. Offeror will be compensated for work performed and accepted and

goods accepted by participating agency as of the termination date if the contract is terminated for convenience of participating agency. Any award under this procurement process is not exclusive and participating agency reserves the right to purchase goods and services from other offerors when it is in participating agency's best interest.

Does vendor agree? RTM

(Initials of Authorized Representative)

3. Equal Employment Opportunity:

Except as otherwise provided under 41 CFR Part 60, all participating agency purchases or contracts that meet the definition of "federally assisted construction contract" in 41 CFR Part 60-1.3 shall be deemed to include the equal opportunity clause provided under 41 CFR 60-1.4(b), in accordance with Executive Order 11246, "Equal Employment Opportunity" (30 FR 12319, 12935, 3 CFR Part, 1964-1965 Comp., p. 339), as amended by Executive Order 11375, "Amending Executive Order 11246 Relating to Equal Employment Opportunity," and implementing regulations at 41 CFR Part 60, "Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor."

The equal opportunity clause provided under 41 CFR 60-1.4(b) is hereby incorporated by reference. Vendor agrees that such provision applies to any participating agency purchase or contract that meets the definition of "federally assisted construction contract" in 41 CFR Part 60-1.3 and Vendor agrees that it shall comply with such provision.

Does vendor agree? RTM

(Initials of Authorized Representative)

4. Davis-Bacon Act:

When required by Federal program legislation, Vendor agrees that, for all participating agency prime construction contracts/purchases in excess of \$2,000, Vendor shall comply with the Davis-Bacon Act (40 USC 3141-3144, and 3146-3148) as supplemented by Department of Labor regulations (29 CFR Part 5, "Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction"). In accordance with the statute, Vendor is required to pay wages to laborers and mechanics at a rate not less than the prevailing wages specified in a wage determinate made by the Secretary of Labor. In addition, Vendor shall pay wages not less than once a week.

Current prevailing wage determinations issued by the Department of Labor are available at www.wdol.gov. Vendor agrees that, for any purchase to which this requirement applies, the award of the purchase to the Vendor is conditioned upon Vendor's acceptance of the wage determination.

Vendor further agrees that it shall also comply with the Copeland "Anti-Kickback" Act (40 USC 3145), as supplemented by Department of Labor regulations (29 CFR Part 3, "Contractors and Subcontractors on Public Building or Public Work Financed in Whole or in Part by Loans or Grants from the United States"). The Act provides that each contractor or subrecipient must be prohibited from inducing, by any means, any person employed in the construction, completion, or repair of public work, to give up any part of the compensation to which he or she is otherwise entitled.

Does vendor agree? RTM

(Initials of Authorized Representative)

5. Contract Work Hours and Safety Standards Act:

Where applicable, for all participating agency contracts or purchases in excess of \$100,000 that involve the employment of mechanics or laborers, Vendor agrees to comply with 40 USC 3702 and 3704, as supplemented by Department of Labor regulations (29 CFR Part 5). Under 40 USC 3702 of the Act, Vendor is required to compute the wages of every mechanic and laborer on the basis of a standard work week of 40 hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of 40 hours in the work week. The requirements of 40 USC 3704 are applicable to construction work and provide that no laborer or mechanic must be required to work in surroundings or under working conditions which are unsanitary, hazardous or dangerous. These requirements do not apply to the purchases of supplies or materials or articles ordinarily available on the open market, or contracts for transportation or transmission of intelligence.

Does vendor agree? RM

(Initials of Authorized Representative)

6. Right to Inventions Made Under a Contract or Agreement:

If the participating agency's Federal award meets the definition of "funding agreement" under 37 CFR 401.2(a) and the recipient or subrecipient wishes to enter into a contract with a small business firm or nonprofit organization regarding the substitution of parties, assignment or performance or experimental, developmental, or research work under that "funding agreement," the recipient or subrecipient must comply with the requirements of 37 CFR Part 401, "Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts and Cooperative Agreements," and any implementing regulations issued by the awarding agency.

Vendor agrees to comply with the above requirements when applicable.

Does vendor agree? RM

(Initials of Authorized Representative)

7. Clean Air Act and Federal Water Pollution Control Act:

Clean Air Act (42 USC 7401-7671q.) and the Federal Water Pollution Control Act (33 USC 1251-1387), as amended –Contracts and subgrants of amounts in excess of \$150,000 must contain a provision that requires the non-Federal award to agree to comply with all applicable standards, orders, or regulations issued pursuant to the Clean Air Act (42 USC 7401-7671q.) and the Federal Water Pollution Control Act, as amended (33 USC 1251-1387). Violations must be reported to the Federal awarding agency and the Regional Office of the Environmental Protection Agency (EPA).

