

1 ORDINANCE NO. 2018-333

2  
3 SPONSOR Ms. Shapiro

4  
5 DATE September 10, 2018 COMMITTEE Finance

6  
7 **An Ordinance amending Section 177.14 of the Codified Ordinances, entitled “Construction**  
8 **Contracts,” to authorize the County Engineer to use design build and combine the design**  
9 **and construction elements of a bridge, highway, or safety project into a single contract, for**  
10 **the Executive and the Engineer, and declaring an emergency.**

11  
12 WHEREAS, county engineers are authorized by Section 5543.22 of the Ohio Revised  
13 Code to combine the design and construction elements of a bridge, highway, or safety project  
14 into a single contract, a process known as “design build” for projects that do not exceed  
15 \$5,000,000; and

16  
17 WHEREAS, the County Engineer wishes to be authorized by the Codified Ordinances to  
18 use design build contracts for certain County construction projects; and

19  
20 WHEREAS, design build contracts will allow the Engineer to more quickly and  
21 efficiently manage certain County construction projects;

22  
23 WHEREAS, it is necessary to amend Section 177.14 of the Codified Ordinances, entitled  
24 “Construction Contracts,” to authorize the Engineer to use design build contracts; and

25  
26 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
27 that it is necessary and in the best interest of the County of Summit to amend Section 177.14 to  
28 authorize the Engineer to use design build contracts; and

29  
30 NOW, THEREFORE, BE IT ORDAINED, by the Council of the County of Summit,  
31 State of Ohio, that:

32  
33 SECTION 1

34  
35 The Codified Ordinances of the County of Summit are hereby amended as set forth in  
36 Exhibit A, attached to this Resolution and incorporated herein as if fully restated.

37  
38 SECTION 2

39  
40 This Ordinance is hereby declared an emergency in the interest of the health, safety and  
41 welfare of the residents of the County of Summit and for the further reason to amend Section  
42 177.14 of the Codified Ordinances, entitled “Construction Contracts,” to authorize the County  
43 Engineer to immediately use design build contracts and more quickly and efficiently manage  
44 County construction projects.

45  
46 SECTION 3

47  
48 Provided this Ordinance receives the affirmative vote of eight members, it shall take  
49 effect immediately upon its adoption and approval by the Executive; otherwise it shall take effect  
50 and be in force at the earliest time provided by law.  
51

1 ORDINANCE NO. 2018-333

2 PAGE TWO

3  
4 SECTION 4

5  
6 It is found and determined that all formal actions of this Council concerning and relating  
7 to the adoption of this Ordinance 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,  
9 were in meetings open to the public, in compliance with all legal requirements, including Section  
10 121.22 of the Ohio Revised Code.

11  
12 INTRODUCED August 20, 2018

13  
14 ADOPTED September 10, 2018

15  
16   
17 \_\_\_\_\_  
18 CLERK OF COUNCIL

19  
20   
21 \_\_\_\_\_  
22 PRESIDENT OF COUNCIL

23  
24 APPROVED September 11, 2018

25  
26   
27 \_\_\_\_\_  
28 EXECUTIVE

29 ENACTED EFFECTIVE September 11, 2018

Voice Vote: YES 11-0 - Dickinson, Donofrio, Feeman, Hamilton,  
Koehler, Prentice, Rodgers, Schmidt, Soyars, Walters, Wilhite