

RESOLUTION 2018-533

In the Matter of Resolution Entering Agreement ) Office of County Commissioners
2018-83 with Vernon Nagel, Inc. for the 2018 ) Fulton County, Ohio
Replacement of Bridge 5-2SR2.0 Project on ) July 3, 2018
Behalf of the County Engineer

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 3, 2018, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jeff Rupp
Bill Rufenacht
Jon Rupp

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

WHEREAS, on June 28, 2018 on the recommendation of the Fulton County Engineer, the bid for the 2018 Replacement of Bridge 5-2SR2.0 was awarded to Vernon Nagel, Inc. in the amount of \$237,420.80 and a contract has been offered for execution;

THEREFORE, BE IT RESOLVED, the Fulton County Board of Commissioners hereby enters into agreement 2018-83 with Vernon Nagel, Inc. in the amount of \$237,420.80 for the 2018 Replacement of Bridge 5-2SR2.0 on behalf of the Fulton County Engineer; 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 Bill Rufenacht seconded the resolution and upon calling the roll, the following vote was taken:

Table with 3 columns: Voting Aye thereon, Voting Nay thereon, Abstain. Rows for Jeff Rupp, Bill Rufenacht, and Jon Rupp.

BOARD OF COUNTY COMMISSIONERS
FULTON COUNTY, OHIO

Attest: Teri Suarez, Board Clerk

CONTRACT NO. 2018 83

This Contract, made this 3<sup>rd</sup> day of July A.D. 2018 between the BOARD OF FULTON COUNTY COMMISSIONERS hereinafter called "Board" and Vernon Nagel, 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 5-2SR2.0 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 September 28, 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 hundred thirty-seven thousand, four hundred twenty dollars and 80/100 (\$237,420.80). 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.

Attest:  
[Signature]

BOARD OF COMMISSIONERS

BY

[Signature]  
[Signature]

CONTRACTOR

VERNON NAGEL, INC.

BY

[Signature]  
Marc Nagel, Vice President

Contract approved:

By J. H. Whitmore (for JAH)  
Fulton County Prosecutor

Date 6-29-18