

1 RESOLUTION NO. 2010-043

2
3 SPONSOR Mr. Pry

4
5 DATE February 8, 2010 COMMITTEE Finance

6
7 **A Resolution authorizing the exemption of the types of purchases stated in Section 177.23**
8 **of the Codified Ordinances of the County of Summit, entitled "Purchases not exceeding**
9 **\$1,000.00," from pre-certification of the availability of funds by the County Fiscal Office,**
10 **effective from 1/1/10 through 12/31/10, for the Executive's Department of Finance and**
11 **Budget, and declaring an emergency.**

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

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

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

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

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32 WHEREAS, it is necessary to adopt an annual resolution for 2010 for the aforementioned
33 reasons; and

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

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38 WHEREAS, this Council has determined, by reviewing all pertinent information, that
39 authorizing the exemption of the types of purchases stated in Section 177.23 of the Codified
40 Ordinances from pre-certification of the availability of funds by the Fiscal Officer, effective from
41 1/1/10 through 12/31/10, is necessary and in the best interest of the County.

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

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46 SECTION 1

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48 The types of purchases stated in Section 177.23 of the Codified Ordinances of the County
49 of Summit, entitled "Purchases not exceeding \$1,000.00," are hereby authorized as exempt from
50 the pre-certification of the availability of funds by the County Fiscal Officer, effective 1/1/10
51 through 12/31/10.

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2 PAGE TWO

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4 SECTION 2

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6 This Resolution is hereby declared an emergency in the interest of the health, safety and
7 welfare of the citizens of the County of Summit and for the further reason that it is necessary in
8 order to authorize the exemption of the types of purchases stated in Section 177.23 of the
9 Codified Ordinances from pre-certification of the availability of funds by the County Fiscal
10 Officer, effective from 1/1/10 through 12/31/10.

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12 SECTION 3

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

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19 SECTION 4

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21 It is found and determined that all formal actions of this Council concerning and relating
22 to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all
23 deliberations of this Council and of any of its committees that resulted in such formal action,
24 were in meetings open to the public, in compliance with all legal requirement, including Section
25 121.22 of the Ohio Revised Code.

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28 INTRODUCED January 25, 2010

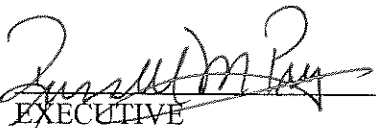
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30 ADOPTED February 8, 2010

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33 _____
34 CLERK OF COUNCIL



PRESIDENT OF COUNCIL

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36 APPROVED February 8, 2010

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41 EXECUTIVE

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43 ENACTED EFFECTIVE February 8, 2010

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