

1 ORDINANCE NO. 2019-069

Late Filing

2
3 SPONSOR Ms. Shapiro

4
5 DATE March 4, 2019

COMMITTEE Rules

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7 **An Ordinance amending Section 177.21 of the Codified Ordinances of the County of**
8 **Summit, entitled “Exempt Contracts,” to exempt intergovernmental agreements and**
9 **intragovernmental agreements from the approval of the Board of Control, for the**
10 **Executive’s Department of Law and Risk Management, and declaring an emergency.**

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12 WHEREAS, Section 177.21 of the Codified Ordinances of the County of Summit,
13 entitled “Exempt Contracts,” provides for certain exemptions from the general requirement that
14 contracts be approved by the Board of Control; and

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16 WHEREAS, the Executive has proposed adding intergovernmental agreements between
17 the County and another political subdivision and intragovernmental agreements between one
18 office, agency, department or division of the County and another office, agency, department or
19 division of the County to the list of contracts exempted under Section 177.21 from approval of
20 the Board of Control because such contracts are not procured from a private entity; and

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22 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
23 that it is necessary and in the best interest of the County to amend Section 177.21 to exempt
24 intergovernmental agreements between the County and another political subdivision and
25 intragovernmental agreements between one office, agency, department or division of the County
26 and another office, agency, department or division of the County from the approval of the Board
27 of Control.

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29 NOW, THEREFORE, BE IT ORDAINED, by the Council of the County of Summit,
30 State of Ohio, that:

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32 SECTION 1

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34 Section 177.21 of the Codified Ordinances of the County of Summit, entitled “Exempt
35 Contracts,” is hereby amended as follows:

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37 **177.21 EXEMPT CONTRACTS.**

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39 (a) Approval of Board of Control not Required. The following contracts shall not
40 require the approval of the Board of Control:

- 41 (1) Grant contracts; and
42 (2) Contracts which are funded by State of Ohio or federal pass-through dollars,
43 for which the County has no discretion in selecting the vendor; and
44 (3) Intergovernmental agreements between the County and another political
45 subdivision; and
46 (4) Intragovernmental agreements between one office, agency, department or
47 division of the County and another office, agency, department or division of
48 the County.

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50 (b) Approval of County Council Required. All grant contracts with an organization exceeding
51 twenty-five thousand dollars (\$25,000.00) in the aggregate in any calendar year shall require the
52 approval of County Council. All contracts with a vendor exceeding twenty-five thousand dollars

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2 PAGE TWO

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4 SECTION 1 (Cont.)

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6 (\$25,000.00) in the aggregate in any calendar year which are funded by the State of Ohio or
7 federal pass-through dollars, for which the County has no discretion in selecting the vendor, shall
8 also require the approval of County Council. Intergovernmental agreements between the County
9 and another political subdivision shall require the approval of County Council.
10 Intragovernmental agreements between one office, agency, department or division of the County
11 and another office, agency, department or division of the County do not require the approval of
12 County Council.

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14 SECTION 2

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16 This Ordinance is hereby declared an emergency in the interest of the health, safety, and
17 welfare of the residents of the County of Summit, and for the further reason that it will
18 immediately clarify whether the aforementioned agreements require the approval of the Board of
19 Control.

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21 SECTION 3

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

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27 SECTION 4

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

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36 INTRODUCED February 11, 2019

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38 ADOPTED March 4, 2019

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41 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

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51 APPROVED March 5, 2019

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54 EXECUTIVE

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56 ENACTED EFFECTIVE March 5, 2019

Voice Vote: YES - 11-0 Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite