



AGENDA
CUYAHOGA COUNTY COUNCIL OPERATIONS & INTERGOVERNMENTAL RELATIONS
COMMITTEE MEETING
MONDAY, MAY 5, 2014
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
9:00 AM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO THE AGENDA**
- 4. APPROVAL OF MINUTES FROM THE MARCH 24, 2014 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
 - a) Q2014-0001: An Ordinance amending Sections 407.01 and 407.15 of the Cuyahoga County Code to add a definition for “Nominee” and to prohibit Nominees from making political contributions to nominating or appointing authorities and Public Officials from accepting same from their Nominees, and declaring the necessity that this Ordinance become immediately effective.
 - b) Q2014-0010: An Ordinance amending Section 205.06 of the Cuyahoga County Code to incorporate changes to the composition and compensation of the Cuyahoga County Debarment Review Board, and declaring the necessity that this Ordinance become immediately effective.
- 6. DISCUSSION REGARDING PROPOSED CHARTER AMENDMENTS**
 - a) Establishment of the Investment Advisory Committee

b) Changing the composition of Charter Boards and Commissions

7. MISCELLANEOUS BUSINESS

a) Update on the County's regional collaboration initiatives

8. OTHER PUBLIC COMMENT

9. ADJOURNMENT

*In accordance with Section 108.01 of the Cuyahoga County Code, complimentary parking in the Huntington Park Garage will be available for the public on any day when the Council or any of its committees holds meetings. Please see the Clerk to obtain a parking pass.



MINUTES

CUYAHOGA COUNTY COUNCIL OPERATIONS & INTERGOVERNMENTAL RELATIONS
COMMITTEE MEETING
MONDAY, MARCH 24, 2014
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
9:00 AM

1. CALL TO ORDER

Mr. Greenspan called the meeting to order at 9:05 a.m.

2. ROLL CALL

Mr. Greenspan asked Assistant Deputy Clerk Carter to call the roll. Committee members Greenspan, Miller, Brady, Connally and Gallagher were in attendance and a quorum was determined.

3. PUBLIC COMMENT RELATED TO THE AGENDA

No public comments were given.

4. APPROVAL OF MINUTES FROM THE MARCH 10, 2014 MEETING

A motion was made by Mr. Miller, seconded by Ms. Connally and approved by unanimous vote to approve the minutes of the March 10, 2014 meeting.

5. MATTERS REFERRED TO COMMITTEE

- a) O2014-0001: An Ordinance amending Sections 407.01 and 407.15 of the Cuyahoga County Code to add a definition for “Nominee” and to prohibit Nominees from making political contributions to nominating or appointing authorities and Public Officials from accepting same from their Nominees, and declaring the necessity that this Ordinance become immediately effective.

Mr. Michael King, Assistant Law Director, addressed the Committee regarding Ordinance No. O2014-0001. Discussion ensued.

Committee members asked questions of Mr. King pertaining to the item, which he answered accordingly.

No further legislative action was taken on Ordinance No. O2014-0001.

6. DISCUSSION REGARDING PROPOSED CHARTER AMENDMENTS

- a) R2013-0164: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment adding Article XIV, Section 14.01 of the Charter of Cuyahoga County establishing the Agency of Inspector General in the Charter; and declaring the necessity that this Resolution become immediately effective.

Mr. Greenspan addressed the Committee regarding Resolution No. R2013-0164 relating to amending the County Charter and establishing the Agency of the Inspector General. Discussion ensued.

7. MISCELLANEOUS BUSINESS

Mr. Greenspan asked Mr. Melvin Davis, Special Assistant to County Executive FitzGerald, to have someone from the Administration provide an update on regional collaboration at the next Council Operations & Intergovernmental Relations Committee meeting.

Mr. Miller reported that he would like the following topics added to the discussion for proposed Charter amendments: appointing Charter Review Commission members, redistricting and Council succession and vacancies.

8. OTHER PUBLIC COMMENT

No public comments were given.

