

1 RESOLUTION NO. 2021-367

2
3 SPONSOR Executive Shapiro

4
5 DATE December 6, 2021

COMMITTEE Public Works

6
7 **A Resolution confirming the award by the Board of Control of a professional service**
8 **contract with MS Consultants, Inc. for engineering services for the design of the Wye Road**
9 **Flood Mitigation and Improvement Plans, in Bath Township, in Council District 4, in**
10 **amount not to exceed \$125,795.00, for the Engineer, and declaring an emergency.**

11
12 WHEREAS, in 2019, MS Consultants, Inc. prepared the Wye Road Flood Mitigation &
13 Alternative Study (the "Study"), which was submitted to the Summit County Surface Water
14 Management District (the "Water District") and the owner of land along Wye Road, south of
15 Yellow Creek in Bath Township, in Council District 4; and

16
17 WHEREAS, the Study was intended to evaluate potential solutions to flooding and
18 erosion concerns reported by Bath Township to the Water District; and

19
20 WHEREAS, in response to the Study, a plan of action has been determined and
21 engineering services are required; and

22
23 WHEREAS, Requests for Proposals were sent to five firms and the proposal of MS
24 Consultants, Inc. was selected as the highest scoring technical proposal; and

25
26 WHEREAS, the Board of Control, at its meeting held on November 10, 2021, awarded a
27 professional service contract with MS Consultants, Inc. for engineering services for the design of
28 the Wye Road Flood Mitigation and Improvement Plans, in amount not to exceed \$125,795.00;
29 and

30
31 WHEREAS, this Council finds and determines, after reviewing all pertinent information
32 that the aforementioned professional service contract with MS Consultants, Inc. is necessary and
33 in the best interest of the County of Summit;

34
35 NOW THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
36 of Ohio, that:

37
38 SECTION 1

39
40 The award by the Board of Control a professional service contract with MS Consultants,
41 Inc. for engineering services for the design of the Wye Road Flood Mitigation and Improvement
42 Plans, in Bath Township, in Council District 4, in amount not to exceed \$125,795.00, is hereby
43 confirmed, and the Executive is hereby authorized to execute said professional service contract
44 and any other necessary related documents.

45
46 SECTION 2

47
48 This Resolution is hereby declared an emergency in the interest of the health, safety and
49 welfare of the residents of the County of Summit, and for the further reason to immediately
50 provide for necessary engineering work to address flooding and erosion of Wye Road in Bath
51 Township.

1 RESOLUTION NO. 2021-367

2 PAGE TWO

3
4 SECTION 3

5
6 Provided this Resolution receives the affirmative vote of eight members, it shall take
7 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
8 effect and be in force at the earliest time provided by law.

9
10 SECTION 4

11
12 It is found and determined that all formal actions of this Council concerning and relating
13 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
14 deliberations of this Council and of any of its committees that resulted in such formal action,
15 were in meetings open to the public, in compliance with all legal requirements, including Section
16 121.22 of the Ohio Revised Code.

17
18
19 INTRODUCED November 22, 2021

20
21 ADOPTED December 6, 2021

22
23
24 
25 CLERK OF COUNCIL

26
27 
28 PRESIDENT OF COUNCIL

29
30 APPROVED December 7, 2021

31
32 
33 EXECUTIVE

ENACTED EFFECTIVE December 7, 2021

Voice Vote - YES: 10-0: Darrow, DeVitis, Dickinson, Donofrio,
Feeman, Rodgers, Schmidt, Sims, Walters, Wilhite

ABSENT: McKenney