

1 RESOLUTION NO. 2017-355

First Reading Passage Requested
(J. Dodson)

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3 SPONSOR Ms. Shapiro

4
5 DATE September 11, 2017

COMMITTEE Planning

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7 **A Resolution declaring the purchase and installation of fencing at the Summit County Jail,**
8 **located at 205 E. Crosier St, Akron, Ohio 44311, in Council District 4, to be an emergency**
9 **pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit, and**
10 **authorizing the County Executive to execute a purchase contract with Kustom Fencing Co.,**
11 **Inc., subject to the approval of the Board of Control, in an amount not to exceed**
12 **\$114,500.00, for the Executive's Department of Administrative Services, and declaring an**
13 **emergency.**

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15 WHEREAS, it is necessary to immediately purchase and install fencing on the second tier
16 and stairs of the Summit County Jail, located at 205 E. Crosier St, Akron, Ohio 44311, in
17 Council District 4, in order to protect the safety and welfare of inmates; and

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19 WHEREAS, the County Executive wishes to enter into a purchase contract with Kustom
20 Fencing Co., Inc. for the purchase and installation of said fencing, in an amount not to exceed
21 \$114,500.00; and

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23 WHEREAS, Section 177.07(a)(3) of the Codified Ordinances of the County of Summit
24 permits the County Executive to enter into and execute agreements without following the
25 competitive bidding process in times of emergency; and

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27 WHEREAS, this Council hereby determines that the purchase and installation of fencing
28 at the Summit County Jail to be an emergency pursuant to Section 177.07(a)(3); and

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30 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
31 that the purchase and installation of fencing at the Summit County Jail constitutes an emergency
32 under Section 177.07(a)(3) of the Codified Ordinances of the County of Summit and further
33 finds and determines that it is necessary and in the best interest of the County to authorize the
34 County Executive to execute a contract with Kustom Fencing Co., Inc., subject to the approval of
35 the Board of Control, in an amount not to exceed \$114,500.00, to purchase said fencing and have
36 it installed without having to comply with the competitive bidding process;

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38 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
39 of Ohio, that;

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41 SECTION I

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43 This Council hereby finds and determines that the purchase and installation of fencing at
44 the Summit County Jail, located at 205 E. Crosier St, Akron, Ohio 44311, in Council District 4,
45 to be an emergency pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of
46 Summit.
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1 RESOLUTION NO. 2017-355

2 PAGE TWO

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4 SECTION 2

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6 As a result of the emergency circumstances, this Council hereby authorizes the County
7 Executive to execute a contract with Kustom Fencing Co., Inc., subject to the approval of the
8 Board of Control, without complying with the competitive bidding procedures outlined in
9 Chapter 177, for the purchase and installation of fencing at the Summit County Jail, in an amount
10 not to exceed \$114,500.00.

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12 SECTION 3

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14 This Resolution is hereby declared an emergency in the interest of the health, safety and
15 welfare of the citizens of the County of Summit, and for the further reason to immediately
16 provide for the purchase and installation of fencing at the Summit County Jail in order to protect
17 the safety and welfare of inmates.

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19 SECTION 4

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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 5

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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 September 11, 2017

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36 ADOPTED September 11, 2017

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40 CLERK OF COUNCIL

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47 PRESIDENT OF COUNCIL

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49 APPROVED September 12, 2017

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EXECUTIVE

ENACTED EFFECTIVE September 12, 2017

Voice Vote: 10-0-1 YES - Dickinson, Donofrio, Freeman, Hamilton,
Köhler, Prentice, Rodgers, Schmidt, Walters, Wilhite
ABSTAIN: Crawford