9. ADJOURNMENT

With no further business to discuss, Chairman Greenspan adjourned the meeting at 10:01 a.m., without objection.

County Council of Cuyahoga County, Ohio

Ordinance No. O2014-0001

Sponsored by: Councilmember Greenspan	An Ordinance amending Sections 407.01 and 407.15 of the Cuyahoga County Code to add a definition for “Nominee” and to prohibit Nominees from making political contributions to nominating or appointing authorities and Public Officials from accepting same from their Nominees, and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Article III, Section 3.09(12) of the Charter empowers the County Council to establish by ordinance a code of ethics; and

WHEREAS, Article III, Section 3.09(12) clarifies that such a code of ethics shall guide and inform County officers and employees in the performance of their official duties in a manner that will represent high standards of professionalism and loyalty to the residents of the County and that will avoid conflicts of interest, self-dealing and other violations of the public; and

WHEREAS, Established in Title 4 of the Cuyahoga County Code is Council’s intention of separating the County’s employment and appointment decisions from political contributions; and

WHEREAS, the Cuyahoga County Agency of the Inspector General released a report of Investigation number 13-0576-C regarding a political contribution to the County Executive from an unconfirmed nominee to a board for which the Executive has appointing power, subject to Council confirmation, providing the conclusion that Section 407.15 of the County Code does not apply to individuals nominated to positions that require Council confirmation until they are confirmed by Council; and

WHEREAS, the County Council desires to clarify its intent to insulate the County’s appointment process from consideration of political contributions; and

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of the County.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1: Section 407.01 of the Cuyahoga County Code, which established definitions as used in Title 4 of the County Code, is hereby amended to add a new subsection 407.01(X) to read as follows and to appropriately renumber subsequent subsections:

Section 407.01 Definitions

- X. **“Nominee” Nominee means an individual appointed by an appointing authority to a position which requires confirmation by a confirming authority, pending withdrawal of the appointment by either the appointed individual or the appointing authority, or either the confirmation or rejection of the appointment by the confirming authority.**

SECTION 2: Section 407.15 of the Cuyahoga County Code, which prohibits Public Officials and Employees from making political contributions to their own elected County employer, appointing authority, and/or confirming authority and prohibits Public Officials from soliciting and/or accepting political contributions from individuals that they employ, appoint, or confirm, is hereby amended to read as follows (deletions ~~struck through~~ and additions **bolded and underlined**):

Section 407.15 Employee Contributions to an Elected Employer

- A. No Public Official, **Nominee**, or Employee shall make political contributions to or raise funds for their own elected County employer, **nominating authority**, appointing authority, and/or confirming authority. Exempted from this total prohibition are voluntary employee contributions to candidates for any other public office.
- B. No Public Official shall solicit and/or accept political contributions from individuals that they employ, **nominate**, appoint, or confirm.

SECTION 3: It is necessary that this Ordinance become immediately effective for the operation of the County and the reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of the Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10 (6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10 (7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4: It is found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that

resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Ordinance was duly enacted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: January 14, 2014

Committee(s) Assigned: Council Operations & Intergovernmental Relations

Journal _____
_____, 2014

County Council of Cuyahoga County, Ohio

Ordinance No. O2014-0010

Sponsored by: Councilmembers Connally and Simon	An Ordinance amending Section 205.06 of the Cuyahoga County Code to incorporate changes to the composition and compensation of the Cuyahoga County Debarment Review Board, and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Ordinance No. O2012-0026 was enacted on December 11, 2012 to create the Cuyahoga County Debarment Review Board; and,

WHEREAS, County Council desires to change the composition of the Cuyahoga County Debarment Review Board from the Cuyahoga County Fiscal Officer to a judge who has served within Cuyahoga County; and,

WHEREAS, County Council desires to provide a per diem compensation rate to the public members of the Cuyahoga County Debarment Review Board; and,

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. Section 205.06(A)(1) of the Cuyahoga County Code is hereby amended to read as follows (deletions struck through and additions bolded and underlined):

1. ~~The Cuyahoga County Fiscal Officer.~~ **A person appointed by the Presiding Judge of the Cuyahoga County Common Pleas Court. This person shall be a person who served as a judge of the 8th District Court of Appeals, the Cuyahoga County Common Pleas Court, or any municipal court located within Cuyahoga County. The term of this person shall be for three years. The initial three year term shall be appointed for a term commencing July 1, 2014 and expiring on June 30, 2017;**

SECTION 2. Section 205.06(C)(1) of the Cuyahoga County Code is hereby amended to read as follows (deletions struck through and additions bolded and underlined):

1. The ~~County Executive~~ **Presiding Judge** shall appoint ~~one~~**two** alternates **who meets the qualifications set forth in Section 205.06(A)(1) of the Cuyahoga County Code** to act in the place of the **original appointee by the Presiding Judge** ~~Cuyahoga County Fiscal Officer~~ on the Debarment Review Board and attend meetings, with full voting rights, **if the person named to the Debarment Review Board by the Presiding Judge** ~~Fiscal Officer~~ is unavailable or has a conflict of interest on a matter pending before the Board.

SECTION 3. Section 205.06(D) of the Cuyahoga County Code is hereby amended to read as follows (deletions struck through and additions bolded and underlined):

Officers: The ~~Fiscal Officer~~ **appointee of the Presiding Judge of the Cuyahoga County Common Pleas Court** shall serve as Chairperson of the Debarment Review Board. If the ~~Fiscal Officer~~ **appointee of the Presiding Judge of the Cuyahoga County Common Pleas Court** is absent from any meeting, the Board shall choose one of its members to chair that meeting. For purposes of this section, the ~~Fiscal Officer~~ **appointee of the Presiding Judge of the Cuyahoga County Common Pleas Court** shall include his or her alternates.

SECTION 4. Section 205.06(E) of the Cuyahoga County Code is hereby amended to read as follows (deletions struck through and additions bolded and underlined):

Compensation: The members of the Debarment Review Board, **excluding the member of the Cuyahoga County Council appointed by the Council President**, shall ~~not~~ receive a compensation **rate of \$200.00 per diem** for their service on the **Debarment Review Board** and **the Chairperson of the Debarment Review Board shall receive a compensation rate of \$225.00 per diem for his or her service on the Debarment Review Board.** ~~Members of the Debarment Review Board shall be entitled to reimbursement of reasonable and necessary expenses incurred by them in the exercise of their duties.~~

SECTION 5. Section 205.06(I) of the Cuyahoga County Code is hereby amended to read as follows (deletions struck through and additions bolded and underlined):

Special Meetings: The Debarment Review Board may conduct special meetings at a time other than its regularly scheduled meeting times. In the event of an emergency as determined by the ~~Fiscal Officer~~ **appointee of the Presiding Judge of the Cuyahoga County Common Pleas Court**, the Board may conduct a meeting with less notice than that required under Section 205.06(G) herein. For any special or emergency meeting, in addition to the notice requirements of Section 205.06(G), the Clerk of the Board shall also send notice to all news media organizations that request to be notified of such meetings.

SECTION 6. It is necessary that this Ordinance become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 7. It is found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Ordinance was duly enacted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: March 25, 2014

Committee(s) Assigned: Council Operations & Intergovernmental Relations

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0163

Sponsored by: Councilmember Greenspan	A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment adding Article VI, Section 6.03 of the Charter of Cuyahoga County establishing the Investment Advisory Committee in the Charter; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Article XII, Section 12.10 of the Charter of Cuyahoga County provides that “Proposed amendments to this Charter shall be submitted to the electors of the County in the manner provided for by the Ohio Constitution”; and

