

# County Council of Cuyahoga County, Ohio

## Motion No. M2012-0031

Sponsored by: <b>Council President Connally/Clerk of Council</b>	<b>A Motion</b> approving the expiration and retention of pending legislation in accordance with County Council Rule 11F, and declaring the necessity that this Motion become immediately effective.
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WHEREAS, County Council Rule 11F(1) requires that, prior to the end of each year in which a General Election for Members of Council takes place, the Council shall consider a Motion of Council, providing that legislation introduced prior to July 1 of that year and not adopted shall expire, such Motion to be used to decide which items of legislation set to expire shall expire; and

WHEREAS, at least two weeks prior to the consideration of that Motion of Council, the Clerk of Council is to provide each Member a list of legislation sponsored by that Member that is set to expire, thereby allowing the Member to request retention of the legislation for further consideration; and

WHEREAS, on October 31, 2012 the Clerk of Council provided each Councilmember a list of legislation sponsored by that Councilmember that is set to expire; and

WHEREAS, Councilmembers notified the Clerk of Council requesting to retain certain legislation that is set to expire; and

WHEREAS, it is necessary that this Motion become immediately effective in order to provide for the usual, daily operation of the County Council.

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

**SECTION 1.** That the County Council hereby approves expiration of the following pending legislation:

- a) M2011-0052: A Motion amending Rule 9D of the Rules of the Cuyahoga County Council, and declaring the necessity that this Motion become immediately effective.
- b) O2011-0031: An Ordinance providing for the adoption of a campaign finance policy for Cuyahoga County.

- c) O2011-0032: An Ordinance establishing guidelines under which Council is to consider and approve subsidies to boards, commissions, agencies, corporations, and other entities or authorities over which the County Council does not have direct, immediate oversight of daily, operational management decisions.
- d) O2011-0057: An Ordinance establishing a General Fund Balance Reserve Replenishment Plan, and declaring the necessity that this Ordinance become immediately effective.
- e) O2011-0059: An Ordinance establishing a Health and Human Services Fund Balance Reserve Replenishment Plan, and declaring the necessity that this Ordinance become immediately effective.
- f) O2011-0060: An Ordinance establishing a Discretionary Funds Utilization Policy, and declaring the necessity that this Ordinance become immediately effective.

**SECTION 2.** That the County Council hereby approves retention of the following pending legislation at the request of the sponsor(s):

- a) R2011-0188: A Resolution providing for the submission to the Electorate of an amendment to Article 3, Section 3 of the Charter of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.
- b) R2011-0189: A Resolution providing for the submission to the Electorate of an amendment to Article 3, Section 4, Subsection 2 of the Charter of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.
- c) O2011-0048: An Ordinance requiring the County Executive to contract for and conduct a Contracting, Employment, and Workforce Training Disparity Study beginning in 2012 and, if required by law to validate the Disparity Study, every five years thereafter; and requiring annual updates of said Study, if required by law.
- d) O2012-0017: An Ordinance establishing a County Road Maintenance Program for the Department of Public Works in order to reinstate the financial responsibility of the County for design, construction, repair and road surface maintenance projects for County Roads, effective March 1, 2014.

**SECTION 3.** It is necessary that this Motion become immediately effective in order that the usual and daily operation of the County Council may continue. Provided that this Motion receives the affirmative vote of eight members of Council, this Motion shall become immediately effective upon approval by Council.

**SECTION 4.** It is found and determined that all formal actions of this Council relating to the approval of this Motion 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 Mr. Schron, seconded by Mr. Gallagher, the foregoing Motion was duly approved.

Yeas: Gallagher, Schron, Conwell, Jones, Rogers, Simon, Greenspan, Miller, Brady, Germana and Connally

Nays: None

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County Council President

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Date

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Clerk of Council

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Date

First Reading/Referred to Committee: November 27, 2012

Committee(s) Assigned: Rules, Charter Review, Ethics & Council Operations

Committee Report/Second Reading: January 8, 2013

Journal CC009

January 22, 2013