

**MEADE COUNTY FISCAL COURT
RESOLUTION NO. 2024.05.02**

A RESOLUTION OF THE FISCAL COURT OF THE COUNTY OF MEADE, KENTUCKY AUTHORIZING AN INCREASE IN THE MICRO-PURCHASE THRESHOLD APPLICABLE TO THE COUNTY UNDER 2 C.F.R. PART 200, SUBPART D; AUTHORIZING THE COUNTY JUDGE/EXECUTIVE OR HIS DESIGNEES TO UPDATE THE COUNTY'S PURCHASING AND PROCUREMENT POLICIES TO INCORPORATE THE AFOREMENTIONED INCREASE; AND FURTHER AUTHORIZING THE COUNTY JUDGE/EXECUTIVE OR HIS DESIGNEE TO TAKE SUCH OTHER ACTION AS NECESSARY OR REQUIRED TO COMPLY WITH APPLICABLE STATE AND FEDERAL PROCUREMENT REGULATIONS

WHEREAS, from time to time, the County of Meade, Kentucky (the "County") purchases goods and services using federal funding subject to the procurement standards in 2 C.F.R. Part 200, Subpart D; and

WHEREAS, the County's procurement of such goods and services is subject to the County's procurement policies and the corresponding procurement requirements of Kentucky Revised Statutes ("KRS") Chapter 45A.345 through 45A.460; and

WHEREAS, the County 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, 48 C.F.R. § 2.101 sets the micro-purchase threshold at \$10,000 for most purchases, however, 2 C.F.R. § 200.320(a)(1)(iv) allows a non-Federal entity to 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, KRS 45A.345 through 45A.460 requires the County to conduct a competitive bidding to enter into contracts that exceed forty thousand dollars (\$40,000) for certain goods and certain services; and

WHEREAS, KRS 45A.380 permits the County to contract for professional services without bidding; and

WHEREAS, pursuant to 2 C.F.R. 200.320(a)(1)(iv), the Fiscal Court now desires to adopt higher micro-purchase thresholds consistent with state law.

NOW, THEREFORE, BE IT RESOLVED BY THE MEADE COUNTY FISCAL COURT:

1. Self-Certification of Micro-Purchase Threshold. In accordance with 2 C.F.R. § 200.320(a)(1)(iv) and the Kentucky Bidding Statutes, the County hereby self-certifies the following micro-purchase thresholds, each of which is a “higher threshold consistent with State law” under 2 C.F.R. § 200.320(a)(1)(iv)(C) for the reasons set forth in the recitals to this resolution:

A. \$40,000, for contracts for goods and services that are acquired pursuant to the County’s procurement procedures as contemplated under KRS 45A.345 through 45A.460; and

B. \$50,000, for contracts that satisfy one or more of the requirements for contractual services involving a professional under KRS 45A.380.

2. Applicability of Self-Certification. The self-certification made herein shall be applicable to purchases made during the County’s current fiscal year and shall also be applicable to Federal financial assistance awards issued prior to the date of this resolution, including financial assistance awards issued to the County under the American Rescue Plan Act.

3. Conflict with Federal Terms of Federal Award. In the event that the County receives funding from a federal grantor agency that adopts a threshold more restrictive than those contained herein, the County shall comply with the more restrictive threshold when expending such funds.

4. Recordkeeping. The County 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.

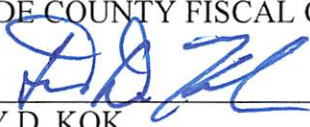
5. Further Action. The County Judge/Executive and his authorized designees are hereby authorized, individually and collectively, to update the County’s purchasing and procurement policies to reflect the increased micro-purchase thresholds specified herein, and to take all such actions, individually and collectively, to carry into effect the purpose and intent of this resolution.

6. Conflict. In the event of a conflict between this resolution and the County’s procurement policies, the terms of this resolution shall govern.

7. Effective Date. This resolution shall be in full force and effect upon passage.

DULY ADOPTED at, and recorded in the minutes of, a properly constituted meeting of the Fiscal Court of the County of Meade, Kentucky, held on the 14th day of May, 2024.

MEADE COUNTY FISCAL COURT

BY: 
TROY D. KOK
MEADE COUNTY JUDGE/EXECUTIVE

ATTEST:

CLERK: 
KYLEIGH FRYMIRE
MEADE COUNTY FISCAL COURT