

RESOLUTION 11-241

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, RESCINDING RESOLUTIONS 93-22 AND 09-73; MAKING RELATED FINDINGS; PROVIDING FOR SEVERABILITY AND TREATMENT OF CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Resolution 93-22 was adopted to require private businesses contracting with the County to adopt and adhere to complex and costly drug regulations for their employees; and

WHEREAS, this Resolution was adopted to implement a provision in a prior version of the County's Purchasing Code which has long since been repealed; and

WHEREAS, this Resolution is largely supplanted by newer state and federal laws dealing with drug-free workplaces, which in some cases are legally inconsistent with the older Resolution; and

WHEREAS, the County Attorney's Office has advised that since the Resolution is now inconsistent with the Purchasing Code and state and federal law, adds to County staff workload to administer, and has not actively been enforced by the County for many years, it should be rescinded; and

WHEREAS, Resolution 09-73 granted authority to the County's Purchasing Official to execute certain agreements in an expedited manner though this authority is now included in the Purchasing Code, resulting in the Resolution becoming redundant and obsolete; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Manatee County, Florida, that Resolutions 93-22 and 09-73 are hereby rescinded.

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and cannot be harmonized with the provisions of this Resolution shall, as to such terms or provisions, be deemed as superseded by this Resolution.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.

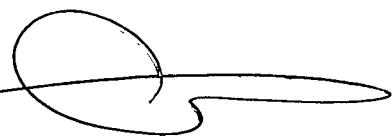
BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

PASSED AND DULY ADOPTED by the Board of County Commissioners of Manatee County, Florida, with a quorum present and voting, this 21st day of November, 2011.

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

By: 
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

By: 
Carol Whitmore—Chairman

