

1 RESOLUTION NO. 2015-161

2
3 SPONSORS Mr. Pry

4
5 DATE April 27, 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 \$100,000.00, for the Sheriff, and declaring an emergency.**

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

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

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

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

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

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

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

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42 WHEREAS, given the nature of the fluidity of inmate boarding needs and related medical
43 services, it is impossible to ascertain how much the County will ultimately spend with each
44 governmental entity or medical service provider, thereby necessitating a super specific purchase
45 order for these items with a total aggregate amount not to exceed \$100,000.00; and

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47 WHEREAS, the Board of Control, at its meeting on April 8, 2015, awarded a super specific
48 purchase order for inmate boarding with other county and municipal jails and related medical
49 services, in an amount not to exceed \$100,000.00; and

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51 WHEREAS, this Council finds and determines, after reviewing all pertinent information, that
52 it is necessary and in the best interest of the County to confirm the award of a super specific purchase
53 order for inmate boarding with other county and municipal jails and related medical services, in an
54 amount not to exceed \$100,000.00;

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2 PAGE TWO

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

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7 SECTION 1

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9 The award by the Board of Control of a super specific purchase order for inmate boarding
10 with other county and municipal jails and related medical expenses, in an amount not to exceed
11 \$100,000.00 is hereby confirmed and the County Executive is hereby authorized to execute said
12 purchase order, any necessary agreements and any other necessary documents to acquire the
13 aforementioned inmate boarding and related medical services.

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15 SECTION 2

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

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21 SECTION 3

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

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27 SECTION 4

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

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36 INTRODUCED April 13, 2015

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38 ADOPTED April 27, 2015

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42 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

APPROVED April 28, 2015

EXECUTIVE

ENACTED EFFECTIVE April 28, 2015

Voice Vote: 10-0 YES: Comunale, Crawford, Donofrio, Feeman, Kostandaras, Kurt,
Prentice, Rodgers, Schmidt, Shapiro
ABSENT: Lee