

RECORD OF RESOLUTION

Resolution No. 2023-R-06 Passed June 5, 2023
YEAR

VILLAGE COUNCIL OF NORTH FAIRFIELD, OHIO RESOLUTION NO. 2023-R-06

GIFT AND DONATION POLICY (See also ORC 9.20)

A RESOLUTION ESTABLISHING A GIFT AND DONATION POLICY FOR THE VILLAGE

WHEREAS, Section 9.20 of the Ohio Revised Code provides that a municipal corporation or the legislative authority, may receive by gift, devise, or bequest moneys, lands, or other properties, for their benefit may hold and apply the moneys, lands, or properties according to the terms of the gift, devise, or bequest; and

WHEREAS, the Fiscal Officer / Council Clerk reports that a previous gift or donation policy for the village was unable to be located; and

WHEREAS, the village now wishes to adopt a Gift and Donation Policy to provide fair and reasonable rules for the acceptance and recognition of gifts and donations.

NOW THEREFORE, BE IT RESOLVED, BY COUNCIL, THE LEGISLATIVE AUTHORITY OF THE VILLAGE OF NORTH FAIRFIELD, STATE OF OHIO, (RC 731.18) to wit:

SECTION 1. That Village Council hereby adopts the following written policy for the use of credit card accounts:

VILLAGE OF NORTH FAIRFIELD, OHIO GIFT AND DONATION POLICY

PURPOSE:

To establish a policy to provide fair and reasonable rules for the acceptance and recognition of gifts and donations to the village.

I. CASH / MONETARY GIFTS/DONATIONS.

A. Less than \$100.00

Shall be recognized by the Village Fiscal Officer by reporting the gift donor, the gift/donation amount, and the gift/donation purpose (if any).

B. \$100 or more but less than \$500.

All monetary gifts or donations over of \$500 or less shall only be accepted by Motion of Council approved by a majority of members

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present. Each motion shall state the gift donor, the gift/donation amount, and the gift/donation purpose (if any).

C. Over\$500

All monetary gifts or donations \$500 or more shall only be accepted by Resolution. Each Resolution shall include the gift donor, the gift/donation amount, and the gift/donation purpose (if any).

II. GIFTS/DONATIONS OF PERSONAL PROPERTY; GIFTS-IN-KIND.

A. Definition. *Gifts of personal property or gifts-in-kind are non-cash donations of materials, equipment or other long-lived assets that served a municipal purpose of the village.*

B. *All donations of personal property shall only be accepted by Resolution, describing the personal property, the donor, and the specified purpose if any.*

III. GIFTS/DONATIONS OF REAL ESTATE.

All gifts or donations of real estate shall only be accepted by Ordinance detailing the parcel #, property address, and gift donor. The Ordinance shall state and specify the purpose of the gifted property.

IV. GIFTS/DONATIONS FROM CURRENT OR FORMER VILLAGE OFFICIALS AND EMPLOYEES.

Gifts/donations from current or former village officials or employees upon the compliance with the policies herein.

V. PROHIBITION.

A. *Donations shall not be accepted for the purpose of influencing any village official.*

B. *Village officials shall not endorse donor's goods or services.*

CROSS REFERENCES:

Receipt of gift by public authority – Ohio R.C. 9.20

Care of property donated for park purposes. - Ohio R.C. 755.19

See also ORC102.03(F); Ohio Ethic Informal Opinion 2022-INF-0520, Adv.Ops No. 86-003 and 89-002

History:

Adopted the 5th day of June, 2023 by Resolution No.: 2023-R-06.

SECTION 2. Any and all previous donation/gift policies are hereby rescinded and repealed.

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SECTION 3. The clerk is instructed to compile and organize this and all active village policies into a manual or handbook of its general policies and procedures and reference the contents with a table of contents.

SECTION 4. PUBLIC MEETING. That it is found and determined that all formal actions of this public body concerning or relating to the passage of this Resolution / Ordinance were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that resulted in such formal action, were in public meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

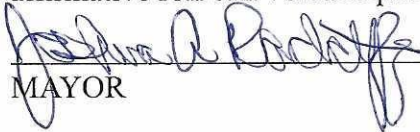
WHEREFORE, this legislation shall be in full force and effect from and after the earliest period allowed by law.

PASSED AND ADOPTED on this 5 day of June, 2023.

AUTHENTICATION and ATTESTATION

(RC 731.20)

We hereby attest and affirm that the foregoing Ordinance/Resolution received the necessary affirmative roll call votes required for passage by R.C. 731.17.


MAYOR


FISCAL OFFICER

Vote on the passage was taken by yeas and nays and entered upon the journal as follows R.C. 731.17(A)(3):

YEAS: 5 NAYS: 0 ABSTAIN: 0

First Reading: April 3, 2023

Second Reading: May 1, 2023 [may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2)]

Third Reading: June 5, 2023 [may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2)]

DRAFTED BY AND APPROVED AS TO FORM:


VILLAGE SOLICITOR, Steve Palmer

CERTIFICATE OF POSTING

(RC 731.25)

I hereby certify that pursuant to R.C. 731.25, a succinct summary of the above legislation was posted in not less than five of the most public places in the municipal corporation as determined by the legislative authority (See Ord 2019-O-12) for a period of not less than fifteen days prior to the effective date at the following locations:

- 1) Fiscal Officer Office, 3 East Main St., North Fairfield, Ohio; and
- 2) North Fairfield Village Hall, 3 East Main St., North Fairfield, Ohio; and
- 3) North Fairfield Public Library, 5 East Main St., North Fairfield, Ohio; and
- 4) North Fairfield Post Office, 1 North Main St., North Fairfield, Ohio; and
- 5) Electronically online at official Village website


FISCAL OFFICER