When required, Vendor agrees to comply with all applicable standards, orders, or regulations issued pursuant to the Clean Air Act and the Federal Water Pollution Control Act.

Does vendor agree? RM

(Initials of Authorized Representative)

8. Debarment and Suspension:

Debarment and Suspension (Executive Orders 12549 and 12689) – A contract award (see 2 CFR 180.220) must not be made to parties listed on the government-wide exclusions in the System for Award Management (SAM), in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR Part 1966 Comp. p. 189) and 12689 (3CFR Part 1989 Comp. p. 235), "Debarment and Suspension." SAM Exclusions contains the names of parties debarred, suspended, or otherwise excluded by agencies, as well as parties declared ineligible under statutory or regulatory authority other than Executive Order 12549.

Vendor certifies that Vendor is not currently listed on the government-wide exclusions in SAM, is not debarred, suspended, or otherwise excluded by agencies or declared ineligible under statutory or regulatory authority other than Executive Order 12549. Vendor further agrees to immediately notify the Cooperative and all participating agencies with pending purchases or seeking to purchase from Vendor if Vendor is later listed on the government-wide exclusions in SAM, or is debarred, suspended, or otherwise excluded by agencies or declared ineligible under statutory or regulatory authority other than Executive Order 12549.

Does vendor agree? RB

(Initials of Authorized Representative)

9. Byrd Anti-Lobbying Amendment:

Byrd Anti-Lobbying Amendment (31 USC 1352) -- Vendors that apply or bid for an award exceeding \$100,000 must file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant or any other award covered by 31 USC 1352. Each tier must also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the non-Federal award. As applicable, Vendor agrees to file all certifications and disclosures required by, and otherwise comply with, the Byrd Anti-Lobbying Amendment (31 USC 1352).

Does vendor agree? RB

(Initials of Authorized Representative)

10. Procurement of Recovered Materials:

For participating agency purchases utilizing Federal funds, Vendor agrees to comply with Section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act where applicable and provide such information and certifications as a participating agency may require to confirm estimates and otherwise comply. The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 CFR Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition, where the purchase price of the item exceeds \$10,000 or the value of the quantity acquired during the preceding fiscal year exceeded \$10,000; procuring solid waste management services in a manner that maximizes energy and resource recovery, and establishing an affirmative procurement program for procurement of recovered materials identified in the EPA guidelines.

Does vendor agree? RB

(Initials of Authorized Representative)

11. Profit as a Separate Element of Price:

For purchases using federal funds in excess of \$150,000, a participating agency may be required to negotiate profit as a separate element of the price. See, 2 CFR 200.323(b). When required by a participating agency, Vendor agrees to provide information and negotiate with the participating agency regarding profit as a separate element of the price for a particular purchase. However, Vendor agrees that the total price, including profit, charged by Vendor to the participating agency shall not exceed the awarded pricing, including any applicable discount, under Vendor's Cooperative Contract.

Does vendor agree? RM

(Initials of Authorized Representative)

12. Prohibition on Certain Telecommunications and Video Surveillance Services or Equipment

Vendor agrees that recipients and subrecipients are prohibited from obligating or expending loan or grant funds to procure or obtain, extend or renew a contract to procure or obtain, or enter into a contract (or extend or renew a contract) to procure or obtain equipment, services, or systems that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system from companies described in Public Law 115-232, section 889. Telecommunications or video surveillance equipment or services produced or provided by an entity that the Secretary of Defense, in consultation with the Director of the National Intelligence or the Director of the Federal Bureau of Investigation, reasonably believes to be an entity owned or controlled by, or otherwise connected to, the government of a covered foreign country are also prohibited.

Does vendor agree? RM

(Initials of Authorized Representative)

13. General Compliance and Cooperation with Participating Agencies:

In addition to the foregoing specific requirements, Vendor agrees, in accepting any Purchase Order from a participating agency, it shall make a good faith effort to work with participating agencies to provide such information and to satisfy such requirements as may apply to a particular participating agency purchase or purchases including, but not limited to, applicable recordkeeping and record retention requirements.

Does vendor agree? RM

(Initials of Authorized Representative)

14. Applicability to Subcontractors

Offeror agrees that all contracts it awards pursuant to the Contract shall be bound by the foregoing terms and conditions.

Does vendor agree? RM

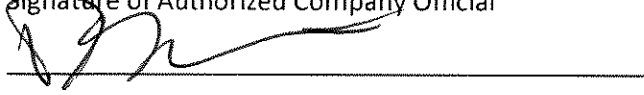
(Initials of Authorized Representative)

By signature below, I certify that the information in this form is true, complete, and accurate and that I am authorized by my Company to make this certification and all consents and agreements contained herein.

