

1 RESOLUTION NO. 2024-279

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3 SPONSOR Executive Shapiro

4

5 DATE October 7, 2024 COMMITTEE Public Safety

6

7 **A Resolution confirming the award by the Board of Control of a purchase contract with**  
8 **Federal Express Corporation, as a Best Practical Source, for service of process of**  
9 **documents for the Clerk of Juvenile Court for a total estimated amount not to exceed**  
10 **\$165,000.00, for a one-year term, for the period of 1/1/25 through 12/31/25, for the Court of**  
11 **Common Pleas-Juvenile Division, and declaring an emergency.**

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13 WHEREAS, pursuant to 4.1 of the Ohio Rules of Civil Procedure, a Clerk of Courts may  
14 utilize the services of a commercial carrier service to perform service of process of documents  
15 that the Clerk is required to serve upon parties and others; and

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17 WHEREAS, the County of Summit Clerk of Courts utilizes Federal Express Corporation  
18 to perform service of process under certain circumstances; and

19

20 WHEREAS, Federal Express Corporation currently provides commercial service of  
21 process of documents for the Clerk of Juvenile Court which pursuant to Sections 177.01(h)(4)D.  
22 and 177.07(a)(5) of the Codified Ordinances of the County of Summit makes it a Best Practical  
23 Source; and

24

25 WHEREAS, the cost of service of process is generally paid by parties requesting the  
26 service and is recovered through court costs; and

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28 WHEREAS, the Board of Control, at its meeting held on September 24, 2024, awarded a  
29 purchase contract with Federal Express Corporation, as a Best Practical Source, for service of  
30 process of documents for the Clerk of Juvenile Court, for a total estimated amount not to exceed  
31 \$165,000.00, for a one-year term, for the period of 1/1/25 through 12/31/25; and

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33 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
34 that the aforementioned purchase contract with Federal Express Corporation is necessary and in  
35 the best interest of the County of Summit;

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

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40 SECTION 1

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42 The award by the Board of Control of a purchase contract with Federal Express  
43 Corporation, as a Best Practical Source, for service of process in Juvenile cases for the Juvenile  
44 Clerk of Courts, for a total estimated amount not to exceed \$165,000.00, for a one-year term, for  
45 the period of 1/1/25 through 12/31/25 is hereby confirmed, and the Executive is hereby  
46 authorized to execute said purchase contract and any other necessary related documents.

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48 SECTION 2

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50 This Resolution is hereby declared an emergency in the interest of the health, safety and  
51 welfare of the residents of the County of Summit, and for the further purpose of timely obtaining  
52 service of process services for the Juvenile Clerk of Courts in 2025.

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1 RESOLUTION NO. 2024-279

2 PAGE TWO

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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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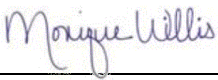
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19 INTRODUCED October 7, 2024

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21 ADOPTED October 28, 2024

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CLERK OF COUNCIL  
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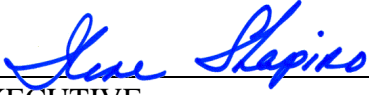
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PRESIDENT OF COUNCIL  
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27 APPROVED October 28, 2024

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EXECUTIVE  
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Voice Vote – YES: 10 – 0: Darrow, Dickinson,  
Ford, Kacyon, McKenney, Rodgers, Schmidt,  
Wiedie Higham, Walters, Wilhite  
Absent: Donofrio

33 ENACTED EFFECTIVE October 29, 2024