WHEREAS, Article X, Section 4 of the Ohio Constitution provides that the “legislative authority... of any county may by a two-thirds vote of its members” submit by resolution charter amendments to the electors of the county “to be voted upon at the first general election occurring not sooner than sixty days after their submission”; and

WHEREAS, this Council believes it is in the best interest of the citizens of the County of Cuyahoga to amend the County Charter to establish the Investment Advisory Committee in the Charter.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. Pursuant to Article X, Section 4 of the Ohio Constitution and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby authorizes and directs that there shall be submitted to a vote of qualified electors of the County of Cuyahoga, at the general election to be held on Tuesday, the 5th day of November, 2013, the question of adding Article VI, Section 6.03 of the Charter of the County of Cuyahoga, the respective text to be as set forth herein, with boldfaced text being added, crossed out text being deleted and subsequent sections renumbered as follows:

SECTION 6.03 INVESTMENT ADVISORY COMMITTEE.

(1) Establishment and Composition. There shall be an Investment Advisory Committee which shall consist of the County Treasurer, a member of the County Council appointed by the President of Council, and the Prosecuting Attorney.

The initial appointment of the member of County Council to serve on the Investment Advisory Committee shall take place within thirty (30) days of the effective date of this section. The term of the member of County Council serving on the Investment

Advisory Committee shall continue until a successor is appointed in accordance with this section.

Subsequent appointments of the member of County Council to serve on the Investment Advisory Committee shall be made by the Council President within thirty (30) days after each organizational meeting of Council following a regular election for members of the Council.

In the case of a vacancy of the member of the County Council serving on the Investment Advisory Committee prior to the appointment of a successor, the Council President shall appoint another member of the County Council to complete the unexpired term.

(2) Powers and Duties. Members of the Investment Advisory Committee may not appoint deputies to serve on their behalf. The Investment Advisory Committee shall exercise all powers and perform all duties of a county investment advisory committee as prescribed by general law unless otherwise specified herein.

(3) County Investment Policies. The establishment or amendment of county investment policies by the Investment Advisory Committee shall be subject to the approval of the County Council.

(4) Operational Rules and Procedures. The Investment Advisory Committee shall establish its own rules and procedures, subject to approval by Council.

SECTION 6.034 OTHER BOARDS AND COMMISSIONS.

Any board or commission of the County and any joint board or commission in which the County is a participant that is in existence when this Charter becomes effective, but not provided for in this Charter, shall continue to exist until reorganized or discontinued by action of Council, unless its continuance is required by general law.

SECTION 6.045 SPECIAL BOARDS AND COMMISSIONS.

When general law or any agreement with another public agency or court order provides for appointment of members of a special board or commission or other agency by the board of county commissioners, such appointment shall be made by the County Executive, subject to confirmation by the Council.

SECTION 2. Pursuant to Article X, Section 4 of the Ohio Constitution, and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby directs that the proposed amendment creating Article VI, Section 6.03 shall be submitted to the Board of Elections of Cuyahoga County, and the question to be submitted on the ballot shall be as follows:

PROPOSED AMENDMENT TO COUNTY CHARTER

Shall Article VI, Section 6.03 Investment Advisory Committee of the Charter of the County of Cuyahoga be added to establish the Investment Advisory Committee in the Charter and provide for its structure, operations, and authority?

SECTION 3. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, the existing provisions of Article VI, to the extent that they are inconsistent herewith, shall be and the same are hereby repealed effective as of the date on which such amendment becomes effective.

SECTION 4. The Clerk of this Council is directed to certify a copy of this Resolution to the Board of Elections no earlier than one hundred twenty (120) days and not later than sixty (60) days before the November 5, 2013 election. The Clerk is further directed to take all other actions required by law relative to the submission of said amendment for said election, including, if required by law, mailing or otherwise distributing a copy of said proposed amendment to each of the electors of the County as far as may be reasonably possible prior to thirty (30) days before said election.

