

1 RESOLUTION NO. 2011-546

First Reading Passage Requested

B. Nelsen

2
3 SPONSOR Mr. Pry

4
5 DATE December 12, 2011

COMMITTEE: Finance

6
7 **A Resolution approving and adopting a temporary operating budget for the Board of**
8 **Elections for the period January 1, 2012 to March 31, 2012, for the Executive's Department**
9 **of Finance and Budget, and declaring an emergency.**

10
11 WHEREAS, pursuant to Chapter 3.03(5) of the Charter of the County of Summit, Section
12 183.03 of the Codified Ordinances of the County of Summit and Section 5705.38 of the Ohio
13 Revised Code, this Council must adopt an annual or temporary budget and appropriation
14 measure for each office, department or agency funded by the County, no later than December
15 31st for the following year; and

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17 WHEREAS, this Council may adopt a temporary budget and appropriation measure on or
18 before December 31st for an office, department or agency pursuant to Section 183.03 of the
19 Codified Ordinances of the County of Summit and Section 5705.38 of the Ohio Revised Code,
20 until an amended certificate of estimated resources for the County of Summit is received based
21 on the actual balances available on said certificate for the budget year, and to more fully examine
22 and monitor the operating costs of the Board of Elections for the first three months of 2012; and

23
24 WHEREAS, in the event this Council adopts a temporary budget and appropriation
25 measure on or before December 31st, it must adopt a full annual operating budget no later than
26 April 1st of the budget year; and

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28 WHEREAS, the Board of Elections has submitted a budget request for 2012 of
29 \$9,277,500, which is far in excess of the \$4,699,900 budget for the Board of Elections submitted
30 by the County Executive to this Council, and which is approximately almost 10% of the
31 County's anticipated general fund revenue for 2012; and

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33 WHEREAS, the budget request from the Board of Elections comes at a time when every
34 other office, agency and department funded by the general fund have been forced to reduce their
35 expenditures based on declining revenues of the County, including reductions in State funding
36 for mandated services; and

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38 WHEREAS, the Board of Elections budget request would exceed the amount of reserve
39 funds in the general fund that the Executive's Department of Finance and Budget anticipates to
40 be available for 2012, thereby potentially harming the County's financial position and credit
41 rating and depleting the funds necessary for other mandatory and essential functions of the
42 County; and

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44 WHEREAS, given the Board of Election's request and the County's current financial
45 situation, this Council determines that it is necessary and prudent to adopt a temporary budget
46 and appropriation measure for the Board of Elections until an amended certificate of resources is
47 received based on the actual balances available for 2012 and to more fully examine and monitor
48 the operating costs of the Board of Elections for the first three months of 2012; and

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50 WHEREAS, based upon the appropriations and expenditures of boards of elections in
51 similarly sized counties in the State, prior comments and writings from the Board of Elections
52 regarding the overstaffed and inefficient nature of operations at the Board of Elections and such

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4 other evidence provided to this Council in a hearing on December 5, 2011, this Council finds and
5 determines that the temporary budget and appropriation measure contained in this Resolution
6 constitutes an appropriation which is sufficient to provide for the necessary and proper expenses
7 of the board of elections pertaining to the conduct of elections in Summit County during the
8 period of January 1, 2012 to March 31, 2012; and
9

10 WHEREAS, this Council shall adopt a full 2012 operating budget and appropriation
11 measure for the Board of Elections no later than April 1, 2012 that will be sufficient to provide
12 for the necessary and proper expenses of the board of elections pertaining to the conduct of
13 elections in Summit County for the balance of 2012.
14

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

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18 SECTION 1

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20 The temporary operating budget for the Board of Elections for the period of January 1,
21 2012 to March 31, as contained in the following line item appropriations, is hereby approved and
22 adopted as follows:
23

BOARD OF ELECTIONS

Salaries-Official	10003-1600-20051	17,925.00
Salaries-Non-Bargaining	10003-1600-20501	502,600.00
Overtime	10003-1600-20525	35,000.00
Salaries-Part-Time	10003-1600-24901	139,125.00
Salaries-Boothworkers	10003-1600-24901	290,000.00
Fringe Benefits	10003-1600-25501	235,480.00
Internal Services Exp.	10003-1600-30401	10,875.00
Supplies	10003-1600-30501	25,000.00
Travel/Continuing Education	10003-1600-37501	3,500.00
Motor Vehicle Fuel/Repair	10003-1600-40501	750.00
Contract Services	10003-1600-45501	190,000.00
Rentals/Leases	10003-1600-54501	25,000.00
Advertising/Printing	10003-1600-58501	20,000.00
Other	10003-1600-60501	2,500.00
DEPARTMENT TOTAL		1,497,755.00

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25 SECTION 2

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27 The aforementioned temporary budget and appropriations for the Board of Elections are
28 being adopted until an amended certificate of estimated resources for the County of Summit is
29 received based on the actual balances available on said certificate for 2012 and to more fully
30 examine and monitor the operating costs of the Board of Elections for the first three months of
31 2012. Pursuant to Section 5705.38 of the Ohio Revised Code, a full operating budget and
32 appropriation measure for 2012 shall be adopted by this Council no later than April 1, 2012.
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4 SECTION 3

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6 The County Fiscal Officer is hereby authorized and directed to effect the within
7 appropriations.

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9 SECTION 4

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11 The County Executive's Department of Finance and Budget shall submit to County
12 Council a report of actual monthly revenues and expenditures for the Board of Elections, to be in
13 compliance with Section 2.03(8)(c) of the Charter of the County of Summit.

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15 SECTION 5

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17 This Resolution is hereby declared to be an emergency in the interest of the health, safety
18 and welfare of the citizens of the County of Summit and for the further reason that it is necessary
19 to immediately appropriate said funds prior to January 1, 2012 for the continued operation of the
20 Board of Elections.

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22 SECTION 6

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


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28 SECTION 7

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30 It is found and determined that all formal actions of this Council concerning and relating
31 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
32 deliberations of this Council and of any of its committees that resulted in such formal action,
33 were in meetings open to the public, in compliance with all legal requirements, including Section
34 121.22 of the Ohio Revised Code.

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37 INTRODUCED December 12, 2011

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39 ADOPTED December 12, 2011

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44 CLERK OF COUNCIL

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48 PRESIDENT OF COUNCIL

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50 APPROVED December 13, 2011

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54 EXECUTIVE

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56 December 13, 2011
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58 ENACTED EFFECTIVE

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60 Voice Vote:8-0: Comunale, Crawford, Feeman, Kurt, Lee, Roemer, Schmidt, Shapiro
61 ABSENT: Kostandaras, Prentice, Rodgers