

RESOLUTION 2016-437

In the Matter of Resolution to Enter Into) Office of County Commissioners
Contract 2016-80 with Ward Construction, Inc.) Fulton County, Ohio
For 2016 Seal Coat Project) June 2, 2016

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on June 2, 2016, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Paul Barnaby
Jeff Rupp
Bill Rufenacht

Commissioner Rupp moved for the adoption of the following resolution:

WHEREAS, bids were received on May 17, 2016 for the 2016 Seal Coat Project on behalf of the Fulton County Engineer; and

WHEREAS, on May 24, 2016, upon the recommendation of the Fulton County Engineer, the bid was awarded to Ward Construction, Inc. in the amount of \$\$787,165.00 and a contract facilitating the project has been successfully negotiated; and

WHEREAS, the Townships of Amboy, Chesterfield, Franklin, Fulton, Gorham, Royalton, Swancreek, & York have all provided certifications that their proportionate shares of the \$\$787,165.00 are available and reserved for the payment therein;

THEREFORE BE IT RESOLVED, that the Board of Fulton County Commissioners enters into Contract 2016-80 with Ward Construction, Inc. for the 2016 Seal Coat Project in the amount of \$787,165.00, subject to the terms and conditions therein; and

BE IT FURTHER RESOLVED, that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Commissioner Barnaby seconded the resolution and upon calling the roll, the following vote was taken:

Voting/Aye thereon:

Voting Nay thereon:

Abstain:

Paul Barnaby
Paul Barnaby

Paul Barnaby

Paul Barnaby

Jeff Rupp

Jeff Rupp

Jeff Rupp

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

BOARD OF COUNTY COMMISSIONERS
FULTON COUNTY, OHIO

Attest: Teri Suarez, Clerk

CONTRACT NO. 80

This Contract, made this 2nd day of June A.D. 20 between the BOARD OF FULTON COUNTY COMMISSIONERS hereinafter called "Board" and WARD CONSTRUCTION CO. 385 Oak Street, Leipsic, OH 45856, hereinafter called "Contractor".

WITNESSETH: That for and in consideration of payments hereinafter mentioned, to be made by the Board, Contractor agrees to furnish all materials, equipment, tools and labor necessary to perform all the work required for

2016 SEAL COAT PROGRAM

According to the plans and specifications and to the satisfaction and acceptance of the Board, as well as complying with all applicable federal, state, and local laws in the conduct of work performed hereunder.

The Contractor further covenants and agrees that the following papers shall be an essential and binding part of this contract: Notice to contractors, plans and specifications, contract, contract bond, and proposal.

Partial payments shall be made in accordance with the Ohio Revised Code. The Contractor shall submit a schedule of the work completed to the Engineer for approval. Payments shall be at the rate of 92% of the acceptable work completed until the project is 50% completed. After the project is 50% complete payments shall be made at the rate of 100% of the amount of acceptable work completed.

All work shall be completed in its entirety and equipment removed by August 19, 2016. Liquidated damages will be deducted for work not completed by the completion date as per the Ohio Department of Transportation Standard Specifications.

In consideration of the premises the Board agrees to pay to Contractor the appropriate sum of seven hundred eighty-seven thousand, one hundred sixty-five dollars and 00/100 (\$787,165.00). The actual sum to be paid, however, will be determined by the amount of work actually completed and calculated by the unit price set out in the proposal.

IN WITNESS WHEREOF, the parties have hereunto affixed their names.

BOARD OF COMMISSIONERS

BY Paul Barnaby
Bill Rfeant

Attest: Albi Swartz

CONTRACTOR

WARD CONSTRUCTION CO.

BY Barry A. Rosebrock
Barry A. Rosebrock, Vice President

Contract approved as to form:
By [Signature]
Fulton County Prosecutor

Date 5/31/16

Contract:

Vendor: Ward Construction

Vendor #: WARDC50

Project: 2016 Seal Coat Program

COUNTY AUDITOR'S CERTIFICATE

It is hereby certified that the amount of \$209,501.00 required to meet the contract, agreement, obligation, payment of expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the County Treasury or in process of collection to the credit of the GTMV 2420-14143-5-43000 fund free from any obligation or certification now outstanding.

Dated: 05.31.2016



Brett J. Kolb- Fulton County Auditor

York Township Board of Trustees

PO Box 248

Delta, OH 43515

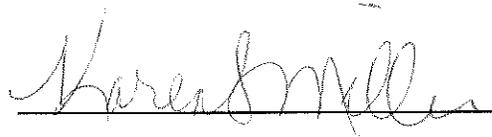
Phone: 419-822-3199

2016 Seal Coat Program

Fiscal Officer Certificate

It is hereby certified that the funds required to meet the contract, agreement, payment of expenditure, for the above, has been lawfully appropriated, or authorized or directed for such purpose and is in the Treasury or in the process of collection to the credit of the Gasoline Tax Fund (2021-330-360-000 and Special Road Levy Fund (2191-760-360-0000) in the amount of \$135,547.40 (One hundred thirty five thousand five hundred forty seven dollars and 40 cents) free from any obligation or certification now outstanding.

