

1 RESOLUTION NO. 2019-455

2  
3 SPONSOR Ms. Shapiro

4  
5 DATE December 9, 2019

COMMITTEE Public Works

6  
7 **A Resolution confirming an award by the Board of Control of Change Order No. 1 to a**  
8 **professional service contract with MS Consultants, Inc. for general engineering services for**  
9 **the Surface Water Management District, in Council District 4, in an amount not to exceed**  
10 **\$39,915.00 (for a cumulative increase of 81.5%), for a total amount not to exceed**  
11 **\$88,915.00, for the Engineer, and declaring an emergency.**

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13 WHEREAS, the Board of Control previously adopted Directive No. 377-18, which  
14 awarded a professional service contract to MS Consultants for general engineering services for  
15 the Surface Water Management District, in Council District 4, for a one-year term, from 1/1/19  
16 through 12/31/19, in an amount not to exceed \$49,000.00; and

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18 WHEREAS, the Board of Control, at its meeting held on November 20, 2019, awarded  
19 Change Order No. 1 to the professional service contract with MS Consultants, Inc. for general  
20 engineering services for the Surface Water Management District, in an amount not to exceed  
21 \$39,915.00 (for a cumulative increase of 81.5%), for a total amount not to exceed \$88,915.00,  
22 subject to confirmation by County Council; and

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24 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
25 that the aforementioned Change Order No. 1 to the professional service contract with MS  
26 Consultants, Inc. is necessary and in the best interest of the County of Summit;

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28 NOW THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
29 of Ohio, that:

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31 SECTION 1

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33 The award by the Board of Control of Change Order No. 1 to a professional service  
34 contract with MS Consultants, Inc. for general engineering services for the Surface Water  
35 Management District, in Council District 4, in an amount not to exceed \$39,915.00 (for a  
36 cumulative increase of 81.5% ), for a total amount not to exceed \$88,915.00 is hereby confirmed  
37 and the County Executive is hereby authorized to execute such change order any other necessary  
38 related documents.

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40 SECTION 2

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42 This Resolution is hereby declared an emergency in the interest of the health, safety and  
43 welfare of the residents of the County of Summit, and for the further purpose of immediately  
44 allowing necessary additional general engineering services by MS Consultants, Inc. for the  
45 Surface Water Management District to be performed.

46  
47 SECTION 3

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49 Provided this Resolution receives the affirmative vote of eight members, it shall take  
50 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take  
51 effect and be in force at the earliest time provided by law.

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2 PAGE TWO

3  
4 SECTION 4

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6 It is found and determined that all formal actions of this Council concerning and relating  
7 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
8 deliberations of this Council and of any of its committees that resulted in such formal action,  
9 were in meetings open to the public, in compliance with all legal requirements, including Section  
10 121.22 of the Ohio Revised Code.

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13 INTRODUCED December 2, 2019

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15 ADOPTED December 9, 2019

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19 CLERK OF COUNCIL

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23 PRESIDENT OF COUNCIL

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25 APPROVED December 10, 2019

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28 \_\_\_\_\_  
29 EXECUTIVE

30 ENACTED EFFECTIVE December 10, 2019

Voice Vote: YES - 10-0 Dickinson, Donofrio, Feeman, Koehler,  
McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite