

1 RESOLUTION NO. 2016-102

2
3 SPONSOR Mr. Pry

4
5 DATE March 28, 2016

COMMITTEE Public Safety

6
7 **A Resolution confirming the award by the Board of Control of a purchase order with**
8 **Federal Express Corporation, as Best Practical Source, for delivery of service of process**
9 **ordered by the Court of Common Pleas - General Division, in a total aggregate amount not**
10 **to exceed \$100,000.00 in calendar year 2016, for the Clerk of Courts, and declaring an**
11 **emergency.**

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13 WHEREAS, Section 177.13 of the Codified Ordinances of the County of Summit
14 requires that purchases by an officeholder exceeding \$50,000.00 in the aggregate in any calendar
15 year, where no additional competitive quotes or bids have been taken, shall be made only upon
16 authorization of County Council; and

17
18 WHEREAS, the Court of Common Pleas - General Division previously issued Misc.
19 Order No. 325, attached to this Resolution as Exhibit A, which appointed FedEx Corporation and
20 all employees of FedEx Corporation as standing process servers for the General Division
21 pursuant to Ohio Rule of Civil Procedure 4.1; and

22
23 WHEREAS, the Board of Control, at its meeting held on March 9, 2016 awarded a
24 purchase order with Federal Express Corporation, as Best Practical Source, for delivery of
25 service of process ordered by the Court of Common Pleas - General Division, in a total aggregate
26 amount not to exceed \$100,000.00 in calendar year 2016; and

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28 WHEREAS this Council finds and determines, after reviewing all pertinent information,
29 that it is necessary and in the best interest of the County of Summit to confirm the award by the
30 Board of Control of the aforementioned purchase order with Federal Express Corporation;

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

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35 SECTION 1

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37 This Council hereby confirms the award by the Board of Control of a purchase order with
38 Federal Express Corporation, as Best Practical Source, for delivery of service of process ordered
39 by the Court of Common Pleas - General Division, in a total aggregate amount not to exceed
40 \$100,000.00 in calendar year 2016.

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42 SECTION 2

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44 This Resolution is hereby declared an emergency in the interest of the health, safety and
45 welfare of the citizens of the County of Summit, and for the further reason to immediately
46 provide necessary process services for the Clerk of Courts and the Court of Common Pleas -
47 General Division in 2016.

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4 SECTION 3

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6 Provided this Resolution receives the affirmative vote of eight members, it shall take
7 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
8 effect and be in force at the earliest time provided by law.
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10 SECTION 4

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12 It is found and determined that all formal actions of this Council concerning and relating
13 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
14 deliberations of this Council and of any of its committees that resulted in such formal action,
15 were in meetings open to the public, in compliance with all legal requirements, including Section
16 121.22 of the Ohio Revised Code.
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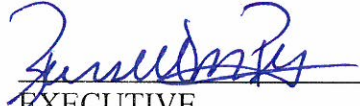
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19 INTRODUCED March 14, 2016

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21 ADOPTED March 28, 2016

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23 
24 _____
25 CLERK OF COUNCIL

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29 PRESIDENT OF COUNCIL

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31 APPROVED March 29, 2016

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34 _____
35 EXECUTIVE

36 ENACTED EFFECTIVE March 29, 2016

Voice Vote: 8-0 YES: Crawford, Feeman, Prentice, Rodgers, Schmidt,
Shapiro, Walters, Wilhite
ABSENT: Donofrio, Kostandaras, Lee