

1 RESOLUTION NO. 2026-039

2
3 SPONSOR Executive Shapiro

4
5 DATE February 9, 2026 COMMITTEE Rules

6
7 **A Resolution confirming the award by the Board of Control of Change Order No. 1 to a**
8 **professional service contract with Isaac, Wiles, Burkholder, & Teeter, LLC., in an amount**
9 **not to exceed \$40,000.00, for a total amount not to exceed \$90,000.00 (for a cumulative**
10 **increase of 80%), towards the costs of continued legal representation and services on behalf**
11 **of the County, in the matter of City of Barberton v. Summit County, Ohio, et al., for the**
12 **Executive and Sheriff, and declaring an emergency.**

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14 WHEREAS, this lawsuit, City of Barberton v. Summit County, Ohio, et al., Case No.
15 2024-Ohio-3088, before Judge Oldfield in the Summit County Court of Common Pleas, was
16 filed by the City of Barberton concerning the Summit County Jail; and

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18 WHEREAS, the Board of Control, at its meeting held on April 13, 2022, authorized a
19 professional services contract with Isaac, Wiles, Burkholder, & Teeter, LLC. in an amount not to
20 exceed \$50,000.00 for legal representation and services on behalf of the County, in the matter of
21 City of Barberton v. Summit County, Ohio, et al.; and

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23 WHEREAS, due to the ongoing lawsuit and appeal, the Executive’s Department of Law
24 and Risk Management and the Prosecutor’s Office recommend executing a Change Order
25 towards the costs of continued legal representation ; and

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27 WHEREAS, the Board of Control, at its meeting held on February 4, 2026, approved the
28 aforementioned Change Order No. 1; and

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30 WHEREAS, this Council finds and determines, after reviewing all pertinent information
31 that the aforementioned Change Order No. 1 to a professional service contract with Isaac, Wiles,
32 Burkholder, & Teeter, LLC., in an amount not to exceed \$40,000.00, for a total amount not to
33 exceed \$90,000.00 (for a cumulative increase of 80%), is necessary and in the best interest of the
34 County of Summit;

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

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39 SECTION 1

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41 The award by the Board of Control of Change Order No. 1 to a professional service
42 contract with Isaac, Wiles, Burkholder, & Teeter, LLC., in an amount not to exceed \$40,000.00,
43 for a total amount not to exceed \$90,000.00 (for a cumulative increase of 80%), towards the
44 costs of continued legal representation and services on behalf of the County, in the matter of City
45 of Barberton v. Summit County, Ohio, et al., is hereby confirmed and the Executive is hereby
46 authorized to execute said change order and any other necessary related documents.

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1 RESOLUTION NO. 2026-039

2 PAGE TWO

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4 SECTION 2

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6 This Resolution 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 reason to immediately
8 authorize continued legal representation and services.

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10 SECTION 3

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

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16 SECTION 4

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

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25 INTRODUCED February 9, 2026

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27 ADOPTED _____

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31 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

33 APPROVED _____

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36 _____

37 EXECUTIVE

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39 ENACTED EFFECTIVE _____