RESOLUTION NUMBER 2012- 08

RESOLUTION ESTABLISHING POLICY REQUIRING DISCLOSURE OF CONTRACTS WITH RELATIVES

WHEREAS, the Board of County Commissioners of Warrick County, Indiana has determined that there is a need to establish a policy requiring disclosure of contracts with the county and relatives of certain county officials.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF WARRICK COUNTY, INDIANA THAT:

Section 1. Definitions

The following definitions shall apply in the interpretation and the enforcement of this Resolution:

A. "Elected official" means a County Commissioner or County Council member.

B. "Relative" means any of the following:

1. Spouse;
2. Parent or step parent;
3. A child or step child;
4. Brother, sister, step brother or step sister;
5. A niece or nephew;
6. An aunt or uncle; or
7. A daughter-in-law or son-in-law.

An adopted child of an individual is treated as a natural child of the individual. The terms "brother" and "sister" shall include a brother or sister by half blood (a common parent).

Section 2. Application to Certain Contracts

The County may enter into a contract or renew a contract for the procurement of goods and services or a contract for public works with and individual who is a relative of an elected official or a business entity that is wholly or partially owned by a relative of an elected official only if disclosure requirements under this Resolution are satisfied.

Contracts in existence at the time the term of office of the elected official begins are not affected until those contracts are renewed.

Section 3. Disclosure of Contracts with Relatives

An elected official whose relative enters into a contract with the County shall file a full disclosure of that contract.

Disclosure statement must be in writing, describe the contract or purchase to be made by the county, describe the relationship that the elected official has to the individual or business entity that contracts or purchases, and be affirmed under penalty of perjury.

Disclosure statement must be submitted to the Board of County Commissioners *(County Council in Lake, St. Joseph and Marion Counties)* and be accepted by the Board *(Council)* in a public meeting prior to final action on the contract on or purchase.

Disclosure statement must be filed not later than fifteen (15) days after final action on the contract or purchase with the State Board of Accounts, and the WARRICK County Clerk of the Circuit Court.

Section 4. Actions By Board of Commissioners or Appropriate Agency

The Board of County Commissioners or an appropriate agency of the county designated by the Board of County Commissioners shall make a certified statement that the contract amount or purchase price was the lowest amount or price bid or offered or make a certified statement of the reasons why the vendor or contractor was selected.

Section 5. Certification by Elected Officers of the County

Each elected officer of the County shall annually certify in writing, subject to the penalties for perjury, that the officer has not violated this Resolution. An elected officer shall submit the certification to the Board of County Commissioners not later than December 31 of each year.

Section 6. Effective Date of Resolution

This Resolution shall be effective upon passage.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF WARRICK COUNTY, INDIANA
this 11TH day of JUNE, 2012.

Tim Morley
Presiding Officer

Don Willi

Mark Weisheit

ATTEST:
Roger E. Emmons

DATE: 6-11-2012