

1 ORDINANCE NO. 2019-466

2
3 SPONSOR Ms. Shapiro

4
5 DATE December 9, 2019

COMMITTEE Rules

6
7 **An Ordinance amending various sections of the Codified Ordinances of the County of**
8 **Summit to make limits requiring approval by County Council consistent, for the Executive,**
9 **and declaring an emergency.**

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11 WHEREAS, under the Codified Ordinances of the County of Summit, the limit requiring
12 approval by the Board of Control of purchases is set at \$5,000.00, and approval by County
13 Council of contracts is set at \$50,000.00 and \$25,000.00 for grant contracts; and

14
15 WHEREAS, Section 119.02 of the Codified Ordinances of the County of Summit,
16 entitled "Maximum Settlement Amount; Reports Required" requires Council approval of any
17 settlement of moral claims exceeding \$1,500.00, which has remained at that level since 1992;
18 and

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20 WHEREAS, Section 130.02 of the Codified Ordinances of the County of Summit entitled
21 "Compromise of Small Claims," requires Council approval for any compromises of small claims
22 or settlements at \$3,000.00, which has remained at that level since 2001; and

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24 WHEREAS, Section 130.03 of the Codified Ordinances of the County of Summit,
25 entitled "Amendment of Line Item Appropriations and Fund Transfers," requires Council
26 approval of aggregate line item appropriation adjustments for salaries in excess of \$10,000.00,
27 which has remained at that level since 1991; and

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29 WHEREAS, Section 130.04 of the Codified Ordinances of the County of Summit,
30 entitled "Government Grant Applications with No County Funds Expended," requires Council
31 approval to execute grant agreements regardless of whether County funds or expended or
32 whether the County is required to share in the expense of the grant activity, which has been in
33 force since 1986; and

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35 WHEREAS, Section 177.21 of Codified Ordinances of the County of Summit, entitled
36 "Exempt Contracts," was updated incorrectly by Ordinance 2019-069 to require Council
37 approval for all intergovernmental agreements regardless of whether there is a cost to the
38 County; and

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40 WHEREAS, Section 198.02 of the Codified Ordinance of the County of Summit, entitled
41 "Spending and Transaction Limits," limits single transactions with regular procurement cards to
42 \$3,000.00 and requires Board of Control and/or Council approval for any large dollar
43 transactions in excess of \$3,000.00, if applicable, under Chapter 177 of the Codified Ordinances
44 of the County of Summit, which has remained that level since 2007; and

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46 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
47 that it is necessary and in the best interest of the County to amend the aforementioned sections of
48 the Codified Ordinances to make the limits requiring Council approval consistent with other
49 sections of the Codified Ordinances;

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2 PAGE TWO

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

6 SECTION 1

7 Sections 119.02, 130.02, 130.03, 130.04, 177.21 and 198.02 of the Codified Ordinances
8 of the County of Summit, are hereby amended as set forth on Exhibit A, attached hereto and
9 incorporated herein by reference.

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11 SECTION 2

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13 This Ordinance is hereby declared an emergency in the interest of the health, safety and
14 welfare of the residents of the County of Summit, and for the further reason to immediately
15 amend Sections 119.02, 130.02, 130.03, 130.04, 177.21 and 198.02 of the Codified Ordinances
16 of the County of Summit to make the limits requiring Council approval consistent with other
17 provisions of the Codified Ordinances.

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19 SECTION 3

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21 Provided this Ordinance 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.

24
25 SECTION 4

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27 It is found and determined that all formal actions of the Council concerning and relating
28 to the adoption of the Ordinance 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 December 2, 2019

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36 ADOPTED December 9, 2019

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40 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

42 APPROVED December 10, 2019

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46 EXECUTIVE

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48 ENACTED EFFECTIVE December 10, 2019

Voice Vote: YES - 10-0 Dickinson, Donofrio, Feeman, Koehler,
McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite