

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0046

Sponsored by: Council President Connally	A Resolution amending Resolution No. R2012-0076, which governed the County's acceptance and use of funds from the Soldiers' and Sailors' Monument Support Group.
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WHEREAS, Cuyahoga County adopted Resolution No. R2012-0076, which authorized the County Fiscal Officer to create a special project account within the Capital Improvements Fund for the purpose of accepting a deposit of funds in the amount of \$211,018.26 from the Soldiers' and Sailors' Monument Support Group (Federal ID No. 34-1949122); directed that said funds be appropriated for extraordinary maintenance and capital improvements for the Cuyahoga County Soldiers' and Sailors' Monument; and,

WHEREAS, Cuyahoga County desires to provide a mechanism by which objections may be heard from donors who have donated funds to the Support Group that will be provided to and administered by Cuyahoga County in accordance with Resolution No. R2012-0076.

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

SECTION 1. The Cuyahoga County Council hereby amends Resolution No. R2012-0076 to add new Sections 4 and 5 to read as follows:

“SECTION 4. Should any of the original donors of funds which will be accepted by the County from the Soldiers' and Sailors' Monument Support Group and accessed by the Soldiers' and Sailors' Monument Commission according to the procedures set forth herein, object to the County's receipt of their respective donation, they must submit their objection to the County through the Department of Law. If the Cuyahoga County Department of Law determines that the objection is meritorious **or pursuant to a court order in favor of an objecting donor**, any amount returned to the objecting donor shall be returned from the funds deposited in the special account referenced herein.

SECTION 5. The Soldiers' and Sailors' Monument Support Group shall transfer the funds to Cuyahoga County no later than July 31, 2013.”

SECTION 2. All subsequent sections of Resolution No. R2012-0076 shall be appropriately renumbered.

SECTION 3. 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 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. Miller, seconded by Mr. Gallagher, the foregoing Resolution was duly adopted.

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

Nays: None

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: March 12, 2013

Committee(s) Assigned: Finance & Budgeting

Legislation amended on the Floor: March 27, 2013

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