

County Council of Cuyahoga County, Ohio

Ordinance No. O2021-0006

<p>Sponsored by: County Executive Budish/Fiscal Officer</p> <p>Co-sponsored by: Councilmembers Miller, Sweeney, Conwell, Simon and Brown</p>	<p>An Ordinance enacting Section 202.01 of the County Code to identify the responsibilities of the Department of Purchasing in accordance with Section 10.01 of the County Charter; requiring confirmation of the Director of the Department by Council; and declaring the necessity that this Ordinance become immediately effective.</p>
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WHEREAS, Article X, Section 10.01 of the Charter provides for a Department of Purchasing to be responsible for the purchase of goods and services required for all offices of the County, other than separate political subdivisions, that are supported in whole or in part from taxes levied, or other financial assistance provided by the County; and

WHEREAS, in accordance with Article XIII, Section 13.04(1) of the Charter, prior to the Effective date of this legislation, the duties of a Department of Purchasing have been performed by the Office of Procurement and Diversity; and,

WHEREAS, the County now desires to more clearly define the responsibilities of the Department of Purchasing; and,

WHEREAS, in accordance with Charter Section 3.09(2), requiring confirmation of the Director of the Department of Purchasing in accordance with Charter Section 2.03(2); 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 202.01 of the County Code is hereby enacted to read as follows:

Section 202.01 Department of Purchasing

A. The Department of Purchasing, established in accordance with Section 10.01 of the Charter, shall be responsible for administration of and compliance with the provisions of Title V of the County Code, unless otherwise provided in this Code.

B. The Director of the Department of Purchasing shall be appointed by the County Executive, subject to confirmation by Council in accordance with Section 2.03(2) of the Charter.

SECTION 2. Any reference to the Office of Procurement and Diversity in the County Procurement Card Program Policies and Procedures, as referenced in Chapter 506 of the County Code and attached as Exhibit A to Ordinance No. O2014-0003, enacted February 11, 2014, shall mean the Department of Purchasing.

SECTION 3. It is necessary that this Ordinance become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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 3. 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 Mr. Tuma, seconded by Mr. Jones, the foregoing Ordinance was duly enacted.

Yeas: Miller, Sweeney, Tuma, Conwell, Brown, Stephens, Simon and Jones

Nays: Baker, Gallagher and Schron

