

RESOLUTION 2025-326

In the Matter of Resolution to Enter Into) Office of County Commissioners
Contract 2025-46 with Gerken Paving Inc.) Fulton County, Ohio
For the 2025 Asphalt Resurfacing Program) May 15, 2025

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on May 15, 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 April 30, 2025 for the 2025 Asphalt Resurfacing Program on behalf of the Fulton County Engineer; and

WHEREAS, on April 30, 2025 upon the recommendation of the Fulton County Engineer, the bid was awarded to Gerken Paving, Inc. in the amount of \$4,710,258.65 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 2025-46 with Gerken Paving, Inc., for the 2025 Asphalt Resurfacing Program in the amount of \$4,710,258.65 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 Jeff Rupp seconded the resolution and upon calling the roll, the following vote was taken:

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Jeff Rupp

Jeff Rupp

Jeff Rupp

Joe Short

Joe Short

Joe Short

Jon Rupp

Jon Rupp

Jon Rupp

BOARD OF COUNTY COMMISSIONERS
FULTON COUNTY, OHIO

Attest: Jessica Schuette, Clerk

CONTRACT NO. 2025-40

This Contract, made this 15th day of May A.D. 2025 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

2025 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 19, 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 4 million, seven hundred ten thousand, two hundred fifty-eight dollars and 65/100 (\$4,710,258.65). 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.

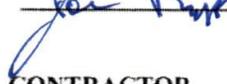
IN WITNESS WHEREOF, the parties have hereunto affixed their names.

BOARD OF COMMISSIONERS

BY



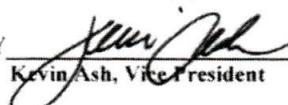




CONTRACTOR

GERKEN PAVING, INC.

BY


Kevin Ash, Vice President

Attest:



Andrea Thompson

Contract approved as to form:

By



Fulton County Prosecutor

Date 5/12/25

Vendor: Gerken Paving, Inc.

Vendor #: GERKE60

Project: 2025 Fulton County Asphalt Resurfacing

COUNTY AUDITOR'S CERTIFICATE

It is hereby certified that the amount of \$2,136,288.82 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 \$1,898,106.45; 4140-20143-5-41047 \$238,182.37) fund free from any obligation or certification now outstanding.

Dated: *05-07-2025*



Brett J. Kolb
Brett J. Kolb- Fulton County Auditor

Vendor: Gerken Paving, Inc.

Vendor #:

Project: 2025 Fulton County Asphalt Resurfacing Program

Village of Archbold Fiscal Officer's Certificate

It is hereby certified that the amount of \$166,365.19 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 401.092.52500 fund/s free from any obligation or certification now outstanding.

Dated: 5/9/2025

A handwritten signature in cursive script that reads "Kathy S. Rupp". The signature is written in dark ink and is positioned above a horizontal line.

Kathy S. Rupp, Fiscal Officer

Vendor: Gerken Paving

Vendor #:

Project:

Amboy Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$44,355.00 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 GAS AND ROAD Fund/s free from any obligation or certification now outstanding.

Dated: May 3, 2025



Suzanne Holland-, Fiscal Officer

Vendor: GERKEN PAVING INC

Vendor #:

Project: ASPHALT

Clinton Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$366,229.20 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 2191-330-360 fund free from any obligation or certification now outstanding.

Dated: May 9, 2025

Nancy Yackee

Nancy Yackee, Fiscal Officer

Vendor: Gerken Paving, Inc.

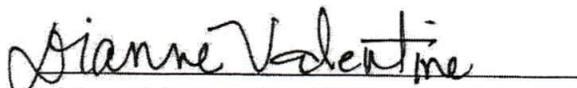
Vendor #: Gerken

Project: 2025 Dover Township Road Project

Dover Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$216,890.50 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 2021-30-360 Gasoline Tax Fund, 2031-330-360 Road and Bridge Fund and 2231-330-360 Permissive Motor Vehicle License Tax Fund, free from any obligation or certification now outstanding.

Dated: 5/1/2025


Dianne Valentine, Fiscal Officer

Vendor: Gerken Paving Inc

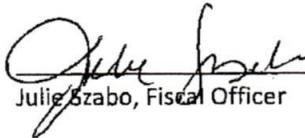
Vendor #:

Project: Asphalt deep repair sections, milling, leveling and surface overlay (improvements)

Fulton Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$130,280.35 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 2031-760-790, 2021-760-790 fund/s free from any obligation or certification now outstanding.

Dated: 5/3/2025


Julie Szabo, Fiscal Officer

Vendor: Gerken Paving, Inc.

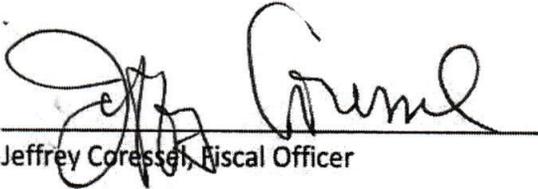
Vendor #:

Project: 2025 Asphalt Resurfacing

German Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$150,213.12 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 District Fund #2141 free from any obligation or certification now outstanding.

Dated: May 6, 2025



Jeffrey Coresset, Fiscal Officer

Vendor: Gerken Paving, Inc.

Vendor #:

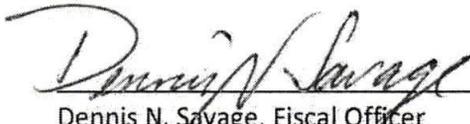
Project: 2025 Fulton County Asphalt Resurfacing Program

Pike Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$808,199.72 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 following funds free from any obligation or certification now outstanding:

2011-330-360-0000
2021-330-360-0000
2031-330-323-0000
2031-330-360-0000
2231-330-599-0000
2273-390-360-0000

Dated: May 05, 2025


Dennis N. Savage, Fiscal Officer



Vendor: Gerken Paving
Vendor #:
Project: 2025 Asphalt Resurfacing

Swan Creek Township Fiscal Officer's Certificate

is hereby certified that the amount of \$626,377.25 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 number 2021-330-323-0000, Permissive Tax Fund number 231-330-360-0000, and Public Works Commission Project Fund number 4401-760-360-000 free from any obligation or certification now outstanding.

Dated: 5/9/25

Josie M. Stultz, Fiscal Officer

Vendor: Gerken Paving Inc

Project: 2025 Asphalt Resurfacing Project

2025 York Township Fiscal Officer's Certificate

It is hereby certified that the amount of \$65,059.50 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 Gasoline Tax 2021-330-360-0000 Contracted Services fund/s free from any obligation or certification now outstanding.

Dated: May 6, 2025



Janelle DeBacker, Fiscal Officer