05-25-2016



Karen S. Miller
York Township Fiscal Officer

Trustees
Robert Trowbridge
Thomas Tedrow
Jeffrey Mazurowski

Fiscal Officer
Karen S. Miller

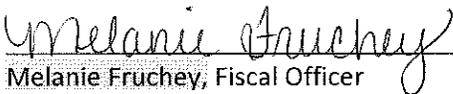
Maintenance
Road Supervisor Thomas Cunningham

Contract:
Vendor: Ward Construction Company
Vendor #:
Project: 2016 Seal Coat Program

Fiscal Officer's Certification

It is hereby certified that the amount of \$66,045.20 required to meet the contract, agreement, obligation, payment of expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Township Treasury or in process of collection to the credit of the (2021-330-360-000 and 2031-330-360-000 funds) fund free from any obligation or certification now outstanding.

Dated: May 23, 2016



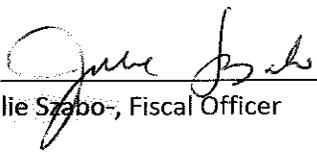
Melanie Fruchey, Fiscal Officer

Contract:
Vendor:
Vendor #:
Project:

Fiscal Officer's Certification

It is hereby certified that the amount of (\$47,979.40) required to meet the contract, agreement, obligation, payment of expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Township Treasury or in process of collection to the credit of the (2021-760-730-002-)fund free from any obligation or certification now outstanding.

Dated:



Julie Szabo, Fiscal Officer

Contract: 2016 Seal Coat Program

Vendor: Ward Construction Company

Vendor #126

Project: Rd. HJ 25 to 25-2, Rd. 26-2 L to SR 20A

Franklin Township Fiscal Officer's Certificate

It is hereby certified that the amount of (\$44,473.50) required to meet the contract, agreement, obligation, payment of expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Township Treasury or in process of collection to the credit of the (2021-330-360-000) fund free from any obligation or certification now outstanding.

Dated: 05/23/2016



Josh Grime, Fiscal Officer

Contract:

Vendor: Ward Construction

Vendor #:

Project: 2016 Seal Coat Program

Fiscal Officer's Certification

It is hereby certified that the amount of \$36,311.90 required to meet the contract, agreement, obligation, payment of expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Township Treasury or in process of collection to the credit of the Road and Bridge and Gas Tax fund free from any obligation or certification now outstanding.

Dated: 5/21/2016



Suzanne Holland, Fiscal Officer



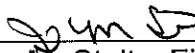
BOARD OF TRUSTEES RICK KAZMIERCZAK 419-708-6290 RON HOLDEMAN 419-490-8205 PHIL WILAND 419-822-3897	5565 County Road D, Delta, Ohio 43515 Phone: 419-822-4371 Fax: SAME
Website: www.swancreektp.org	

Contract: 2016 Seal Coat Program
Vendor: Ward Construction Company
Vendor #:
Project: Seal Coat and Fog Sealing Application (IMPROVEMENT)

Fiscal Officer's Certification

It is hereby certified that the amount of \$47,290.85 required to meet the contract, agreement, obligation, payment of expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Township Treasury or in process of collection to the credit of the 4401-760-360-0000 fund free from any obligation or certification now outstanding.

Dated: 6-16-16



Jo M. Stultz, Fiscal Officer
Swan Creek Township

Fiscal Officer
Josie Stultz

Maintenance
Matthew Stout – Supervisor
Damon Mattimore
John Simon

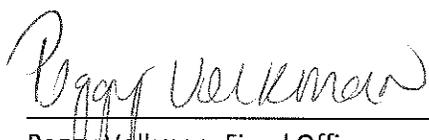
Administrative Assistant
Chris Lauch

Contract:
Vendor:
Vendor #:
Project:

Fiscal Officer's Certification

It is hereby certified that the amount of \$144,236.30 required to meet the contract, agreement, obligation, payment of expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Township Treasury or in process of collection to the credit of the Special Road Levy Fund in the amount of \$65,000; Gas Tax Fund in the amount of \$24,736.30 and OPWC in the amount of \$54,500 and is free from any obligation or certification now outstanding.

Dated: 5/31/16



Peggy Volkman, Fiscal Officer

Contract:
Vendor: Ward Construction Co.
Vendor #:
Project: 2016 Chip Seal Project

Fiscal Officer's Certification

It is hereby certified that the amount of \$ 55,779.45 required to meet the contract, agreement, obligation, payment of expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Township Treasury or in process of collection to the credit of the Gasoline Tax(# 2021-330-360-0000) fund free from any obligation or certification now outstanding.

Dated: May 23, 2016



Joe Damman, Fiscal Officer