Company Name

Gardiner Service Co., LLC dba GARDINER

Signature of Authorized Company Official



Printed Name Todd Barnhart

Title President/CEO

6/22/22

Date

PROPOSAL FORM 13: ADDITIONAL ARIZONA CONTRACTOR REQUIREMENTS

AZ Compliance with Federal and state requirements: Contractor agrees when working on any federally assisted projects with more than \$2,000.00 in labor costs, to comply with all federal and state requirements, as well as Equal Opportunity Employment requirements and all other federal and state laws, statutes, etc. Contractor agrees to post wage rates at the work site and submit a copy of their payroll to the member for their files. Contractor must retain records for three years to allow the federal grantor agency access to these records, upon demand. Contractor also agrees to comply with the Arizona Executive Order 75-5, as amended by Executive Order 99-4.

When working on contracts funded with Federal Grant monies, contractor additionally agrees to comply with the administrative requirements for grants, and cooperative agreements to state, local and federally recognized Indian Tribal Governments.

AZ Compliance with workforce requirements: Pursuant to ARS 41-4401, Contractor and subcontractor(s) warrant their compliance with all federal and state immigration laws and regulations that relate to their employees, and compliance with ARS 23-214 subsection A, which states, ..." every employer, after hiring an employee, shall verify the employment eligibility of the employee through the E-Verify program" Region 10 ESC reserves the right to cancel or suspend the use of any contract for violations of immigration laws and regulations. Region 10 ESC and its members reserve the right to inspect the papers of any contractor or subcontract employee who works under this contract to ensure compliance with the warranty above.

AZ Contractor Employee Work Eligibility: By entering into this contract, contractor agrees and warrants compliance with A.R.S. 41-4401, A.R.S. 23-214, the Federal Immigration and Nationality Act (FINA), and all other Federal immigration laws and regulations. Region 10 ESC and/or Region 10 ESC members may request verification of compliance from any contractor or sub contractor performing work under this contract. Region 10 ESC and Region 10 ESC members reserve the right to confirm compliance. In the event that Region 10 ESC or Region 10 ESC members suspect or find that any contractor or subcontractor is not in compliance, Region 10 ESC may pursue any and all remedies allowed by law, including but not limited to suspension of work, termination of contract, suspension and/or debarment of the contractor. All cost associated with any legal action will be the responsibility of the contractor.

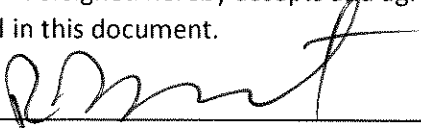
AZ Non-Compliance: All federally assisted contracts to members that exceed \$10,000.00 may be terminated by the federal grantee for noncompliance by contractor. In projects that are not federally funded, Respondent must agree to meet any federal, state or local requirements as necessary. In addition, if compliance with the federal regulations increases the contract costs beyond the agreed on costs in this solicitation, the additional costs may only apply to the portion of the work paid by the federal grantee.

Registered Sex Offender Restrictions (Arizona): For work to be performed at an Arizona school, contractor agrees that no employee or employee of a subcontractor who has been adjudicated to be a registered sex offender will perform work at any time when students are present, or reasonably expected to be present. Contractor agrees that a violation of this condition shall be considered a material breach and may result in the cancellation of the purchase order at the Region 10 ESC member's discretion. Contractor must identify any additional costs associated with compliance to this term. If no costs are specified, compliance with this term will be provided at no additional charge.

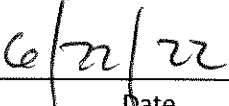
Offshore Performance of Work Prohibited: Due to security and identity protection concerns, direct services under this contract shall be performed within the borders of the United States.

Terrorism Country Divestments: In accordance with A.R.S. 35-392, Region 10 ESC and Region 10 ESC members are prohibited from purchasing from a company that is in violation of the Export Administration Act. By entering into the contract, contractor warrants compliance with the Export Administration Act.

The undersigned hereby accepts and agrees to comply with all statutory compliance and notice requirements listed in this document.



Signature of Respondent



Date

PROPOSAL FORM 14: OWNERSHIP DISCLOSURE FORM (N.J.S. 52:25-24.2)

Pursuant to the requirements of P.L. 1999, Chapter 440 effective April 17, 2000 (Local Public Contracts Law), the Respondent shall complete the form attached to these specifications listing the persons owning 10 percent (10%) or more of the firm presenting the proposal.

Company Name: Gardiner Service Co., LLC dba GARDINER

Street: 31200 Bainbridge Road

City, State, Zip Code: Solon, OH 44139

Complete as appropriate:

I _____, certify that I am the sole owner of _____, that there are no partners and the business is not incorporated, and the provisions of N.J.S. 52:25-24.2 do not apply.

