

# County Council of Cuyahoga County, Ohio

## Ordinance No. O2011-0036

Sponsored by: <b>Councilmembers Miller, Schron, Conwell, Brady, Gallagher, Germana, Greenspan, Rogers, Jones, Simon and Connally</b>	<b>An Ordinance</b> establishing the procedure for a two-year budget, capital improvements and appropriations process with an annual update, and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Article 2, Section 3, Subsections 9 and 10 of the Cuyahoga County Charter directs the County Executive to submit to the Council prior to the beginning of each fiscal year, a proposed operating budget and a capital improvements program for the upcoming fiscal year; and

WHEREAS, Article 3, Section 9, Subsection 5 of the Cuyahoga County Charter gives County Council the power to adopt and amend the County's operating budget and capital improvements program and to make appropriations for the County.

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

**SECTION 1.** Two-Year Budget, Capital Improvements and Appropriations Process. The policy for adopting the operating budget and the capital improvements program for Cuyahoga County is established as follows:

Article 1: County Executive Authority

Section 1.1. The County Executive may perform any of the functions that he/she is required to perform under this Ordinance through his/her duly authorized designees.

Article 2: Submission of Biennial Operating Budget and Capital Improvements Program

Section 2.1. Not later than at the first County Council meeting in October of each odd-numbered year, the County Executive shall submit to Council a proposed operating budget and capital improvements program for the two fiscal years beginning January 1 of the year following the submission. The materials submitted shall include all information required by Article 2, Section 3, Subsections 9, 10, and 11 of the Cuyahoga County Charter.

Section 2.2. Not later than at the first County Council meeting in November of each even-numbered year, the County Executive shall submit to Council an updated operating budget and capital improvements program for the fiscal year beginning January 1 of the year following the submission. The materials submitted shall include all information

required by Article 2, Section 3, Subsections 9, 10, and 11 of the Cuyahoga County Charter.

Section 2.3. This Ordinance shall not alter any obligation placed on any County agency, department, board or commission by the Ohio Revised Code relative to submittal of its budget in a manner than differs from the process described in this Ordinance.

Article 3: Adoption and Enactment of Biennial Operating Budget and Capital Improvements Program and Annual Update

Section 3.1. The County Council shall review, amend as needed, and adopt the biennial operating budget and capital improvements program and make all necessary appropriations not later than December 15<sup>th</sup> of each odd-numbered year.

Section 3.2. The County Council shall review, amend as needed, and adopt the annual update of the biennial operating budget and capital improvements program and make any necessary revisions to the appropriations for the upcoming fiscal year not later than December 15<sup>th</sup> of each even-numbered year.

**SECTION 2.** It is found and determined that all formal actions of this County Council meeting relating to the adoption of this Ordinance were adopted in an open meeting of the County Council and that all deliberations of this County Council and any of its committees that resulted in such formal actions took place in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION 3. Effective Date.** It is hereby found and determined necessary for this Ordinance to become immediately effective, for the reason that this Ordinance provides for the usual daily and necessary operations of Cuyahoga County government in accordance with the requirements of the Cuyahoga County Charter; therefore, this Ordinance, provided it received the affirmative vote of at least eight members of County Council, shall become effective immediately; otherwise it shall be in full force and effect from and immediately after the earliest time permitted by law.

On a motion by Mr. Schron, seconded by Mr. Miller, the foregoing Ordinance was duly enacted.

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

Nays: None

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County Council President

\_\_\_\_\_  
Date

\_\_\_\_\_  
County Executive

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Date

First Reading/Referred to Committee: August 9, 2011

Committee(s) Assigned: Finance & Budgeting

Additional Sponsorship Requested on the Floor: August 9, 2011

Second Reading: August 23, 2011

Amended on the Floor: August 23, 2011

Journal CC003

September 13, 2011