

**RESOLUTION 2025-151**

In the Matter of Resolution to Enter Into ) Office of County Commissioners  
Contract 2025-26 with K&B Asphalt Sealcoating, Inc. ) Fulton County, Ohio  
For 2025 Crack Seal Program ) February 25, 2025

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on February 25, 2025 at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Jeff Rupp  
Joe Short  
Jon Rupp

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

**WHEREAS**, bids were received on February 14, 2025 for the 2025 Crack Seal Program on behalf of the Fulton County Engineer; and

**WHEREAS**, on February 18, 2025, upon the recommendation of the Fulton County Engineer, the bid was awarded to K&B Asphalt Sealcoating, Inc. in the amount of \$157,646.64 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 2025-26 with K&B Asphalt Sealcoating, Inc., for the 2025 Crack Seal Program in the amount of \$157,646.64, 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 Joe Short seconded the resolution and upon calling the roll, the following vote was taken:

**Voting Aye thereon:**

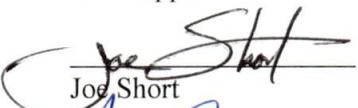
**Voting Nay thereon:**

**Abstain:**

  
Jeff Rupp

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Jeff Rupp

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Jeff Rupp

  
Joe Short

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Joe Short

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Joe Short

  
Jon Rupp

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Jon Rupp

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Jon Rupp

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

Attest:   
Jessica Schuette, Clerk

CONTRACT NO. 2025-26

This Contract, made this 25<sup>th</sup> day of February A.D. 2025 between the BOARD OF FULTON COUNTY COMMISSIONERS hereinafter called "Board" and K & B Asphalt Sealcoating, 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

2025 Fulton County Crack Seal

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 May 9, 2025. 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 fifty-seven thousand, six hundred forty-six dollars and 64/100 (\$157,646.64). 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

K & B ASPHALT SEALCOATING, INC.

BY [Signature]  
Rocky Wingfield, President

Attest:

\_\_\_\_\_

Contract approved:

By [Signature]  
Fulton County Prosecutor

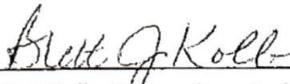
Date 2/20/25

Vendor: K & B Asphalt Sealcoating, Inc.  
Vendor #: K&BAS40  
Project: 2025 Fulton County Crack Seal

**COUNTY AUDITOR'S CERTIFICATE**

It is hereby certified that the amount of (\$157,646.64) 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: 02-14-2025



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Brett J. Kolb- Fulton County Auditor