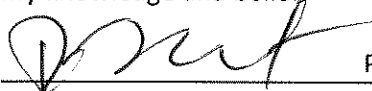
OR: I Tom Barnhart, a partner in Gardiner Service LLC do hereby certify that the following is a list of all individual partners who own a 10% or greater interest therein. I further certify that if one (1) or more of the partners is itself a corporation or partnership, there is also set forth the names and addresses of the stockholders holding 10% or more of that corporation's stock or the individual partners owning 10% or greater interest in that partnership.

OR: I _____, an authorized representative of _____, a corporation, do hereby certify that the following is a list of the names and addresses of all stockholders in the corporation who own 10% or more of its stock of any class. I further certify that if one (1) or more of such stockholders is itself a corporation or partnership, that there is also set forth the names and addresses of the stockholders holding 10% or more of the corporation's stock or the individual partners owning a 10% or greater interest in that partnership.

(Note: If there are no partners or stockholders owning 10% or more interest, indicate none.)

Name	Address	Interest

I further certify that the statements and information contained herein, are complete and correct to the best of my knowledge and belief.

 President/CEO
Authorized Signature and Title

6/22/22
Date

PROPOSAL FORM 15: NON-COLLUSION AFFIDAVIT
Company Name: Gardiner Service Co., LLC dba GARDINER
Street: 31200 Bainbridge Road
City, State, Zip Code: Solon, OH 44139

State of Ohio

County of Cuyahoga

I, TODD BARNHART of the SOLON
Name City

in the County of CUYAHOGA State of OHIO of full age, being duly sworn according to law on my oath depose and say that:

I am the President/COO of the firm of Gardiner Service LLC.
Title Company Name

the Respondent making the Proposal for the goods, services or public work specified under the Harrison Township Board of Education attached proposal, and that I executed the said proposal with full authority to do so; that said Respondent has not directly or indirectly entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above proposal, and that all statements contained in said bid proposal and in this affidavit are true and correct, and made with full knowledge that the Harrison Township Board of Education relies upon the truth of the statements contained in said bid proposal and in the statements contained in this affidavit in awarding the contract for the said goods, services or public work.

I further warrant that no person or selling agency has been employed or retained to solicit or secure such contract upon an agreement or understanding for a commission, percentage, brokerage or contingent fee, except bona fide employees or bona fide established commercial or selling agencies maintained by

Gardiner Service Co., LLC dba GARDINER
Company Name

[Signature] PRESIDENT
Authorized Signature & Title

Subscribed and sworn before me

this 22 day of June, 2022

[Signature]
Notary Public of Ohio
My commission expires



Rebecca L Harris
Notary Public
State of Ohio
Certificate # 2015-RE-538783
My Commission Expires
August 22, 2025

SEAL

PROPOSAL FORM 16: AFFIRMATIVE ACTION AFFIDAVIT (P.L. 1975, C.127)

Company Name: Gardiner Service Co., LLC dba GARDINER

Street: 31200 Bainbridge Road, Solon, OH 44139

City, State, Zip Code: Solon, OH 44139

Bid Proposal Certification:

Indicate below your compliance with New Jersey Affirmative Action regulations. Your proposal will be accepted even if you are not in compliance at this time. No contract and/or purchase order may be issued, however, until all Affirmative Action requirements are met.

Required Affirmative Action Evidence:

Procurement, Professional & Service Contracts (Exhibit A)

Vendors must submit with proposal:

- 1. A photo copy of their Federal Letter of Affirmative Action Plan Approval ✓
- OR
- 2. A photo copy of their Certificate of Employee Information Report _____
- OR
- 3. A complete Affirmative Action Employee Information Report (AA302) _____

Public Work – Over \$50,000 Total Project Cost:

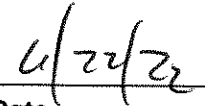
A. No approved Federal or New Jersey Affirmative Action Plan. We will complete Report Form AA201-A upon receipt from the Harrison Township Board of Education _____

B. Approved Federal or New Jersey Plan – certificate enclosed _____

I further certify that the statements and information contained herein, are complete and correct to the best of my knowledge and belief.

 PRESIDENT

Authorized Signature and Title



Date

P.L. 1995, c. 127 (N.J.A.C. 17:27)

MANDATORY AFFIRMATIVE ACTION LANGUAGE

PROCUREMENT, PROFESSIONAL AND SERVICE CONTRACTS

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

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, sex, affectional or sexual orientation. The contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color,

national origin, ancestry, marital status, sex, affectional or sexual orientation. 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 contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this non-discrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisement for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, sex, affectional or sexual orientation.

