

1 RESOLUTION NO. 2023-259

2

3 SPONSOR Executive Shapiro

4

5 DATE August 21, 2023 COMMITTEE Rules

6

7 **A Resolution confirming the award by the Board of Control of Change Order No. 2 to a**
8 **professional service contract with Clemans Nelson & Associates, Inc. to provide additional**
9 **professional services in various negotiations, grievances, arbitrations, and other labor**
10 **matters, in an amount not to exceed \$50,000.00 (for a cumulative increase of 150.00%), for**
11 **a total amount not to exceed \$125,000.00, for the Executive’s Department of Law and Risk**
12 **Management and the Sheriff, and declaring an emergency.**

13

14 WHEREAS, pursuant to BOC Dir No. 369-22, the Board of Control previously approved
15 a professional service contact with Clemans Nelson & Associates, Inc. to provide professional
16 services in various negotiations, grievances, arbitrations and other labor matters, in an amount
17 not to exceed \$50,000.00; and

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19 WHEREAS, pursuant to BOC Dir No. 182-23, the Board of Control subsequently
20 approved Change Order No. 1 to the aforementioned professional services contract, in an amount
21 not to exceed \$25,000.00 (for a cumulative increase of 50.00%), for a total amount not to exceed
22 \$75,000.00; and

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24 WHEREAS, additional professional services in certain negotiations, grievances,
25 arbitrations, and other labor matters by Clemans Nelson & Associates, Inc. are necessary to
26 promote the County’s interests therein; and

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28 WHEREAS, the Board of Control, at its meeting held on August 9, 2023, awarded
29 Change Order No. 2 to the professional service contract with Clemans Nelson & Associates, Inc.
30 to provide additional professional services in various negotiations, grievances, arbitrations and
31 other labor matters, in an amount not to exceed \$50,000.00 (for a cumulative increase of
32 150.00%), for a total amount not to exceed \$125,000.00; and

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34 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
35 that the aforementioned Change Order No. 2 to said professional service contract with Clemans
36 Nelson & Associates, Inc. to provide professional services in various negotiations, grievances,
37 arbitrations, and other labor matters is necessary and in the best interest of the County;

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

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42 SECTION 1

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44 The award by the Board of Control of Change Order No. 2 to the professional service
45 contract with Clemans Nelson & Associates, Inc. to provide additional professional services in
46 various negotiations, grievances, arbitrations and other labor matters, in an amount not to exceed
47 \$50,000.00 (for a cumulative increase of 150.00%), for a total amount not to exceed
48 \$125,000.00, is hereby confirmed and the Executive is hereby authorized to execute said change
49 order and any other necessary related documents including, but not limited to, any necessary
50 amendments to the professional service contract.

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4 SECTION 2

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6 This Resolution is hereby declared an emergency in the interest of health, safety and
7 welfare of the residents of the County of Summit, and for the further reason that it is necessary to
8 immediately provide additional professional services in various negotiations, grievances,
9 arbitrations, and other labor matters.

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11 SECTION 3

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

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17 SECTION 4

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

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26 INTRODUCED August 21, 2023

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28 ADOPTED September 11, 2023

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30 DocuSigned by:

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31
32 CLERK OF COUNCIL

30 DocuSigned by:

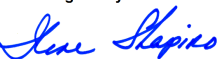
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31
32 PRESIDENT OF COUNCIL

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34 APPROVED September 11, 2023

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36 DocuSigned by:

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37
38 EXECUTIVE

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40 ENACTED EFFECTIVE September 11, 2023

Voice Vote – YES: 9– 0: Darrow, Dickinson, Donofrio, McKenney, Rodgers,
Schmidt, Sims, Wiedie Higham, Wilhite
ABSENT: DeVitis, Walters