

# COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO

## MOTION NO. M2012-0029

Sponsored by: Council President Connally

**A Motion confirming the County Executive's appointment of Samuel R. Huston to serve on The MetroHealth System Board of Trustees, and declaring the necessity that this Motion become immediately effective.**

WHEREAS, Chapter 339 of the Ohio Revised Code provides for the organization and operation of a county hospital; and,

WHEREAS, ORC 339.02 provides for the creation of a board of county hospital trustees and further provides the means by which appointments are made; and,

WHEREAS, ORC 339.02 further provides that such appointments to the board of trustees shall be for a six year term made by the Board of County Commissioners together with the probate judge of the county senior in point of service and the judge of the court of common pleas of the county senior in point of service; and,

WHEREAS, pursuant to ORC 339.02(F)(1), the County Executive has sought and received approval from both the probate judge of the county senior in point of service and the judge of the court of common pleas of the county senior in point of service; and

WHEREAS, the Cuyahoga County Charter Section 6.04, entitled Special Boards and Commissions, states that "[w]hen 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;" and,

WHEREAS, the County Executive has nominated Samuel R. Huston to serve on The MetroHealth System Board of Trustees; and

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Motion become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

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

**SECTION 1.** The Council of Cuyahoga County hereby confirms the appointment of Samuel R. Huston to serve on The MetroHealth System Board of Trustees for the remainder of a six-year term ending on March 4, 2018.

**SECTION 2.** It is necessary that this Motion become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of the County. Provided that this Motion receives the affirmative vote of eight members of Council, this Motion shall become immediately effective.

**SECTION 3.** It is found and determined that all formal actions of this Council concerning and relating to the passage of this Motion were passed in an open meeting of this 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, and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by Ms. Conwell, seconded by Ms. Simon, the foregoing Motion was not approved.

Yeas: Simon and Gallagher

Nays: Conwell, Jones, Rogers, Greenspan, Miller, Brady, Germana and Connally

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County Council President

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Date

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Clerk of Council

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Date

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November 13, 2012