The contractor or subcontractor, where applicable, will send to each labor union or representative of workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the Americans with Disabilities Act.

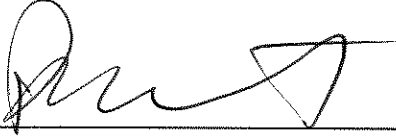
The contractor or subcontractor agrees to attempt in good faith to employ minority and female workers trade consistent with the applicable county employment goal prescribed by N.J.A.C. 17:27-5.2 promulgated by the Treasurer pursuant to P.L. 1975, C.127, as amended and supplemented from time to time or in accordance with a binding determination of the applicable county employment goals determined by the Affirmative Action Office pursuant to N.J.A.C. 17:27-5.2 promulgated by the Treasurer pursuant to P.L. 1975, C.127, as amended and supplemented from time to time.

The contractor or subcontractor agrees to inform in writing appropriate recruitment agencies in the area, including employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, sex, affectional or sexual orientation, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the state of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

The contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and lay-off to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, sex, affectional or sexual orientation, and conform with the applicable employment goals, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor and its subcontractors shall furnish such reports or other documents to the Affirmative Action Office as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Affirmative Action Office for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code (NJAC 17:27).

A handwritten signature in black ink, consisting of a large initial 'P' followed by several loops and a final flourish that ends in a small triangle.

Signature of Procurement Agent



Department of
Development

Mike DeWine, Governor
Jon Husted, Lt. Governor

Lydia L. Mihalik, Director

10/13/2021

Raymond Barnhart
Gardiner Service Co LLC
31200 Bainbridge Road
Solon, OH 44139

SUBJECT: Affirmative Action Program Verification (AAPV)
Effective Dates: **10/13/2021** through **10/13/2022**

Dear Raymond Barnhart:

A business desiring to participate in the State of Ohio procurement process must demonstrate to the Ohio Department of Development, Minority Business Development Division (MBDD) that the company has complied with all applicable federal and state affirmative action programs for at least the last year.

After careful review of the provided affirmative action documentation, MBDD has determined that Gardiner Service Co LLC satisfactorily meets the requirements set forth in Section 125.111(B) of the Ohio Revised Code as is required for participation in the State of Ohio procurement process. This letter shall serve as the State's official certification.

Please note that the MBDD may conduct an audit of Gardiner Service Co LLC affirmative action program to determine the company's continued compliance with Section 125.111 of the Ohio Revised Code.

As the Affirmative Action Program Verification indicates, the State of Ohio values diversity among its business partners and their employees and hopes to see them grow and prosper. Consequently, MBDD was delighted to be able to assist your company by approving your affirmative action program efforts. If you need any assistance or have questions about the Affirmative Action Program Verification, its objectives, or its operation, please contact the MBDD at 614.466.8380

Sincerely,

Eric M. Seabrook
Division Chief

100 North Main Street
Columbus, OH 43260-3000

614.466.8380
614.466.8380
www.ohio.gov/mbdd

www.ohio.gov/mbdd

www.ohio.gov/mbdd

PROPOSAL FORM 17: C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

Public Agency Instructions

This page provides guidance to public agencies entering into contracts with business entities that are required to file Political Contribution Disclosure forms with the agency. **It is not intended to be provided to contractors.**

What follows are instructions on the use of form local units can provide to contractors that are required to disclose political contributions pursuant to N.J.S.A. 19:44A-20.26 (P.L. 2005, c. 271, s.2). Additional information is available in Local Finance Notice 2006-1 (https://www.nj.gov/dca/divisions/dlgs/resources/lfns_2006.html).

