

_____ introduced the following resolution and moved for its passage:

**NORTHWEST LOCAL SCHOOL DISTRICT
RESOLUTION NO. _____**

**AUTHORIZING A CONTRACT WITH SHP FOR PROFESSIONAL DESIGN
SERVICES ASSOCIATED WITH THE STABILIZATION AND PRELIMINARY
REMEDiation OF THE MASONRY FAÇADE FAILURE AT COLERAIN
ELEMENTARY SCHOOL UNDER OHIO REVISED CODE 153.71(B)(3),
RECOGNIZING AN EMERGENCY REQUIRING IMMEDIATE ACTION AND
WAIVING COMPETITIVE PROCUREMENT REQUIREMENTS.**

WHEREAS, the Board of Education of the Northwest Local School District (the “Board”) desires to immediately undertake the repairs associated with the stabilization and preliminary remediation of the masonry façade failure at Colerain Elementary School; and

WHEREAS, the services and repairs must occur without delay to prevent further damage to the building and infrastructure; and

WHEREAS, compliance with the procedures for the advertisement of bids prescribed by Ohio Revised Code §3313.46 will unduly delay the work and threaten the normal operations of the Board and the health, safety, and welfare of students, staff, and visitors, and may cause further damage to the building; and

WHEREAS, the Superintendent recommends approving a contract with SHP for professional design services associated with the stabilization and preliminary remediation of the masonry façade failure at Colerain Elementary School (the “Project”) based upon ORC 153.71(B)(3), recognizing the current circumstances give rise to an emergency requiring immediate action and waiving competitive procurement requirements; and

WHEREAS, SHP is a qualified provider of professional design services and has a long-standing relationship with the District; and

WHEREAS, SHP has provided the District with a contract for services on the Project in an amount not to exceed \$50,000 dollars; and

WHEREAS, the Board understands and agrees that other contracts may also be necessary to dispense with the provisions of Ohio Revised Code 3313.46 in order to prevent the further damage to the building and infrastructure, and that all contracts pursuant to this section will be ultimately presented to the Board for approval

**NOW, THEREFORE BE IT HEREBY RESOLVED BY THE NORTHWEST LOCAL
SCHOOL DISTRICT BOARD OF EDUCATION AS FOLLOWS:**

SECTION I

Pursuant to Ohio Revised Code §3313.46, it is found and determined that there is an urgent necessity and need for entering into a contract for the professional design services associated with stabilization and preliminary remediation of the masonry façade failure at Colerain Elementary School.

SECTION II

It is further found and determined that compliance with the bidding procedure contained in Ohio Revised Code §3313.46 would unduly delay the work and threaten the normal operations of the Board and the health, safety and welfare of students, staff and visitors, and may cause further damage to the building.

SECTION III

Earlier this month the District experienced a failure of a portion of the masonry facade at Colerain Elementary School which created an immediate safety concern for the building and its occupants. The District has been proactive in evaluating the structural integrity of the building and installing safety measures to protect the building site and its occupants. The situation presents an emergent and immediate need for professional design services to provide further assessment of the building and site, implement necessary safety measures and temporary protections, coordinate site stabilization and preliminary remediation efforts, and to assist the District in identifying a long-term solution. The District will need to work diligently to investigate and mobilize a plan of action prior to the start of the 2024-2025 school year. Procuring design services through the qualified emergency exception of Ohio Revised Code §153.71(B)(3) affords the District the ability to respond to this matter immediately and without delay, as time is of the essence. The Board requires the immediate services of a design professional for work on the Project. SHP is a qualified provider of professional design services and has a long-standing relationship with the District.

SECTION IV

SHP has provided the District with a contract for services on the Project in an amount not to exceed \$50,000 dollars. The Board authorizes the Superintendent and Treasurer to enter into an agreement with SHP for professional design services for the Project. The President and Treasurer are hereby authorized to execute any necessary contract documents for the work.

SECTION V

The Board hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Board; and that all deliberations of this Board and its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION VI

This Resolution shall be in full force and effect from and immediately after its adoption and shall supersede any prior resolution or act of this Board which may be inconsistent with or duplicative of this resolution.

_____ seconded the motion, a roll call vote was taken and the results were:

AYES: _____

NAYS: _____

ADOPTED: _____, 2024

Signed: _____
Amy Wells, Treasurer

CERTIFICATE

The undersigned hereby certifies that the foregoing is a true and correct copy of a resolution adopted at a meeting held on the ___ day of June, 2024, together with a true and correct extract from the minutes of said meeting to the extent pertinent to consideration and adoption of said resolution.

Amy Wells, Treasurer