

RESOLUTION NO. 2009-047

SPONSOR Mr. Pry

DATE February 9, 2009

COMMITTEE: Finance

A Resolution authorizing the exemption of the types of purchases stated in Section 177.23 of the Codified Ordinances of the County of Summit, entitled "Purchases not exceeding \$1,000.00," from pre-certification of the availability of funds by the County Fiscal Office, effective from 1/1/09 through 12/31/09, for the Executive's Department of Finance and Budget, and declaring an emergency.

WHEREAS, Section 5705.41(D)(2) of the Ohio Revised Code authorizes the exemption of purchases not exceeding \$1,000.00 from pre-certification, authorizes a county to set the period for filing notice of such purchases with the county auditor, permits the notice to be electronic or written and requires the notice to state the specific appropriation item from which the expenditure is to be made; and

WHEREAS, County Council enacted Section 177.23 of the Codified Ordinances of the County of Summit, entitled "Purchases not exceeding \$1,000.00," to exempt certain types of purchases not exceeding \$1,000.00 from pre-certification of the availability of funds by the County Fiscal Officer; and

WHEREAS, Section 5705.41(D) requires a county to adopt an annual resolution authorizing exemptions from pre-certification and grants the county auditor a fifteen (15) day review and comment period prior to the adoption of the resolution; and

WHEREAS, Section 177.23(c) requires Council to pass an annual resolution authorizing exemptions from pre-certification and grants the Fiscal Officer a fifteen (15) day review and comment period prior to the adoption of the resolution; and

WHEREAS, it is necessary to adopt an annual resolution for 2009 for the aforementioned reasons; and

WHEREAS, the County Fiscal Officer has been afforded the required comment and review period, prior to the adoption of this Resolution; and

WHEREAS, this Council has determined, by reviewing all pertinent information, that authorizing the exemption of the types of purchases stated in Section 177.23 of the Codified Ordinances from pre-certification of the availability of funds by the Fiscal Officer, effective from 1/1/09 through 12/31/09, is necessary and in the best interest of the County.

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

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SECTION 1

The types of purchases stated in Section 177.23 of the Codified Ordinances of the County of Summit, entitled "Purchases not exceeding \$1,000.00," are hereby authorized as exempt from the pre-certification of the availability of funds by the County Fiscal Officer, effective 1/1/09 through 12/31/09.

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 that it is necessary in order to authorize the exemption of the types of purchases stated in Section 177.23 of the Codified Ordinances from pre-certification of the availability of funds by the County Fiscal Officer, effective from 1/1/09 through 12/31/09.

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,

INTRODUCED February 9, 2009

ADOPTED February 9, 2009


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

APPROVED February 16, 2009


EXECUTIVE

ENACTED EFFECTIVE February 16, 2009

Voice Vote: 9-0 YES: Crossland, Schmidt, Comunale, Poda, Smith, Crawford
Feeman, Rodgers, Kostandaras, ABSENT: Prentice & Shapiro