1. The disclosure is required for all contracts in excess of \$17,500 that are **not awarded** pursuant to a "fair and open" process (N.J.S.A. 19:44A-20.7).
2. Due to the potential length of some contractor submissions, the public agency should consider allowing data to be submitted in electronic form (i.e., spreadsheet, pdf file, etc.). Submissions must be kept with the contract documents or in an appropriate computer file and be available for public access. **The form is worded to accept this alternate submission.** The text should be amended if electronic submission will not be allowed.
3. The submission must be **received from the contractor and** on file at least 10 days prior to award of the contract. Resolutions of award should reflect that the disclosure has been received and is on file.
4. The contractor must disclose contributions made to candidate and party committees covering a wide range of public agencies, including all public agencies that have elected officials in the county of the public agency, state legislative positions, and various state entities. The Division of Local Government Services recommends that contractors be provided a list of the affected agencies. This will assist contractors in determining the campaign and political committees of the officials and candidates affected by the disclosure.
 - a) The Division has prepared model disclosure forms for each county. They can be downloaded from the "County PCD Forms" link on the Pay-to-Play web site at https://www.state.nj.us/dca/divisions/dlgs/programs/pay_2_play.html They will be updated from time-to-time as necessary.
 - b) A public agency using these forms **should edit them to properly reflect the correct legislative district(s)**. As the forms are county-based, **they list all legislative districts** in each county. **Districts that do not represent the public agency should be removed from the lists.**
 - c) Some contractors may find it easier to provide a single list that covers all contributions, regardless of the county. These submissions are appropriate and should be accepted.
 - d) The form may be used "as-is", subject to edits as described herein.
 - e) The "Contractor Instructions" sheet is intended to be provided with the form. It is recommended that the Instructions and the form be printed on the same piece of paper. The form notes that the Instructions are printed on the back of the form; where that is not the case, the text should be edited accordingly.
 - f) The form is a Word document and can be edited to meet local needs, and posted for download on web sites, used as an e-mail attachment, or provided as a printed document.
5. It is recommended that the contractor also complete a "Stockholder Disclosure Certification." This will assist the local unit in its obligation to ensure that contractor did not make any prohibited contributions to the committees listed on the Business Entity Disclosure Certification in the 12 months prior to the contract. (See Local Finance Notice 2006-7 for additional information on this obligation) A sample Certification form is part of this package and the instruction to complete it is included in the Contractor Instructions. **NOTE: This section is not applicable to Boards of Education.**

C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

Contractor Instructions

Business entities (contractors) receiving contracts from a public agency that are NOT awarded pursuant to a "fair and open" process (defined at N.J.S.A. 19:44A-20.7) are subject to the provisions of P.L. 2005, c. 271, s.2 (N.J.S.A. 19:44A-20.26). This law provides that 10 days prior to the award of such a contract, the contractor shall disclose contributions to:

1. any State, county, or municipal committee of a political party
2. any legislative leadership committee*
3. any continuing political committee (a.k.a., political action committee)
4. any candidate committee of a candidate for, or holder of, an elective office:
 1. of the public entity awarding the contract
 2. of that county in which that public entity is located
 3. of another public entity within that county
 4. or of a legislative district in which that public entity is located or, when the public entity is a county, of any legislative district which includes all or part of the county. The disclosure must list reportable contributions to any of the committees that exceed \$300 per election cycle that were made during the 12 months prior to award of the contract. See N.J.S.A. 19:44A-8 and 19:44A-16 for more details on reportable contributions.

N.J.S.A. 19:44A-20.26 itemizes the parties from whom contributions must be disclosed when a business entity is not a natural person. This includes the following:

5. individuals with an "interest" ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit
6. all principals, partners, officers, or directors of the business entity or their spouses
7. any subsidiaries directly or indirectly controlled by the business entity
8. IRS Code Section 527 New Jersey based organizations, directly or indirectly controlled by the business entity and filing as continuing political committees, (PACs). When the business entity is a natural person, "a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity." [N.J.S.A. 19:44A-20.26(b)] The contributor must be listed on the disclosure. Any business entity that fails to comply with the disclosure provisions shall be subject to a fine imposed by ELEC in an amount to be determined by the Commission which may be based upon the amount that the business entity failed to report. The enclosed list of agencies is provided to assist the contractor in identifying those public agencies whose elected official and/or candidate campaign committees are affected by the disclosure requirement. It is the contractor's responsibility to identify the specific committees to which contributions may have been made and need to be disclosed. The disclosed information may exceed the minimum requirement. The enclosed form, a content-consistent facsimile, or an electronic data file containing the required details (along with a signed cover sheet) may be used as the contractor's submission and is disclosable to the public under the Open Public Records Act. The contractor must also complete the attached Stockholder Disclosure Certification. This will assist the agency in meeting its obligations under the law.

NOTE: This section does not apply to Board of Education contracts.

* N.J.S.A. 19:44A-3(s): "The term "legislative leadership committee" means a committee established, authorized to be established, or designated by the President of the Senate, the Minority Leader of the Senate, the Speaker

of the General Assembly or the Minority Leader of the General Assembly pursuant to section 16 of P.L.1993, c.65 (C.19:44A-10.1) for the purpose of receiving contributions and making expenditures."

C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

Required Pursuant To N.J.S.A. 19:44A-20.26

This form or its permitted facsimile must be submitted to the local unit no later than 10 days prior to the award of the contract.

Part I – Vendor Information

Vendor Name:	GARDINER SERVICE CO LLC		
Address:	31200 BAINBRIDGE RD		
City:	SOLEX	State:	OH
		Zip:	44139

The undersigned being authorized to certify, hereby certifies that the submission provided herein represents compliance with the provisions of N.J.S.A. 19:44A-20.26 and as represented by the Instructions accompanying this form.

