

1 RESOLUTION NO. 2015-281

First Reading Passage Requested
(D. Soltis)

2
3 SPONSORS Mr. Pry

4
5 DATE July 6, 2015

COMMITTEE Public Safety

6
7 **A Resolution confirming an award by the Board of Control of a super specific purchase order**
8 **for inmate boarding with other county and municipal jails and related medical services, in an**
9 **amount not to exceed \$200,000.00, and appropriating said funds, for the Sheriff, and declaring**
10 **an emergency.**

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12 WHEREAS, Section 341.12 of the Ohio Revised Code allows for the Sheriff of a county
13 where there is not adequate jailing capacity or staffing to convey inmates to a jail located in another
14 county; and

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16 WHEREAS, after closing a wing of the Summit County Jail, the Sheriff has begun sending
17 inmates to jails in surrounding counties and municipalities, such as Stark County, Geauga County
18 and North Royalton; and

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20 WHEREAS, sometimes transferred inmates require medical attention outside of the jail
21 where they were sent, thus incurring medical costs at facilities that were selected solely by the jail
22 housing those inmates; and

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24 WHEREAS, Section 177.07(a)(2) of the Codified Ordinances of the County of Summit
25 exempt from competitive bidding contracts with other governmental entities, including those that
26 would contract with the County to house inmates in their jails; and

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28 WHEREAS, Section 177.07(a)(5) of the Codified Ordinances of the County of Summit
29 exempts from competitive bidding contracts with suppliers of goods and services that are sole source
30 entities, meaning that they are the only vendor that is able to provide a good or service, including
31 those medical providers that are selected solely by the governmental entities that operate jails where
32 the County's inmates may be held; and

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34 WHEREAS, this Council finds that by sponsoring and submitting this legislation to Council,
35 the Executive has satisfied the requirement of Section 177.07(a)(5) of the Codified Ordinances of the
36 County of Summit to certify that the medical services related to the inmate boarding has been met;
37 and

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39 WHEREAS, pursuant to Sections 177.07(a)(2) and 177.07(a)(5) of the Codified Ordinances
40 of the County of Summit, it is not necessary to advertise for bids or solicit quotes for inmate boarding
41 or related medical services prior to entering into contracts or making payment for the same; and

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43 WHEREAS, given the nature of the fluidity of inmate boarding needs and related medical
44 services, it is impossible to ascertain how much the County will ultimately spend with each
45 governmental entity or medical service provider, thereby necessitating a super specific purchase
46 order for these items with a total aggregate amount not to exceed \$200,000.00; and

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48 WHEREAS, pursuant to Resolution No. 2015-161, the Council previously approved a super
49 specific purchase order for inmate boarding with other county and municipal jails and related
50 medical services, in an amount not to exceed \$100,000.00, and said purchase order has been fully
51 utilized and expended for these services; and

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4 WHEREAS, the Board of Control, at its meeting on July 1, 2015, awarded a super specific
5 purchase order for inmate boarding with other county and municipal jails and related medical
6 services, in an amount not to exceed \$200,000.00; and

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8 WHEREAS, this Council finds and determines, after reviewing all pertinent information, that
9 it is necessary and in the best interest of the County to confirm the award of a super specific purchase
10 order for inmate boarding with other county and municipal jails and related medical services, in an
11 amount not to exceed \$200,000.00, and to further appropriate said funds;

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

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16 SECTION 1

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18 The award by the Board of Control of a super specific purchase order for inmate boarding
19 with other county and municipal jails and related medical expenses, in an amount not to exceed
20 \$200,000.00 is hereby confirmed and the County Executive is hereby authorized to execute said
21 purchase order, any necessary agreements and any other necessary documents to acquire the
22 aforementioned inmate boarding and related medical services.

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24 SECTION 2

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26 Funds are hereby appropriated as follows:

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<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>10003-3003-45501</u>	Contract Services-Pool Budget	<u>\$200,000.00</u>
Total - Appropriations		\$200,000.00

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33 SECTION 3

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35 The County Fiscal Officer is hereby authorized and directed to effect the within
36 appropriations.

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38 SECTION 4

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40 This Resolution is hereby declared an emergency in the interest of the health, safety, and
41 welfare of the citizens of the County of Summit and for the further purpose of immediately allowing
42 the Sheriff to continue boarding inmates in other county and municipal jails.

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44 SECTION 5

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

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1 RESOLUTION NO. 2015-281

2 PAGE THREE

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4 SECTION 6

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6 It is found and determined that all formal actions of this Council concerning and relating to
7 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, were in
9 meetings open to the public, in compliance with all legal requirements, including Section 121.22 of
10 the Ohio Revised Code.

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13 INTRODUCED July 6, 2015

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15 ADOPTED July 6, 2015

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18 _____
19 CLERK OF COUNCIL

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23 PRESIDENT OF COUNCIL

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25 APPROVED July 7, 2015

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29 EXECUTIVE

ENACTED EFFECTIVE July 7, 2015

Voice Vote: 11-0 YES: Comunale, Crawford, Donofrio, Feeman, Kostandaras,
Kurt, Lee, Prentice, Rodgers, Schmidt, Shapiro