

1 RESOLUTION NO. 2015-141

2
3 SPONSOR Mr. Pry

4
5 DATE April 13, 2015 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 Roetzel & Andress, LPA, to provide legal representation**
9 **and services to the County of Summit related to a lawsuit, Lyn Watters v. Summit County,**
10 **Ohio, et al., in an amount not to exceed \$25,000.00 (for an increase of 100%), for a total**
11 **amount of \$50,000.00, for the Executive's Department of Law, Insurance and Risk**
12 **Management, and declaring an emergency.**

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14 WHEREAS, the Board of Control previously adopted Directive No. 291-14, which
15 awarded a professional service contract with Roetzel & Andress, LPA, to provide legal
16 representation and services to the County of Summit related to a lawsuit, Lyn Watters v. Summit
17 County, Ohio, et al., Case No. 5:14CV2390, before Magistrate George J. Limbert in the United
18 States District Court for the Northern District of Ohio, in an amount not to exceed \$25,000.00;
19 and

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21 WHEREAS, the Board of Control, at its March 25, 2015 meeting, awarded Change Order
22 No. 1 to said professional service contract, in an amount not to exceed \$25,000.00 (for an
23 increase of 100%), for a total amount of \$50,000.00, subject to confirmation by County Council;
24 and

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26 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
27 that it is necessary and in the best interest of the County of Summit to confirm the award by the
28 Board of Control of Change Order No. 1 to the aforementioned professional service contract
29 with Roetzel & Andress, LPA;

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31 NOW, THEREFORE, BE IT RESOLVED, by the Council of the County of Summit,
32 that:

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34 SECTION 1

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36 The award by the Board of Control of Change Order No. 1 to a professional service
37 contract with Roetzel & Andress, LPA, to provide legal representation and services to the
38 County of Summit related to a lawsuit, Lyn Watters v. Summit County, Ohio, et al., Case No.
39 5:14CV2390, before Magistrate George J. Limbert in the United States District Court for the
40 Northern District of Ohio, in an amount not to exceed \$25,000.00 (for an increase of 100%), for
41 a total amount of \$50,000.00, is hereby confirmed and the County Executive is hereby
42 authorized to execute said Change Order No. 1.

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44 SECTION 2

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46 This Resolution is hereby declared to be an emergency in the interest of the health, safety
47 and welfare of the citizens of the County of Summit and for the further reason that it is necessary
48 to immediately confirm Change Order No. 1 to a necessary professional service contract with
49 Roetzel & Andress, LPA, to provide legal representation and service to the County in a pending
50 lawsuit.

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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 effect
8 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 any of its committees that resulted in such formal action were in
15 meetings open to the public, in compliance with legal requirements, including Section 121.22 of
16 the Ohio Revised Code.

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19 INTRODUCED March, 30, 2015

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21 ADOPTED April 13, 2015

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25 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

APPROVED April 14, 2015

EXECUTIVE

ENACTED EFFECTIVE April 14, 2015

Voice Vote: 9-0 YES: Comunale, Feeman, Kostandaras, Kurt,
Lee, Prentice, Rodgers, Schmidt, Shapiro
ABSENT: Crawford, Donofrio