

RESOLUTION 2018-354

In the Matter of Resolution to Enter Into) Office of County Commissioners
Contract 2018-65 with Gerken Paving, Inc.) Fulton County, Ohio
For 2018 Asphalt Resurfacing) May 8, 2018

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on May 8, 2018, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Jeff Rupp
Bill Rufenacht
Jon Rupp

Commissioner Jeff Rupp moved for the adoption of the following resolution:

WHEREAS, bids were received on May 1, 2018 for the 2018 Asphalt Resurfacing Program on behalf of the Fulton County Engineer; and

WHEREAS, on May 3, 2018, upon the recommendation of the Fulton County Engineer, the bid was awarded to Gerken Paving, Inc. in the amount of \$2,619,655.99 and a contract facilitating the project has been successfully negotiated; and

THEREFORE BE IT RESOLVED, that the Board of Fulton County Commissioners enters into Contract 2018-65 with Gerken Paving, Inc., for the 2018 Asphalt Resurfacing Program in the amount of \$2,619,655.99, 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 Jon Rupp seconded the resolution and upon calling the roll, the following vote was taken:

Voting Aye thereon:	Voting Naye thereon:	Abstain:
<u>Jeff Rupp</u> Jeff Rupp	_____ Jeff Rupp	_____ Jeff Rupp
<u>Bill Rufenacht</u> Bill Rufenacht	_____ Bill Rufenacht	_____ Bill Rufenacht
<u>Jon Rupp</u> Jon Rupp	_____ Jon Rupp	_____ Jon Rupp

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

Attest: Teri Suarez
Teri Suarez, Clerk

CONTRACT NO. 2018 105

This Contract, made this 8th day of May A.D. 2018 between the BOARD OF FULTON COUNTY COMMISSIONERS hereinafter called "Board" and GERKEN PAVING, 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

2018 Asphalt Resurfacing Project

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 September 1, 2018. 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 two million, six hundred nineteen thousand, six hundred fifty-five dollars and 99/100 (\$2,619,655.99). 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 [Signature]
[Signature]
[Signature]

CONTRACTOR

GERKEN PAVING, INC.

BY [Signature]
Dean R. Breese, Vice President

Attest:

[Signature]

Contract approved as to form:

By [Signature]
Fulton County Prosecutor

Date 5/7/18

Contract:
Vendor: Gerken Paving, Inc.
Vendor #: GERKE60
Project: 2018 Asphalt Resurfacing Project

COUNTY AUDITOR'S CERTIFICATE

It is hereby certified that the amount of \$1,665,037.24 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: *05-04-2018*



Brett J. Kolb- Fulton County Auditor

Contract:
Vendor:
Vendor #:
Project:

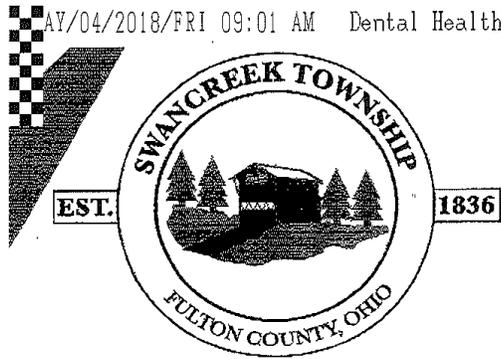
Clinton Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$488,688.50 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 2191-330-360-000 fund/s free from any obligation or certification now outstanding.

Dated: May 7, 2018



Nancy J Yackee, Fiscal Officer



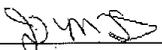
BOARD OF TRUSTEES		5565 County Road D, Delta, Ohio 43515
PHIL WILAND 419-822-3897 RICK KAZMIERCZAK 419-708-6290 TRAVIS WEIGEL 419-270-2847		Phone: 419-822-4371 Fax: SAME
Website: www.swancreektp.org		

Contract:
Vendor: Gerken Paving
Vendor #:
Project: 2018 Fulton County Asphalt Project

Swan Creek Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$52,898.00 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 Township Treasury or in process of collection to the credit of the Fund Number 2021-330-360-0000, free from any obligation or certification now outstanding.

Dated:



 Jo M. Stultz, Fiscal Officer

Contract:

Vendor: Gerken Paving, Inc.

Vendor #:

Project: Asphalt Resurfacing Road K from Road 17 to Road 17-3 & Road 18-1 from Road K to Road L

Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$190,547.90 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 Gasoline Tax Fund 2021-330-360-0000 for \$100,000.00, and the Road and Bridge Fund 2031-330-360-0000 for \$90,547.90 free from any obligation or certification now outstanding.

Dated: May 7, 2018



Sue Dieringer, Fiscal Officer

Contract:
Vendor: Gerken Paving
Vendor #:
Project: Bridge on 11-1

Royalton Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$ 8,536.40 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 Gasoline Tax fund account number 2021-330-360-0000 free from any obligation or certification now outstanding.

Dated: May 4, 2018



Joe Damman, Fiscal Officer

Contract:
Vendor:
Vendor #:
Project:

Fulton Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$213,947.95 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 4401-760-790, 2191-760-790, 2021-760-790 fund/s free from any obligation or certification now outstanding.

Dated: 5/3/18



Julie Szabo, Fiscal Officer