

RESOLUTION 2016-596

In the Matter of Resolution to Enter Into **Contract**) Office of County Commissioners
2016-119 with B. Hill'z Excavating for) Fulton County, Ohio
2016 Replacement of Bridge B8.7 Project on) July 21, 2016
Behalf of County Engineer)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 21, 2016, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Jeff Rupp
Bill Rufenacht

Commissioner Rupp moved for the adoption of the following resolution:

WHEREAS, a contract has been successfully negotiated with B. Hill'z Excavating to furnish all materials, equipment, tools and labor necessary to perform all the work required for the 2016 Replacement of County Bridge B8.7; and.

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby enter into **Contract 2016-119** with B. Hill'z Excavating, in the amount of \$147,997.00 according to the plans, specifications, terms and conditions contained therein and shall not exceed said amount without formal proceedings of the Board of Commissioners; 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:

Paul Barnaby
Paul Barnaby
Jeff Rupp
Jeff Rupp
Bill Rufenacht
Bill Rufenacht

Voting Nay thereon:

Paul Barnaby

Jeff Rupp

Bill Rufenacht

Abstain:

Paul Barnaby

Jeff Rupp

Bill Rufenacht

**BOARD OF COUNTY COMMISSIONERS
FULTON COUNTY, OHIO**

Attest: Veri Suarez
Veri Suarez, Clerk

CONTRACT NO. 2016-119

This Contract, made this _____ day of _____ A.D. 20__ between the BOARD OF FULTON COUNTY COMMISSIONERS hereinafter called "Board" and B. HILL'Z EXCAVATING, INC., 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

BRIDGE B8.7 REPLACEMENT

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 October 21, 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 one hundred forty-seven thousand, nine hundred ninety-seven dollars and 00/100 (\$147,997.00). 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
[Signature]
Bill Rford

Attest:

[Signature]

CONTRACTOR

B. HILL'Z EXCAVATING, INC.

BY

[Signature] V.P.
Joseph Dwyer, Vice President

Contract approved:

By

[Signature]
Fulton County Prosecutor

Date

7/19/16

Contract:

Vendor: B. Hill's Excavating, Inc.

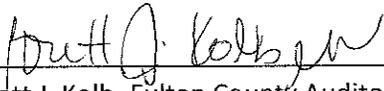
Vendor #: BHILL10

Project: Bridge B8.7 Replacement

COUNTY AUDITOR'S CERTIFICATE

It is hereby certified that the amount of (\$147,997.00) 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 (2420-14143-5-75013 \$73,998.50; 4140-20143-5-41019 \$73,998.50; 4140-44143-4-44210) fund free from any obligation or certification now outstanding.

Dated: 07.19.2016



Brett J. Kolb- Fulton County Auditor

Teri Suarez

2016-119

From: Hayley Dockery
Sent: Monday, July 18, 2016 1:24 PM
To: Teri Suarez
Cc: Scott Haselman; Jon Whitmore; Frank Onweller
Subject: Bridge B8.7 Contract
Attachments: Bridge B8.7 contract.pdf

We would like to be on Thursday's agenda to enter in to contract for Bridge B8.7. A copy of the signed contract is attached. The Prosecutor's Office will get the packet for review today. The Prosecutor's Office should have the packet delivered to you by Wednesday afternoon.

Thanks,
Hayley

Hayley K. Dockery, P.E.
Fulton County Engineer's Office