

1 RESOLUTION NO. 2026-126

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3 SPONSOR Executive Shapiro

4

5 DATE April 27, 2026

COMMITTEE Public Works

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7 **A Resolution confirming the award by the Board of Control of Change Order No. 3 to a**
8 **professional design services agreement with Burgess & Niple for various engineering,**
9 **storm water calculations, surveying, environmental and adjunct services for the study and**
10 **preliminary design of the Northfield Center Twp Drainage Study and Improvements for**
11 **the Dorwick and Marwyck Drive areas, located in Northfield Center Township, in Council**
12 **District 1, in an amount not to exceed \$65,551.00 (for a cumulative increase of 52.82%) for**
13 **a total amount not to exceed \$369,539.00, for the Engineer, and declaring an emergency.**

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15 WHEREAS, the Engineer intends to improve the flow and water quality of Copley Ditch
16 and Black Pond Outlet as required under Phase II of the National Pollutant Discharge
17 Elimination System established in 40CFR Part 122; and

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19 WHEREAS, this Council previously adopted Resolution No. 2023-005, which confirmed
20 the award by the Board of Control of a professional design services agreement with Burgess &
21 Niple for various engineering, storm water calculations, surveying, environmental and adjunct
22 services for the study and preliminary design of the Northfield Center Twp Drainage Study and
23 Improvements for the Dorwick and Marwyck Drive areas, located in Northfield Center
24 Township, in Council District 1 (the "Study"), in an amount not to exceed \$241,807.00; and

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26 WHEREAS, the County executed Change Order No. 1 to the Professional Services
27 Agreement with Burgess & Niple, Inc. in the amount of \$17,713.00, an accumulative increase of
28 7.32%, for an adjusted total amount not to exceed \$259,520.00, for additional work to be
29 performed; and

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31 WHEREAS, the Board of Control, at its meeting held on May 21, 2025, awarded Change
32 Order No. 2 to Burgess & Niple, Inc. in the amount of \$44,508.00, an accumulative increase of
33 26%, for an adjusted total amount not to exceed \$304,028.00, to provide easement plat and other
34 deliverables to record temporary and permanent easements as per the May 6, 2025 scope of
35 services and fees; and

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37 WHEREAS, the Engineer wishes to modify the professional design contract to to expand
38 the Study to include the ditch south of Beacon Hill Boulevard, the ditch west of Olde 8 between
39 Olde 8 and West Highland Road, and expand the Study to include the rear yard areas west of
40 Dorwick necessitating proposed Change Order No. 3; and

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42 WHEREAS, the Board of Control, at its meeting held April 15, 2026, awarded Change
43 Order No. 3 to a professional design service contract with B&N for the Study, located in
44 Northfield Center Township, in Council District 1, in an amount not to exceed \$65,551.00 (for a
45 cumulative increase of 52.82%) for a total amount not to exceed \$369,539.00, subject to
46 confirmation by this Council; and

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48 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
49 that the aforementioned change order to a professional design service contract with B&N is
50 necessary and in the best interest of the County of Summit;

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

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7 SECTION 1

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9 The award by the Board of Control of Change Order No. 3 to a professional design
10 service contract with Burgess & Niple for professional design services for various engineering,
11 storm water calculations, surveying, environmental and adjunct services for the study and
12 preliminary design of the Northfield Center Twp Drainage Study and Improvements for the
13 Dorwick and Marwyck Drive areas (the "Project"), located in Northfield Center Township, in
14 Council District 1, in an amount not to exceed \$65,551.00 (for a cumulative increase of 52.82%)
15 for a total amount not to exceed \$369,539.00, is hereby confirmed and the Executive is hereby
16 authorized to execute said change order to a professional design service contract and any other
17 necessary related documents.

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19 SECTION 2

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21 This Resolution is hereby declared an emergency in the interest of the health, safety and
22 welfare of the residents of the County of Summit, and for the further reason of immediately
23 providing necessary professional design services for the Study, located in Northfield Center
24 Township, in Council District 1, so that the Project may proceed in a timely fashion.

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26 SECTION 3

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

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32 SECTION 4

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34 It is found and determined that all formal actions of this Council concerning and relating
35 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
36 deliberations of this Council and of any of its committees that resulted in such formal action,
37 were in meetings open to the public, in compliance with all legal requirements, including Section
38 121.22 of the Ohio Revised Code.

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5 INTRODUCED April 27, 2026

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7 ADOPTED May 11, 2026

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Signed by:
Monique Willis
CLERK OF COUNCIL

APPROVED May 11, 2026

Signed by:
Lane Shapiro
EXECUTIVE

EXCERPT

ENACTED EFFECTIVE May 12, 2026

Signed by:
Erin Dickinson
PRESIDENT OF COUNCIL

Voice Vote – YES: 11 – 0: Darrow, Dickinson, Donofrio, Ford, Higham, Kacyon, Licate, McKenney, Schmidt, Walters, Wilhite