SECTION 5. It is necessary that this Resolution become immediately effective to enable the Clerk of Council to perform her duties in time for the amendment to be properly placed on the November 5, 2013 election. Provided that this Resolution receives the affirmative vote of eight (8) members of Council, it shall become immediately effective.

SECTION 6. It is found and determined that all formal actions of this Council relating to the adoption 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 action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

Clerk of Council

Date

First Reading/Referred to Committee: July 23, 2013

Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2014-

Sponsored by: Councilmember Greenspan	A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article VI, Sections 6.01 and 6.02 and Article XI, Section 11.01 of the Charter of Cuyahoga County changing the composition of various County Boards and Commissions to ensure independence of judgment of all members; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Article XII, Section 12.10 of the Charter of Cuyahoga County provides that “Proposed amendments to this Charter shall be submitted to the electors of the County in the manner provided for by the Ohio Constitution”; and

WHEREAS, Article X, Section 4 of the Ohio Constitution provides that the “legislative authority... of any county may by a two-thirds vote of its members” submit by resolution charter amendments to the electors of the county “to be voted upon at the first general election occurring not sooner than sixty days after their submission”; and

WHEREAS, this Council believes it is in the best interest of the citizens of the County of Cuyahoga to amend the County Charter to change the composition of various County Boards and Commissions to ensure independence of judgment of all members.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. Pursuant to Article X, Section 4 of the Ohio Constitution and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby authorizes and directs that there shall be submitted to a vote of qualified electors of the County of Cuyahoga, at the general election to be held on Tuesday, the 4th day of November, 2014, the question of amending Article VI, Sections 6.01 and 6.02, and Article XI, Section 11.01 of the Charter of the County of Cuyahoga, the respective text to be as set forth herein, with boldfaced text being added, crossed out text being deleted and subsequent sections renumbered as follows:

ARTICLE VI – BOARDS AND COMMISSIONS

SECTION 6.01 BUDGET COMMISSION.

The Budget Commission shall consist of the County Executive, ~~the Fiscal Officer~~ **the Council President** and the Prosecuting Attorney. **The Fiscal Officer shall serve as an ex officio, non-voting member.** Members of the Budget Commission may appoint

deputies to serve on their behalf. The Budget Commission shall exercise all powers and perform all duties of a county budget commission as prescribed by general law.

SECTION 6.02 BOARD OF REVISION

(1) The County shall have a single Board of Revision, consisting of three members, which shall perform all powers and duties of county boards of revision under general law and such other powers and duties not inconsistent therewith as provided herein or by ordinance. As of the effective date of this provision, the Board shall consist of the County Executive, one appointee of the Council President, and **one resident of the County appointed by the County Executive and confirmed by Council**, ~~at the choice of the County Executive, either the Fiscal Officer or Treasurer.~~

(a) At the choice of the Council President, the Council President's appointee may either be a member of Council or any other elector of the County. The term of the Council President's first appointee shall be from the effective date of this provision until January 4, 2016. The term of subsequent appointees shall be for a period of two years commencing on the fifth day of January and every two years thereafter.

(b) The term of the County Executive's first appointee shall be from the effective date of confirmation until January 4, 2017. The term of subsequent appointees shall be for a period of two years commencing on the fifth day of January and every two years thereafter.

~~(b)~~**(c)** If a vacancy occurs in the Council President's appointee position **either of the appointed positions**, the ~~Council President~~ **proper appointing authority** shall appoint a new member to complete the unexpired term.

~~(c)~~**(d)** The Council President's appointee shall not belong to the same political party as the County Executive.

(2) The Board shall elect a chairperson, a secretary, and other officers as it deems appropriate at its organizational meetings.

(3) The Board shall have the power to set the hearing schedule for matters before it, and to make and amend its own internal operating rules, procedures, and regulations.

(4) The Board may employ administrative staff, including an administrator, as it deems necessary, to assist it in the performance of its powers and duties. All employees of the Board shall be unclassified employees.

