

RESOLUTION NO. 2009-334

LATE FILING

SPONSOR Mr. Pry

DATE September 14, 2009

COMMITTEE Personnel

A Resolution authorizing the County Executive to execute a contract, subject to the approval of the Board of Control, with Express Med Pharmacy Services, Inc. to serve as the County's pharmacy benefits manager and to operate a mail-order and retail pharmacy on behalf of the County, for the period of January 1, 2010 through December 31, 2010, with three options to renew for a period of one year each, for the Executive's Department of Insurance and Risk Management, and declaring an emergency.

WHEREAS, the County's agreement with its current pharmacy benefits manager is set to expire on December 31, 2009; and

WHEREAS, in addition to seeking a pharmacy benefits manager, the County Executive wishes to establish a County pharmacy, located at the County's South Main Street facilities in Akron, Ohio, to serve as both a mail order pharmacy for County employees and a retail pharmacy for both County employees and the public; and

WHEREAS, by establishing said pharmacy, the Executive believes that the cost of providing prescription drug benefits to County employees will be reduced and the public will benefit from the availability of low-cost prescriptions from the pharmacy; and

WHEREAS, the Executive has solicited proposals from several entities to serve as the pharmacy benefits manager and to operate a mail-order and retail pharmacy on behalf of the County; and

WHEREAS, upon reviewing the proposals, the Executive has determined that Express Med Pharmacy Services, Inc. is best situated to serve as the County's pharmacy benefits manager and the operator of the mail-order and retail pharmacy on behalf of the County; and

WHEREAS, this Council finds and determines that it is necessary and in the best interest of the County to authorize the Executive to execute a contract with Express Med Pharmacy Services, Inc. to serve as the County's pharmacy benefits manager and to serve as the operator of a mail-order and retail pharmacy on behalf of the County.

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

SECTION 1

The County Executive is hereby authorized to execute an agreement, subject to approval by the Board of Control, with Express Med Pharmacy Services, Inc., to serve as the County's pharmacy benefits manager and to serve as the operator of a mail-order and retail pharmacy on behalf of the County for the period of January 1, 2010 through December 31, 2010, with three options to renew for a period of one year each. Said pharmacy shall be located at the County's facilities on South Main Street in Akron, Ohio and shall be open to all County employees for mail-order purposes and all County employees and the public for retail purposes. Express Med Pharmacy Services, Inc. shall pay to the County the sum of \$38,000.00, payable in equal

SECTION 1 (Cont.)

monthly installments of \$3,166.67, as a facility fee for the use of County space to operate the pharmacy, for the period of January 1, 2010 through December 31, 2010, said amount increasing by 3% in subsequent years and being deposited into the general fund. Express Med Pharmacy Services, Inc. shall also pay the County a management fee for the operation of the pharmacy in the amount of 30% of the net profits generated from the pharmacy, which shall be deposited into the insurance fund and may be used for grants to health and social service non-profit entities. Express Med Pharmacy Services, Inc. shall provide pharmacy benefits management services at the rate established in its proposal to the County.

SECTION 2

This Resolution is hereby declared an emergency in the interest of the health, safety, and welfare of the citizens of the County of Summit, and for the further reason to immediately enter into said agreement so that the County and Express Med Services, Inc. may prepare the space for the pharmacy.

SECTION 3

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

SECTION 4

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

INTRODUCED August 24, 2009

ADOPTED September 14, 2009


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

APPROVED September 15, 2009


EXECUTIVE

September 15, 2009

ENACTED EFFECTIVE _____

Voice Vote: 10-0 YES: Comunale, Crawford, Crossland, Feeman, Kostandaras
Poda, Prentice, Rodgers, Schmidt, Smith ABSENT: Shapiro