

1 RESOLUTION NO. 2024-048

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3 SPONSOR Executive Shapiro

4

5 DATE February 12, 2024

COMMITTEE Finance

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7 **A Resolution authorizing the Executive’s participation in an Electronic Pollbook**
8 **Memorandum of Understanding with the Ohio Secretary of State concerning the use of the**
9 **funding provided by the State Operating Budget for reimbursement of electronic pollbook**
10 **equipment, for the Executive and the Board of Elections, and declaring an emergency.**

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WHEREAS, pursuant to Section 610.30 of H.B. 33 of the 135th General Assembly, the State Operating Budget, which amends Section 285.12 of the H.B. 45 of the 134th General Assembly, the Secretary of State of the State of Ohio (“SOS”) is providing financing to Ohio counties for the acquisition of electronic pollbooks as defined in Ohio Revised Code (“ORC”) Section 3506.05; and

WHEREAS, each county has been allocated a pro rata share of the appropriations set aside in H.B. 45 based on the number of registered electors in the county as of July 1, 2022, and each county’s share of the funding is intended to cover up to 85% of the cost for the county to procure electronic pollbooks; and

WHEREAS, Section 610.30 of H.B. 33 provides that the County Board of Elections shall enter into a Memorandum of Understanding with the Board of County Commissioners and the Secretary of State concerning the acquisition of the selected electronic pollbooks and any other necessary equipment in order to receive reimbursement; and

WHEREAS, the Board of Elections will select a certified electronic pollbook and any other necessary equipment from the list of certified electronic pollbooks and equipment and their corresponding price provided to the Board from the Department of Administrative Services (“DAS”) state term contract for electronic pollbooks; and

WHEREAS, the County Board of Elections will be responsible for selecting the equipment and paying the total invoice cost of the electronic pollbooks and any other necessary equipment to the vendor and will notify the SOS in writing of its selection and of the exact quantity of electronic pollbooks and equipment the Board will purchase; and

WHEREAS, the notification to the SOS needs to include a copy of the Memorandum of Understanding, attached to this Resolution as Exhibit A and incorporated herein as if fully restated, signed by the Board and the Executive; and

WHEREAS, the documentation necessary to obtain the funding, including a copy of the fully executed Memorandum of Understanding, must be received by the SOS no later than May 1, 2024 in order to receive reimbursement; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the County to approve the above referenced Memorandum of Understanding;

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2 PAGE TWO

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4 WHEREAS, Summit County is expected to receive up to approximately \$345,280.00 in
5 reimbursement from the SOS; and

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7 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
8 of Ohio, that;

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10 SECTION 1

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12 The Executive, on behalf of the County of Summit, is authorized to execute the
13 Memorandum of Understanding, attached to this Resolution as Exhibit A and incorporated herein as
14 if fully restated, and any other documents required to finalize the Memorandum of Understanding.

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16 SECTION 2

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18 This Resolution is hereby declared an emergency in the interest of the health, safety, and
19 welfare of the residents of the County of Summit, and for the further reason to allow for the
20 reimbursement of necessary equipment for the Board of Elections.

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22 SECTION 3

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

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28 SECTION 4

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30 It is found and determined that all formal actions of this Council concerning and relating
31 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
32 deliberations of this Council and any of its committees that resulted in such formal action, were
33 in meetings open to the public, in compliance with all legal requirements, including Section
34 121.22 of the Ohio Revised Code.

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37 INTRODUCED February 12, 2024

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39 ADOPTED March 4, 2024

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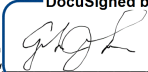
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43 5560BE400F5451
44 CLERK OF COUNCIL

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44 PRESIDENT OF COUNCIL

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46 APPROVED March 4, 2024

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48 EXECUTIVE 
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ENACTED EFFECTIVE March 5, 2024

Voice Vote – YES: 11 – 0: Darrow, Dickinson,
DeVitis, Donofrio, Ford, McKenney, Rodgers,
Schmidt, Walters, Wiedie Higham, Wilhite