

RESOLUTION NO 2009-088

First Reading Passage Requested

J. Dodson

SPONSOR Mr. Pry, Mr. Crawford and Council of the Whole

DATE March 16, 2009

COMMITTEE: Finance

A Resolution authorizing the County Executive to execute any applications, agreements or other documents necessary to obtain funds from any agency, department or office of the federal government, State of Ohio, or any political subdivision thereof that are authorized by or derive from the American Recovery and Reinvestment Act of 2009, for the Executive, and declaring an emergency.

WHEREAS, the United States Congress has passed the American Recovery and Reinvestment Act of 2009 (the "Act"), which was signed into law by President Barack Obama on February 17, 2009; and

WHEREAS, the Act is intended to provide a stimulus to the United States' economy in the wake of the recent economic downturn; and

WHEREAS, the Act includes stimulus funding for social welfare, education, health care, infrastructure and energy programs and projects; and

WHEREAS, Summit County is experiencing the same economic downturn that has gripped most of the rest of the United States, and will benefit from the receipt of the stimulus funds available under the Act; and

WHEREAS, the Executive anticipates that funds will be available through both the federal and state governments under the Act for various County projects and programs; and

WHEREAS, as of the date of the passage of this Resolution, the processes to receive funds for the various projects and programs have not yet been established by the federal and state governments; and

WHEREAS, although the processes to receive funds have not yet been established, the Executive anticipates that once those processes are approved and funds are available, it will be critical for the County to move quickly and efficiently to obtain said funds; and

WHEREAS, because time is of the essence in being able to apply for and obtain any available stimulus funds, it is in the best interest of the County and its residents for this Council to provide prior authorization to the County Executive to execute any applications, agreements or other documents that are necessary to obtain stimulus funds under the Act.

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 any applications, agreements or other documents necessary to obtain funds from any agency, department or office of the federal government, State of Ohio, or any political subdivision thereof, that are authorized by or derive from the American Recovery and Reinvestment Act of 2009. Said authority extends to applications, agreements and other documents that would result in the County obtaining total

funding for any project or program or partial funding for any project or program, provided that any County match is not inconsistent with the amounts set forth in the 2009-2014 Capital Improvement Plan adopted by this Council in Resolution No. 2009-048. Said authorization shall not extend to authorizing the County Executive to enter into an agreement for the design, management or construction of any project, said contracts remaining subject to Chapter 177 of the Codified Ordinances of the County of Summit.

SECTION 2

The County Executive is further authorized to execute any document necessary to assist any Summit County community or political subdivision obtain funds from the American Recovery and Reinvestment Act of 2009, provided said document does not obligate funds of the County.

SECTION 3

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 purpose of immediately authorizing the County Executive to execute the aforementioned documents to ensure timely receipt of any funds from the American Recovery and Reinvestment Act of 2009.

SECTION 4

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 possible time provided by law.

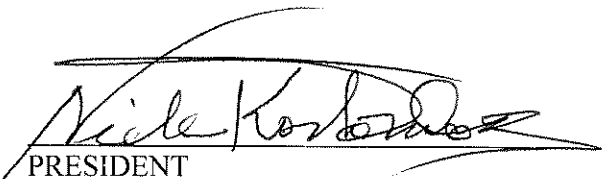
SECTION 5

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 March 2, 2009

ADOPTED March 16, 2009


CLERK OF COUNCIL


PRESIDENT

APPROVED March 16, 2009


EXECUTIVE

March 16, 2009
ENACTED EFFECTIVE

Voice Vote: 11-0 YES: Crossland, Schmidt, Comunale, Poda, Prentice
Smith, Crawford, Feeman, Rodgers, Shapiro, Kostandaras