

**Village of Mantua, Ohio  
RESOLUTION 2023-27**

**A RESOLUTION AUTHORIZING AN INCREASE IN THE FEDERAL MICRO-PURCHASE THRESHOLD FOR CALENDAR YEAR 2023, AND DECLARING AN EMERGENCY.**

**WHEREAS**, from time to time, the Village of Mantua (the “Village”) purchases goods and services using federal funding subject to the procurement standards in 2 C.F.R. Part 200, Subpart D; and

**WHEREAS**, the Village is a non-Federal entity under the definition set forth in 2 C.F.R. § 200.1; and

**WHEREAS**, pursuant to 2 C.F.R. § 200.320(a)(1)(ii), a non-Federal entity may award micro-purchases without soliciting competitive price or rate quotations if the non-Federal entity considers the price to be reasonable based on research, experience, purchase history or other information and documents that the non-Federal entity files accordingly; and

**WHEREAS**, pursuant to 2 C.F.R. § 200.320(a)(1)(iii), a non-Federal entity is responsible for determining and documenting an appropriate micro-purchase threshold based on internal controls, an evaluation of risk, and its documented procurement procedures; and

**WHEREAS**, pursuant to 2 C.F.R. § 200.320(a)(1)(iv), a non-Federal entity may self-certify on an annual basis a micro-purchase threshold not to exceed \$50,000 and maintain documentation to be made available to a Federal awarding agency and auditors in accordance with 2 C.F.R. § 200.334; and

**WHEREAS**, pursuant to 2 C.F.R. § 200.320(a)(1)(iv), such self-certification must include (1) a justification for the threshold, (2) a clear identification of the threshold, and (3) supporting documentation, which, for public institutions, may be a “higher threshold consistent with State law”; and

**WHEREAS**, Ohio Revised Code section 731.14 requires the Village to conduct a competitive bidding process when any expenditure, other than the compensation of persons employed in the village, exceeds fifty thousand dollars, and that such contracts shall be in writing and made with the lowest and best bidder after advertising once a week for not less than two consecutive weeks in a newspaper of general circulation within the village; and

**WHEREAS**, pursuant to 2 C.F.R. § 200.320(a)(1)(iv), this Council now desires to adopt higher micro-purchase thresholds than those identified in 48 C.F.R. § 2.101.

**NOW THEREFORE, BE IT RESOLVED** by the Council of the Village of Mantua, two-thirds or more of the members elected thereto concurring, that:

**SECTION 1.** In accordance with 2 C.F.R. § 200.320(a)(1)(iv) and the applicable provisions of Ohio law, the Village hereby self-certifies that effective immediately and for the calendar year 2023, its micro-purchase threshold is hereby increased to Fifty Thousand Dollars (\$50,000.00).

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**SECTION 2.** Unless otherwise required by the Village's internal purchasing regulations or controls, expenditures up to the herein established self-certified Micro-Purchase Threshold may be made without conducting a competitive bidding process of the Village considers the price quoted to be reasonable based on research, experience, purchase history or other information and documents it files accordingly.

**SECTION 3.** This self-certification is based on the following justification, as recognized and authorized by 2 CFR 200.320(a)(1)(iv)(c): Ohio law generally permits statutory villages to make non-competitive contracts for expenditures of fifty thousand dollars or less, as set forth in Ohio Revised Code section 731.14.

**SECTION 4.** In any instance where Ohio or Federal law imposes a requirement to competitively procure any good or service costing fifty thousand dollars or less, or where Ohio or Federal law imposes more stringent purchasing standards or procedures, or in the event that the Village receives funding from a Federal grantor agency that adopts a threshold more restrictive than those contained herein, the Village shall comply with the more restrictive legal requirement.

**SECTION 5.** The Village shall maintain documentation to be made available to a Federal awarding agency, any pass-through entity, and auditors in accordance with 2 C.F.R. § 200.334.

**SECTION 6.** The Purchasing Agents of the Village are hereby authorized, individually and collectively, to revise the Purchasing Policies of the Village to reflect the increased micro-purchase thresholds specified herein, and to take all such actions, individually and collectively, to carry into effect the purpose and intent of the foregoing Resolution.

**SECTION 7.** It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

**SECTION 8.** This Resolution is hereby declared an emergency measure and shall become immediately effective in order to permit expenditures made with Federal funding, particularly the Coronavirus State and Local Fiscal Recovery Funds received as through the American Rescue Plan Act of 2021, up to the herein established Micro-Purchase Threshold at the earliest time possible.

**PASSED IN COUNCIL** this 20<sup>th</sup> day of June, 2023.

ATTEST:

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Linda Clark, Mayor

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Maryann Fabian, Fiscal Officer

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I hereby certify that the above Ordinance was posted at the five (5) public notice locations in the Village of Mantua, Ohio, on the \_\_\_\_\_ day of June, 2023.

\_\_\_\_\_  
Maryann Fabian, Fiscal Officer

Approved as to Legal Form:

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Michele Stuck, Solicitor