

1 ORDINANCE NO. 2021-385

First Reading Passage Requested

(D. Matz)

2 SPONSOR Executive Shapiro

3 DATE December 6, 2021

COMMITTEE Rules

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7 **An Ordinance amending Subsection 177.14(f) of section 177.14 of the Codified Ordinances**
8 **of the County of Summit entitled “Construction Contracts,” as set forth in Exhibit A to**
9 **modify the description of a successfully completed project, for the Executive’s Department**
10 **of Administrative Services, and declaring an emergency.**

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12 WHEREAS, this Council previously adopted Ordinance 2019-070 which included
13 Subsection 177.14(f) which ensures that all construction contracts entered into by the County are
14 awarded to responsible contractors who can demonstrate sufficient experience in the type of
15 construction required by a particular project; and

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17 WHEREAS, due to material shortages, supply chain disruption and workforce
18 disturbances that have occurred as a result of the COVID-19 pandemic there has been a dramatic
19 increase in the cost of materials and supplies for construction projects; and

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21 WHEREAS, this economic impact has clearly demonstrated the need to modify section
22 177.14(f) to describe a “successfully completed project” in terms other than as a percentage of
23 the bid estimate; and

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25 WHEREAS, making this modification will ensure that responsible, experienced local
26 contractors can successfully bid on County construction projects; and

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28 WHEREAS, during the course of 2022 and beyond the County will undertake a number
29 of large construction projects and it will be beneficial to expand the number of contractors that
30 can bid on these projects; and

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32 WHEREAS, it is necessary to amend Section 177.14(f) of the Codified Ordinances of the
33 County of Summit as set forth in Exhibit A, attached hereto and incorporated herein by
34 reference, in order to modify the description of a successfully completed project to give the
35 County more flexibility in determining what “successfully completed” means on a given project;
36 and

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38 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
39 that it is necessary and in the best interest of the County of Summit to amend Section 177.14(f)
40 of Codified Ordinances for the reasons set forth above;

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

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45 SECTION 1

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47 Section 177.14(f) of the Codified Ordinances of the County of Summit is hereby
48 amended as set forth on Exhibit A, attached hereto and incorporated herein by reference.
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1 ORDINANCE NO. 2021-385

2 PAGE TWO

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4 SECTION 2

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6 This Ordinance is hereby declared an emergency in the interest of the health, safety, and
7 welfare of the residents of the County of Summit and for the further purpose of immediately
8 amending Section 177.14(f) in order to modify the description of a "successfully completed
9 project" to ensure that responsible, experienced local contractors can successfully bid on County
10 construction projects.

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12 SECTION 3

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


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18 SECTION 4

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20 It is found and determined that all formal actions of this Council concerning and relating
21 to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all
22 deliberations of this Council and of any of its committees that resulted in such formal action,
23 were in meetings open to the public, in compliance with all legal requirements, including Section
24 121.22 of the Ohio Revised Code.


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27 INTRODUCED December 6, 2021

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29 ADOPTED December 6, 2021

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33 CLERK OF COUNCIL


PRESIDENT OF COUNCIL

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35 APPROVED December 7, 2021

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39 EXECUTIVE

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41 ENACTED EFFECTIVE December 7, 2021

Voice Vote - YES: 9-1: Darrow, Dickinson, Donofrio, Feeman,
Rodgers, Schmidt, Sims, Walters, Wilhite
NO: DeVitis

ABSENT: McKenney