

1 RESOLUTION NO. 2024-059

2

3 SPONSOR Executive Shapiro

4

5 DATE March 4, 2024

COMMITTEE Rules

6

7 **A Resolution confirming the award by the Board of Control of Change Order No. 3 to a**
8 **professional service contract with Clemans Nelson & Associates, Inc. to provide additional**
9 **professional services in various negotiations, grievances, arbitrations, and other labor**
10 **matters, in an amount not to exceed \$9,000.00 (for a cumulative increase of 168.00%), for a**
11 **total amount not to exceed \$134,000.00, for the Executive’s Department of Law and Risk**
12 **Management and the Sheriff, and declaring an emergency.**

13

14 WHEREAS, in BOC Dir No. 369-22, the Board of Control approved a professional
15 service contact with Clemans Nelson & Associates, Inc. to provide professional services in
16 various negotiations, grievances, arbitrations and other labor matters, in an amount not to exceed
17 \$50,000.00; and

18

19 WHEREAS, in BOC Dir No. 182-23, the Board of Control subsequently approved
20 Change Order No. 1 to the aforementioned professional services contract, in an amount not to
21 exceed \$25,000.00 (for a cumulative increase of 50.00%), for a total amount not to exceed
22 \$75,000.00; and

23

24 WHEREAS, in Res. No. 2023-259, County Council confirmed an award by the Board of
25 Control of Change Order No. 2 to the professional service contract with Clemans Nelson &
26 Associates, Inc, in an amount not to exceed \$50,000.00 (for a cumulative increase of 150.00%),
27 for a total amount not to exceed \$125,000.00; and

28

29 WHEREAS, additional professional services in certain negotiations, grievances,
30 arbitrations, and other labor matters by Clemans Nelson & Associates, Inc. are necessary to
31 promote the County’s interests therein; and

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33 WHEREAS, the Board of Control, at its meeting held on February 28, 2024, awarded
34 Change Order No. 3 to the professional service contract with Clemans Nelson & Associates, Inc.
35 to provide additional professional services in various negotiations, grievances, arbitrations and
36 other labor matters, in an amount not to exceed \$9,000.00 (for a cumulative increase of
37 168.00%), for a total amount not to exceed \$134,000.00; and

38

39 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
40 that the aforementioned Change Order No. 3 to said professional service contract with Clemans
41 Nelson & Associates, Inc. to provide professional services in various negotiations, grievances,
42 arbitrations, and other labor matters for services rendered through 12/31/23 is necessary and in
43 the best interest of the County of Summit;

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

47

48 SECTION 1

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50 The award by the Board of Control of Change Order No. 3 to the professional service
51 contract with Clemans Nelson & Associates, Inc. to provide additional professional services in

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1 RESOLUTION NO. 2024-059

2 PAGE TWO

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4 SECTION 1 (Continued)

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6 various negotiations, grievances, arbitrations, and other labor matters, in an amount not to exceed
7 \$9,000.00 (for a cumulative increase of 168.00%) through 12/31/23, for a total amount not to
8 exceed \$134,000.00, is hereby confirmed and the Executive is hereby authorized to execute said
9 change order and any other necessary related documents including, but not limited to, any
10 necessary amendments to the professional service contract.

11

12 SECTION 2

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14 This Resolution is hereby declared an emergency in the interest of health, safety and
15 welfare of the residents of the County of Summit, and for the further reason that it is necessary to
16 immediately provide additional professional services in various negotiations, grievances,
17 arbitrations, and other labor matters on behalf of the County.

18

19 SECTION 3

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

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25 SECTION 4

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27 It is found and determined that all formal actions of this Council concerning and relating
28 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
29 deliberations of this Council and of any of its committees that resulted in such formal action,
30 were in meetings open to the public, in compliance with all legal requirements, including Section
31 121.22 of the Ohio Revised Code.

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34 INTRODUCED March 4, 2024

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36 ADOPTED March 18, 2024

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38 DocuSigned by:
Monique Willis
39 _____
40 5560BEF400F5451
CLERK OF COUNCIL

DocuSigned by:
Rita S. Darrow

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PRESIDENT OF COUNCIL

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42 APPROVED March 18, 2024

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44 DocuSigned by:
Executive Ilene Shapiro
45 _____
46 CBD33E40D267473...
EXECUTIVE

Voice Vote – YES: 11 – 0: Darrow, Dickinson,
DeVitis, Donofrio, Ford, McKenney, Rodgers,
Schmidt, Walters, Wiedie Higham, Wilhite

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48 ENACTED EFFECTIVE March 19, 2024