

1 RESOLUTION NO. 2023-340

2

3 SPONSOR Executive Shapiro

4

5 DATE November 13, 2023 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 1/1/24 through 12/31/24, for the Court of**
11 **Common Pleas-Juvenile Division, and declaring an emergency.**

12

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

16

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

27

28 WHEREAS, the Board of Control, at its meeting held on November 1, 2023, awarded a
29 purchase contract to 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 1/1/24 through 12/31/24; and

32

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;

36

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

39

40 SECTION 1

41

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 1/1/24 through 12/31/24 is hereby confirmed, and the Executive is hereby
46 authorized to execute said purchase contract and any other necessary related documents.

47

48 SECTION 2

49

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 2024.

53

1 RESOLUTION NO. 2023-340

2 PAGE TWO

3

4 SECTION 3

5

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.

9

10 SECTION 4

11

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.

17

18

19 INTRODUCED November 13, 2023

20

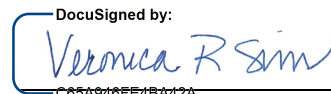
21 ADOPTED November 27, 2023

22

23 DocuSigned by:

487AE1G02A594A7...

25 CLERK OF COUNCIL

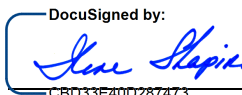
23 DocuSigned by:

C85A940FE45A42A...

25 PRESIDENT OF COUNCIL

26

27 APPROVED November 27, 2023

28

29 DocuSigned by:

CBD33E40D287473...

31 EXECUTIVE

32

33 ENACTED EFFECTIVE November 28, 2023

Voice Vote – YES: 10 – 0: Darrow, Dickinson, Donofrio, McKenney,
Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite
Absent: DeVitis