

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

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Meeting Date: October 6, 2009       Consent       Regular  
                                                                  Public Hearing

Department \_\_\_\_\_

Submitted By: COUNTY ATTORNEY

Submitted For: Office of Financial Management & Budget

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I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to adopt: a Resolution authorizing the Clerk & Comptroller to issue and release County warrants to pay the debts of the County prior to presentation of the warrant list to the Board; repealing resolution R-96-990; and providing an effective date.

**Summary:** Warrants for payments to vendors for goods and services provided to the County have been delayed awaiting prior Board approval of those warrants on a warrant list. The Clerk & Comptroller should be permitted to issue warrants for such payments that have been authorized and pre-audited. Board adoption of this Resolution will permit the Clerk to issue warrants to pay for goods and services provided to the County without prior Board approval after the Clerk determines that the expenditure is legal and within available budgeted funds. Any such early released warrants issued by the Clerk will be presented to the Board on the next Clerk's warrant list. Countywide (PFK)

**Background and Justification:** The Florida Attorney General (AGO2001-29) has stated that once the Board finds an expenditure meets a public purpose by entering into an agreement for goods or services to be provided to the County, the Clerk may issue a warrant to pay for such goods or services without further Board action. This Resolution (and the repeal of R96-990) will permit that action by the Clerk.

**Attachments:**

1. Resolution
2. Resolution R96-990

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Recommended by: \_\_\_\_\_

Department Director

Date

9/25/09

Approved by: \_\_\_\_\_

N/A

Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2010	2011	2012	2013	2014
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<b>*</b> _____	_____	_____	_____	_____
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	_____	_____	_____	_____	_____

Is Item Included in Current Budget? Yes \_\_\_\_\_ No \_\_\_\_\_

Budget Account No.: Fund \_\_\_\_\_ Department \_\_\_\_\_ Unit \_\_\_\_\_ Object \_\_\_\_\_

Reporting Category \_\_\_\_\_

**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

**C. Departmental Fiscal Review:** \_\_\_\_\_

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Development and Control Comments:**

\* De minimis loss of interest revenue.

*[Signature]*  
 \_\_\_\_\_  
 OFMB  
 9/14/09

*[Signature]* 9/16/09  
 \_\_\_\_\_  
 Contract Development and Control

**B. Legal Sufficiency:**

*[Signature]* 9/10/09  
 \_\_\_\_\_  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director

**THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.**

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RESOLUTION NO. R-2009-\_\_\_\_\_

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CLERK & COMPTROLLER TO ISSUE AND RELEASE COUNTY WARRANTS TO PAY THE DEBTS OF THE COUNTY PRIOR TO PRESENTATION OF THE WARRANT LIST TO THE BOARD; REPEALING RESOLUTION R-96-990; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, authorizes the issuance and release of County Warrants to pay the debts of the County during each regularly scheduled meeting of the Board; and

WHEREAS, by approval of County Ordinance 05-062, the Board has approved every contract entered into and every award made in accordance with the purchasing code in an amount less than two hundred thousand dollars (\$200,000) per annum, and

WHEREAS, from time to time it becomes necessary for the Board to cancel a regularly scheduled Board meeting or to schedule Board meetings more than two weeks apart, which results in delayed Board approval for the issuance of warrants for goods and services provided to the County, and

WHEREAS, the Board finds it to be in the public's best interest that the vendors providing goods and services for the continual operations of the County be paid timely for such goods and services.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:**

1. The Clerk & Comptroller is hereby authorized to issue and release warrants to pay the debts of the County that shall have matured, at such time as the payment of such debts have been authorized by the Department Heads and Division Directors who are authorized to approve vouchers for payment of such debts, and which debts have been pre-audited by the Clerk & Comptroller's Office and have been determined to be legal and within available budgeted funds.

2. All warrants released by the Clerk & Comptroller shall be included on Warrant List presented at the next meeting of the Board.

3. The Clerk & Comptroller is hereby authorized to issue and release warrants to pay all other debts of the County that shall have matured, at such time as, the payment of such debts have been authorized by the Department Heads and Division Directors who are authorized to approve vouchers for payment of such debts, which debts have been pre-audited by the Clerk & Comptroller's Office and determined to be legal and within available budgeted funds, to ensure timely payment to vendors providing goods and services essential to the continual operations of the County.

4. Resolution R-96-990 is hereby repealed.

5. This Resolution shall take effect immediately upon its adoption.

The foregoing Resolution was offered by Commissioner \_\_\_\_\_ who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

COMMISSIONER JOHN F. KOONS, Chairman	_____
COMMISSIONER BURT AARONSON, Vice Chairman	_____
COMMISSIONER KAREN T. MARCUS	_____
COMMISSIONER SHELLEY VANA	_____
COMMISSIONER STEVEN L. ABRAMS	_____
COMMISSIONER JESS R. SANTAMARIA	_____
COMMISSIONER PRISCILLA TAYLOR	_____

The Chairman thereupon declared the Resolution duly passed and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK, CLERK & COMPTROLLER

By: \_\_\_\_\_  
Deputy Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: Paul F. J.  
Assistant County Attorney

RESOLUTION NO. R-96-990

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CLERK OF THE BOARD TO ISSUE AND RELEASE COUNTY WARRANTS TO PAY THE DEBTS OF THE COUNTY DURING CANCELED BOARD MEETINGS.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, authorizes the issuance and release of County Warrants to pay the debts of the County during each regularly scheduled meeting of the Board; and

WHEREAS, from time to time it becomes necessary for the Board of County Commissioners to cancel a regularly scheduled meeting;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that the Clerk of this Board be and is hereby authorized to issue and release Warrants to pay the debts of the County that shall have matured, at such time as a regularly scheduled meeting of the Board has been canceled, the payment of which debts have been authorized by the Department Heads and Division Directors who are authorized to approve vouchers for payment of such debts and for which payment has been pre-audited, by the Clerk's Office and found to be within available budgeted funds.

The foregoing Resolution was offered by Commissioner          Marcus         , who moved its adoption. The motion was seconded by Commissioner          Roberts          and, upon being put to a vote, the vote was as follows:

COMMISSIONER KEN L. FOSTER	-Aye
COMMISSIONER BURT AARONSON	-Absent
COMMISSIONER MAUDE FORD LEE	-Aye
COMMISSIONER MARY MCCARTY	-Absent
COMMISSIONER KAREN T. MARCUS	-Aye
COMMISSIONER WARREN H. NEWELL	-Aye
COMMISSIONER CAROL A. ROBERTS	-Aye

The Chairman thereupon declared the Resolution duly passed and adopted this   23   day of   July  , 1996.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

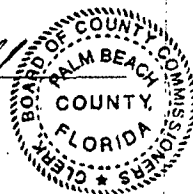
PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

Dorothy H. Wilken, Clerk

By:                                   
County Attorney

By: Michelle Hall  
Deputy Clerk

R96 990 D



RECORDER'S MEMO: Legibility of Writing, Typing or Printing unsatisfactory in this document when received.

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