(5) The Board shall employ or otherwise engage individuals to serve on one or more three-member hearing panels to hear complaints as to the value of real property and to perform other duties assigned to them by the Board. The individuals serving on hearing panels shall be electors of the County; shall serve at the pleasure of the board; and shall abide by the Board's hearing schedule, rules, procedures, and regulations in performing their duties.

- (6) The Board shall establish merit qualifications for the individuals serving on hearing panels as it deems necessary for them to perform their duties. In establishing the merit qualifications, the Board shall strive to employ or otherwise engage highly qualified individuals to elevate the citizens' trust in the system.
- (7) The Board may not itself hear complaints related to the valuation of real property, and no member of the Board may serve on any of the hearing panels. The decisions of the hearing panels relating to real property valuation complaints shall constitute the final decisions of the Board and shall not be subject to further review by the Board itself.
- (8) No member of the Board or any of the hearing panels may have any ex parte communications with any party, elected officials, county employees, or any other person regarding the merits of a pending matter before the panel. The Board shall enact and publish additional rules, procedures, or regulations to ensure that the system is administered fairly, including rules, procedures, or regulations governing conflicts of interest.
- (9) The Board may utilize any boards of revision or hearing panels in existence as of the effective date of this provision as hearing panels to avoid any interruption of services.

ARTICLE XI – INTERNAL AUDITING

SECTION 11.01 COUNTY AUDIT COMMITTEE

The County Audit Committee shall provide internal auditing to assist the County Executive, Fiscal Officer, the Council, and other county officers and departments, institutions, boards, commissions, authorities, organizations, and agencies of the County government funded in whole or in part by County funds in providing taxpayers of the County with efficient and effective services. The County Audit Committee shall consist of the ~~Fiscal Officer, who shall serve as chair of the committee,~~ the County Executive, the President of Council and ~~two~~ **three** residents of the County appointed by the County Executive and confirmed by Council for terms ending one year, ~~and two years,~~ **and three years**, respectively, following the end of the term of the office of the then County Executive. **The County Audit Committee shall elect a chairperson at the first regular meeting in each calendar year.** Upon a vacancy of an appointed position on the County Audit Committee, the County Executive shall appoint a replacement to fill the incomplete term, subject to confirmation by Council. An appointed member of the County Audit Committee may be removed by a vote of a majority of the County Audit Committee, subject to the approval of County Council. The County Audit Committee shall meet at least quarterly and shall oversee internal and external audits.

SECTION 2. Pursuant to Article X, Section 4 of the Ohio Constitution, and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby directs that the proposed amendment amending Article VI, Sections 6.01 and 6.02, and Article XI, Section 11.01 shall be submitted to the Board of Elections of Cuyahoga County, and the question to be submitted on the ballot shall be as follows:

PROPOSED AMENDMENT TO COUNTY CHARTER

Shall Article VI, Sections 6.01 and 6.02 and Article XI, Section 11.01 of the Charter of the County of Cuyahoga be amended to change the composition of various County Boards and Commissions to ensure independence of judgment of all members?

SECTION 3. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, the existing provisions of Article VI, to the extent that they are inconsistent herewith, shall be and the same are hereby repealed effective as of the date on which such amendment becomes effective.

SECTION 4. The Clerk of this Council is directed to certify a copy of this Resolution to the Board of Elections no earlier than one hundred twenty (120) days and not later than sixty (60) days before the November 4, 2014 election. The Clerk is further directed to take all other actions required by law relative to the submission of said amendment for said election, including, if required by law, mailing or otherwise distributing a copy of said proposed amendment to each of the electors of the County as far as may be reasonably possible prior to thirty (30) days before said election.

SECTION 5. It is necessary that this Resolution become immediately effective to enable the Clerk of Council to perform her duties in time for the amendment to be properly placed on the November 4, 2014 election. Provided that this Resolution receives the affirmative vote of eight (8) members of Council, it shall become immediately effective.

SECTION 6. It is found and determined that all formal actions of this Council relating to the adoption 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 action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 2014