

1 ORDINANCE NO. 2011-284

2
3 SPONSOR Mr. Pry

4 DATE June 27, 2011

COMMITTEE Rules

6
7 **An Ordinance amending Section 109.02 of the Codified Ordinances of the County of**
8 **Summit, entitled “Record Reproduction and Fee; Exemption; Actual Cost,” to increase the**
9 **cost for 8 1/2” x 11” or 8 1/2” x 14” copies to ten cents (10¢) per page, for the Executive’s**
10 **Department of Law, and declaring an emergency.**

11
12 WHEREAS, Section 109.02 of the Codified Ordinances of the County of Summit,
13 entitled “Record Reproduction and Fee; Exemption; Actual Cost,” sets forth the procedure and
14 cost for producing public records of the County; and

15
16 WHEREAS, subsection 109.02 currently establishes the cost to be charged to the public
17 for uncertified 8 1/2” x 11” or 8 1/2” x 14” copies at five cents (5¢) per page; and

18
19 WHEREAS, the County Executive has proposed to increase the cost per page charged to
20 the public for the aforementioned copies to ten cents (10¢) per page to more accurately cover the
21 County’s costs; and

22
23 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
24 that it is necessary and in the best interest of the County to amend Section 109.02 of the Codified
25 Ordinances of the County of Summit to increase the cost for 8 1/2” x 11” or 8 1/2” x 14” copies
26 to ten cents (10¢) per page.

27
28 NOW THEREFORE, BE IT ORDAINED, by the Council of the County of summit, State
29 of Ohio, that:

30
31 SECTION 1

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33 Section 109.02 of the Codified Ordinances of the County of Summit, entitled “Record
34 Reproduction and Fee; Exemption; Actual Cost,” is hereby amended as follows:

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36 **“109.02 RECORD REPRODUCTION AND FEE; EXEMPTION; ACTUAL COST.**

- 37
38 (a) Each office, department or division within the County responsible for maintaining
39 public records shall have facilities reasonably available for the reproduction of public
40 records for the benefit of the public.
- 41
42 (b) Upon request, employees responsible for public records shall make copies available
43 within a reasonable period of time.
- 44
45 (c) Uncertified 8 1/2" x 11" or 8 1/2" x 14" copies of public records shall be available at a
46 cost not to exceed ~~five cents (5¢)~~ ten cents (10¢) per page.
- 47
48 (d) Members of the news media covering County of Summit activities and public
49 organizations shall be exempt from paying the fee set out in subsection (c) hereof for
50 resolutions and ordinances of the County Council at the time the Council resolutions
51 have been made available to Council the day of the regular Council meeting. Members
52

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4 SECTION 1 (cont'd.)

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6 of the news media and/or public organizations shall register in writing with the Clerk
7 of Council to receive agenda items.

8
9 (e) Copies of oversized and unconventional records such as computer discs, CD- ROMS,
10 and engineering drawings shall be available at a cost not to exceed the actual cost of
11 reproduction of the record. The office responsible for maintaining such records shall
12 set this fee after it prepares a report documenting its actual costs of reproduction of
13 such records, which report shall be updated each year with the fee being adjusted as
14 required. The report shall also be maintained so that it may be reviewed by the public
15 upon request.”

16
17 SECTION 2

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19 This Ordinance is hereby declared an emergency in the interest of the health, safety and
20 welfare of the citizens of the County of Summit and for the further purpose to immediately
21 amend Section 109.02 of the Codified Ordinances of the County of Summit so that the County
22 can recover its costs in producing public records.

23
24 SECTION 3

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

29
30 SECTION 4

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32 It is found and determined that all formal actions of this Council concerning and relating
33 to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all
34 deliberations of this Council and of any of its committees that resulted in such formal action,
35 were in meetings open to the public, in compliance with all legal requirements, including Section
36 121.22 of the Ohio Revised Code.

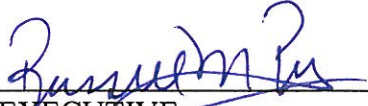
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39 INTRODUCED June 20, 2011

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41 ADOPTED June 27, 2011

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44 
45 CLERK OF COUNCIL


PRESIDENT OF COUNCIL

46
47 APPROVED June 28, 2011

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50 
51 EXECUTIVE

June 28, 2011
ENACTED EFFECTIVE

Voice Vote:11-0 YES: Komunale, Crawford, Feeman, Kostandaras
Kurt, Lee, Prenice, Rodgers, Roemer, Schmidt, Shapiro,