 Tom Bennett Deputy President
Signature Printed Name Title

Part II – Contribution Disclosure

Disclosure requirement: Pursuant to N.J.S.A. 19:44A-20.26 this disclosure must include all reportable political contributions (more than \$300 per election cycle) over the 12 months prior to submission to the committees of the government entities listed on the form provided by the local unit.

Check here if disclosure is provided in electronic form.

Contributor Name	Recipient Name	Date	Dollar Amount
NA			\$

Check here if the information is continued on subsequent page(s)

Continuation Page

C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

Required Pursuant To N.J.S.A. 19:44A-20.26

Page ____ of _____

Vendor Name:

Contributor Name	Recipient Name	Date	Dollar Amount
			\$

Check here if the information is continued on subsequent page(s)

List of Agencies with Elected Officials Required for Political Contribution Disclosure

N.J.S.A. 19:44A-20.26

County Name:

State: Governor, and Legislative Leadership Committees

Legislative District #s:

State Senator and two members of the General Assembly per district.

County:

Freeholders

County Clerk

Sheriff

{County Executive}

Surrogate

Municipalities (Mayor and members of governing body, regardless of title):

USERS SHOULD CREATE THEIR OWN FORM, OR DOWNLOAD FROM WWW.NJ.GOV/DCA/LGS/P2P A COUNTY-BASED, CUSTOMIZABLE FORM.

PROPOSAL FORM 18: STOCKHOLDER DISCLOSURE CERTIFICATION

Name of Business:

I certify that the list below contains the names and home addresses of all stockholders holding 10% or more of the issued and outstanding stock of the undersigned.

OR

I certify that no one stockholder owns 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business organization:

Partnership

Corporation

Sole Proprietorship



Limited Partnership

Limited Liability Corporation

- Limited Liability Partnership
- Subchapter S Corporation

Sign and notarize the form below, and, if necessary, complete the stockholder list below.

Stockholders:

Name: <u>TODD BARNHART</u> Home Address: <u>15665 GAMEKEEPERS TRAIL</u> <u>NOVELTY, OH 44072</u>	Name: Home Address:
Name: <u>GARDINER TRUST</u> Home Address: <u>34600 OLD KINSMAN RD</u> <u>CHAGRIN FALLS, OH 44022</u>	Name: Home Address:
Name: <u>DAIKEN APPLIED AMERICAS</u> Home Address: <u>13600 INDUSTRIAL PARK BLVD</u> <u>MINNEAPOLIS, MN 53441</u>	Name: Home Address:
Subscribed and sworn before me this <u>22</u> day of <u>June</u> , 20 <u>22</u> .	
(Notary Public) 	_____ (Affiant)
My Commission expires:	_____ (Print name & title of affiant)
	_____ (Corporate Seal)

Rebecca L. Harris
 Notary Public
 State of Ohio
 Certificate # 2015-RE-538783
 My Commission Expires
 August 22, 2025

PROPOSAL FORM 19: GENERAL TERMS AND CONDITIONS ACCEPTANCE FORM

Signature on the Vendor Contract Signature form certifies complete acceptance of the General Terms and Conditions in this solicitation, except as noted below (additional pages may be attached, if necessary).

Check one of the following responses to the General Terms and Conditions:

We take no exceptions/deviations to the general terms and conditions

(Note: If none are listed below, it is understood that no exceptions/deviations are taken.)

We take the following exceptions/deviations to the general terms and conditions. All exceptions/deviations must be clearly explained. Reference the corresponding general terms and conditions that you are taking exceptions/deviations to. Clearly state if you are adding additions terms and conditions to the general terms and conditions. Provide details on your exceptions/deviations below:

(Note: Unacceptable exceptions shall remove your proposal from consideration for award. Region 10 ESC shall be the sole judge on the acceptance of exceptions/deviations and the decision shall be final.)

PROPOSAL FORM 20: EQUALIS GROUP ADMINISTRATION AGREEMENT

Requirements for Master Agreement To be administered by Equalis Group

Attachment A, Equalis Group Administrative Agreement is used in administering Master Agreements with Region 10 and is preferred by Equalis Group. Redlined copies of this agreement should not be submitted with the response. Should a respondent be recommended for award, this agreement will be negotiated and executed between Equalis Group and the respondent. **Respondents must select one of the following options for submitting their response.**

- Respondent agrees to all terms and conditions outlined in each of the Administration Agreement.
- Respondent wishes to negotiate directly with Equalis Group on terms and conditions outlined in the Administration Agreement. Negotiations will commence after sealed Proposals are opened and Region 10 has determined the respondent met all requirements in their response and may be eligible for award.

PROPOSAL FORM 21: OPEN RECORDS POLICY ACKNOWLEDGEMENT AND ACCEPTANCE
OPEN RECORDS POLICY ACKNOWLEDGMENT AND ACCEPTANCE

Be advised that all information and documents submitted will be subject to the Public Information Act requirements governed by Chapter 552 of the Texas Government Code.

Because contracts are awarded by a Texas governmental entity, all responses submitted are subject to release as public information after contracts are executed. If a Respondent believes that its response, or parts of its response, may be exempted from disclosure to the public, the Respondent must specify page-by-page and line-by-line the parts of the response, which it believes, are exempted from disclosure. In addition, the Respondent must specify which exception(s) are applicable and provide detailed reasons to substantiate the exception(s). Respondent must provide this information on the "Acknowledgement and Acceptance to Region 10 ESC's Public Information Act Policy" form found on the next page of this solicitation. Any information that is unmarked will be considered public information and released, if requested under the Public Information Act.

The determination of whether information is confidential and not subject to disclosure is the duty of the Office of Attorney General (OAG). Region 10 ESC must provide the OAG with the information requested in order for the OAG to render an opinion. In such circumstances, Respondent will be notified in writing that the material has been requested and delivered to the OAG. Respondent will have an opportunity to make arguments to the OAG in writing regarding the exception(s) to the TPIA that permit the information to be withheld from public disclosure. Respondents are advised that such arguments to the OAG must be specific and well-reasoned--vague and general claims to confidentiality by the Respondent are generally not acceptable to the OAG. Once the OAG opinion is received by Region 10 ESC, Region 10 ESC must comply with the opinions of the OAG. Region 10 ESC assumes no responsibility for asserting legal arguments on behalf of any Respondent. Respondents are advised to consult with their legal counsel concerning disclosure issues resulting from this procurement process and to take precautions to safeguard trade secrets and other proprietary information.

After completion of award, these documents will be available for public inspection.

Signature below certifies complete acceptance of Region 10 ESC's Open Records Policy, except as noted below (additional pages may be attached, if necessary). Check one of the following responses to the Acknowledgment and Acceptance of Region 10 ESC's Open Records Policy below:

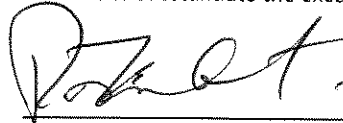
We acknowledge Region 10 ESC's Public Information Act policy and declare that no information submitted with this proposal, or any part of our proposal, is exempt from disclosure under the Public Information Act.

(Note: All information believed to be a trade secret or proprietary must be listed below. It is further understood that failure to identify such information, in strict accordance with the instructions below, will result in that information being considered public information and released, if requested under the Public Information Act.)

We declare the following information to be a trade secret or proprietary and exempt from disclosure under the Public Information Act.

(Note: Respondent must specify page-by-page and line-by-line the parts of the response, which it believes, are exempt. In addition, Respondent must specify which exception(s) are applicable and provide detailed reasons to substantiate the exception(s).)

Date

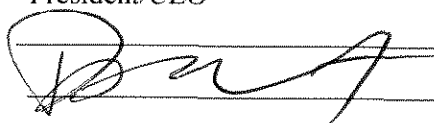


Authorized Signature & Title

PROPOSAL FORM 22: VENDOR CONTRACT AND SIGNATURE FORM

The undersigned hereby proposes and agrees to furnish goods and/or services in strict compliance with the terms, specifications and conditions at the prices proposed within response unless noted in writing. The undersigned further certifies that he/she is an officer of the Company and has authority to negotiate and bind the Company named below and has not prepared this proposal in collusion with any other Respondent and that the contents of this proposal as to prices, terms or conditions of said proposal have not been communicated by the undersigned nor by any employee or agent to any person engaged in this type of business prior to the official opening of this proposal.

VENDORS MUST SUBMIT THIS FORM COMPLETED AND SIGNED WITH THEIR RESPONSE TO BE CONSIDERED

Company name Gardiner Service Co., LLC dba GARDINER
Address 31200 Bainbridge Road
City/State/Zip Solon, Ohio 44139
Telephone No. 440-248-3400
Fax No. 440-349-6980
Email address tbarnhart@whgardiner.com
Printed name Todd Barnhart
Position with Company President/CEO
Authorized signature 

Term of contract September 1, 2022 to August 31, 2025

Unless otherwise stated, all contracts are for a period of three (3) years with an option to renew annually for an additional two (2) years if agreed to by Region 10 ESC. Vendor shall honor all administrative fees for any sales made based on the contract whether renewed or not.

Jana Melsheimer
Region 10 ESC Authorized Agent

8/17/22
Date

Dr. Jana Melsheimer
Print Name

Equalis Group Contract Number R10-1135C