

RESOLUTION R - 03-83

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, ACCEPTING A GIFT TO THE COUNTY; MAKING RELATED FINDINGS; PROVIDING FOR SEVERABILITY; PROVIDING CONFLICTING RESOLUTIONS BE SUPERCEDED; AND PROVIDING FOR EFFECTIVE DATES.

WHEREAS, Manatee County government engages in significant purchasing activity, pursuant to applicable purchasing and ethics laws, to meet its operational needs; and

WHEREAS, during the course of such purchasing activity, manufacturers at times will offer unsolicited gifts by way of appreciation for the purchase, to build customer relations, to introduce a related product, or other valid business reason; and

WHEREAS, Florida's ethics laws contemplate that gifts of this nature be received by the government entity as opposed to being received by a particular employee; and

WHEREAS, a provider of veterinary supplies to the County's Animal Services Division has recently notified the County that it has given the Public Safety Department a DVD player as an unsolicited gift in appreciation for the County's purchase; and

WHEREAS, this gift was not part of the procurement process and in no way was offered in advance to induce, nor was it known by the County so as to induce, the procurement decision in question; and

WHEREAS, the Board of County Commissioners of Manatee County finds that it is in the County's best interests to accept this gift on behalf of the County so that it may be used for County operations

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Manatee County, Florida, that:

1. The unsolicited gift of a CyberHome DVD player from Burns Veterinary Supply, Inc., of Farmers Branch, Texas, valued at \$90, is hereby accepted on behalf of Manatee County.
2. The County Administrator will see to it that the player is properly taken into the County's inventory as appropriate, and shall decide how the player shall be used by the County.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon its adoption.

BE IT FURTHER RESOLVED that any existing Resolution or portion thereof of the Board of County Commissioners which contains terms or provisions which are in direct conflict with and cannot be harmonized with the provisions of this Resolution shall, as to such terms or provisions, be deemed as superceded by this Resolution.

BE IT FURTHER RESOLVED that the provisions of this Resolution are severable such that the invalidity of any one provision shall not operate to invalidate any other provision.

PASSED AND DULY ADOPTED by the Board of County Commissioners of Manatee County, Florida, with a quorum present and voting, this 15th day of April, 2003.

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

ATTEST:
R.B. SHORE
CLERK OF THE CIRCUIT COURT

By: *Susan P. Romine*

By: *Jonathan Bruce*
Jonathan Bruce, Chairman

