fully executed

RCA 14-229

ORDINANCE NO. 191-14

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MODIFICATION/EXTENSION AGREEMENT WITH THE AUDITOR OF STATE DAVE YOST AND REA & ASSOCIATES, INC. FOR THE PREPARATION OF THE ANNUAL AUDIT FOR THE CITY OF MEDINA FOR THE FISCAL PERIOD ENDING DECEMBER 31, 2014.

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

SEC. 1: That the Mayor is hereby authorized and directed to enter into a Modification/Extension Agreement with the Auditor of the State of Ohio Dave Yost and Rea & Associates, Inc. for the preparation of the annual audit for the City of Medina for the fiscal period ending December 31, 2014.

SEC. 2: That the funds to cover this service shall not exceed $38,325.00 and 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 this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: November 24, 2014

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: November 25, 2014

SIGNED: Dennis Hanwell
Mayor

Ord. 191-14
Exh. A

Dave Yost • Auditor of State

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	City of Medina		
Original Contract Period	January 1, 2010 through December 31, 2013		
Date RFP was Issued	September 17, 2010	Date MOA Executed	November 23, 2010
Public Office Contact	Keith Dirham	E-mail	kdirham@medinaoh.org
IPA Contact	Dan Watson	E-mail	dan.watson@reacpa.com

SECTION II – MODIFICATION/EXTENSION INFORMATION

Modifications are only appropriate for audit 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 audit periods are involved with this modification, contact the regional representative noted in the RFP for further instructions.

Fiscal Year(s) Impacted by Modification/Extension: January 1, 2014 - December 31, 2014

Category (check all that apply):

____ Change in Accounting or Auditing Standards
____ Change in Laws or Regulations
____ Change in Scope
____ Change in Contract Period
✓ Other: Contract Extension

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

The City of Medina requested an extension to the previous contract for an additional audit period. The extension has been granted per Bob Hinkle.

88 East Broad Street, Columbus, Ohio 43215
Phone: 614-466-4514 or 800-282-0370
www.auditor.state.oh.us

SECTION II – MODIFICATION/EXTENSION INFORMATION (Continued)

Impact on Cost:

		HOURS	RATE	COST
Original Contract				
Previous Modification dated:				
Previous Modification dated:				
Current Modification		525	73	$38,325
New Contract Total		525	73	$38,325

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 audits of Public Office for the fiscal year(s) set forth in the original Memorandum of Agreement and in this Agreement, perform all audit work as set forth in the original Memorandum of Agreement and in this Agreement;

2. In consideration of the modification/extension to the audit 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 audit 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 firm, the IPA shall follow all minority participation requirements of the original contract. If applicable, the required MBE/EDGE 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.

zac.morris@reacpa.com Digitally signed by zac.morris@reacpa.com DN: cn=zac.morris@reacpa.com Date: 2014.11.03 07:17:26 -05'00'

Rea & Associates, Inc. — Date

Dennis Hanwell — 11-25-14

Legislative Authority or Designee for City of Medina Dennis Hanwell, Mayor — Date

lmabele@auditor.state.oh.us Digitally signed by lmabele@auditor.state.oh.us DN: cn=lmabele@auditor.state.oh.us Date: 2014.11.30 20:45:54 -05'00'

Auditor of State — Date

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