

ORDINANCE NO. 100-14**AN ORDINANCE AMENDING ORDINANCE NO. 108-11, PASSED JULY 11, 2011, RELATIVE TO THE AGREEMENT WITH REA & ASSOCIATES, INC. FOR THE PREPARATION OF THE ANNUAL AUDIT FOR THE CITY OF MEDINA, AND DECLARING AN EMERGENCY.**

WHEREAS: Ordinance No. 108-11, passed July 11, 2011, authorized the payment of \$35,700 per year to Rea & Associates, Inc. and Dave Yost, Auditor of the State of Ohio for the preparation of the annual audit for the City of Medina for the fiscal periods ending December 31, 2010, 2011, 2012 and 2013.

WHEREAS: That a Modification/Extension Agreement for an increase of \$2,380 to the 2013 contract is required due to additional work performed on a major federal program in accordance with OMBA-133.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the contract amount authorized in Ordinance No. 108-11, passed July 11, 2011, is hereby amended from \$35,700.00 to \$38,080.00 for the fiscal year ending December 31, 2013.

SEC. 2: That the funds to cover the additional services, in the amount of \$2,380 are available in Account No. 001-0707-52226.

SEC. 3: That a copy of the Modification/Extension Agreement is marked Exhibit A, attached hereto, and incorporated herein.

SEC. 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 5: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that payment is expected as soon as possible; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: June 9, 2014

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: June 10, 2014

SIGNED: Dennis Hanwell
Mayor



Dave Yost • Auditor of State

Ord. 100-14
Exh. A

MODIFICATION/EXTENSION AGREEMENT

This Agreement between Auditor of State Dave Yost (Auditor), City of Medina
Medina County (Public Office), and Rea & Associates, Inc. an
independent public accountant (IPA), modifies or extends an existing agreement between these parties as identified
in SECTION I below and incorporated herein by reference. These parties agree to abide by all terms and conditions
of the original agreement, except as specifically identified in Section II below, and that no remuneration will be
granted in relation to work performed under this modification/extension prior to the execution of this
Agreement by all parties.

SECTION I – ORIGINAL CONTRACT INFORMATION

Public Office Name on RFP	<u>City of Medina, Medina, County, Ohio</u>		
Original Contract Period	<u>January 1, 2010 - December 31, 2013</u>		
Date RFP was issued	<u>September 17, 2010</u>	Date MOA Executed	<u>November 23, 2010</u>
Public Office Contact	<u>Keith Dirham</u>	E-mail	<u>kdirham@medinaoh.org</u>
IPA Contact	<u>Zac Morris</u>	E-mail	<u>Zac.Morris@reacpa.com</u>

SECTION II – MODIFICATION/EXTENSION INFORMATION

Modifications are only appropriate for engagement services that were not known at the time of the original proposal and could not have reasonably been anticipated by the parties during the bid process. The hourly rate for modified services should not exceed the hourly rate originally proposed by the IPA firm. If multiple engagement periods are involved with this modification, contact the regional representative noted in the RFP for further instructions.

Fiscal Period(s) Impacted by this Modification/Extension: 2013

Category (check all that apply):

<input type="checkbox"/> Change in Accounting or Auditing Standards	<input type="checkbox"/> Change in Laws or Regulations
<input checked="" type="checkbox"/> Change in Scope	<input type="checkbox"/> Change in Contract Period
<input type="checkbox"/> Other: _____	

Detailed Explanation for Modification/Extension (include any additional reports required):

In the technical proposal, we anticipated on auditing one federal program; however, based on major program determination, the City requires an additional major program to be tested under OMB A-133 requirements.

SECTION II – MODIFICATION/EXTENSION INFORMATION (Continued)

<u>Impact on Cost:</u>	<u>HOURS</u>	<u>RATE</u>	<u>COST</u>	<u>Subcontractor Cost Impact</u>
Original Contract for Impacted Period	525	68.00	\$35,700	
Previous Modification dated: _____				
Previous Modification dated: _____				
Current Modification for Impacted Period	35	68.00	\$2,380	
New Contract Total for Impacted Period	560	68.00	\$38,080	

SECTION III – RECITALS/APPROVAL

Due to the need for a contract modification/extension, as stated in SECTION II above, the parties with intent to be legally bound agree as follows:

1. IPA shall, in the performance of its engagements related to the Public Office for the fiscal period(s) set forth in the original Memorandum of Agreement, previous Modification/Extension Agreements, and in this Agreement, perform all engagement work as set forth in the original Memorandum of Agreement, previous Modifications/Extension Agreements and in this Agreement;
2. In consideration of the modification/extension to the engagement work documented herein, the Public Office shall make payment to the IPA as set forth in the original Memorandum of Agreement, as modified in SECTION II of this agreement above;
3. The performance of the engagement work provided for in this Agreement, and all related payments provided for herein, shall in all respects be subject to the terms and conditions set forth in the prior Contract;
4. Should this modification/extension cause the total hours of the contract to exceed the threshold established for use of a MBE/EDGE subcontractor, the IPA shall follow all minority participation and other relevant requirements of the original contract. If applicable, the required MBE/EDGE subcontractor with respect to this Agreement will be:

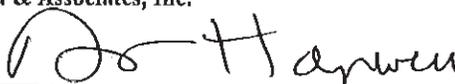
Subcontractor: _____
Address: _____

5. Should this modification/extension involve the use of other subcontractors, the IPA shall follow all relevant requirements of the original contract. If applicable, the other subcontractor with respect to this Agreement will be:

Subcontractor: _____
Address: _____

In the event of any conflict or inconsistency between the provisions of this Agreement and the parties' prior contract, the provisions of this Agreement shall control in all respects.

IN WITNESS WHEREOF, Auditor, Public Office and IPA have executed this agreement.

_____	_____
Rea & Associates, Inc.	Date
	6-10-14
_____	_____
Legislative Authority or Designee for Mayor City of Medina	Date
_____	_____
Auditor of State	Date

Completed forms should be e-mailed to: IPACorrespondence@ohioauditor.gov (or faxed to 866-603-0003)