

County Council of Cuyahoga County, Ohio

Resolution No. R2021-0131

Sponsored by: Council President Jones	A Resolution approving the appointment of Pernel Jones, Jr. to serve on the Cuyahoga County Land Reutilization Corporation Board of Directors for a term ending 12/31/2024; and declaring the necessity that this Resolution become immediately effective.
--	---

WHEREAS, Ohio Revised Code Section 1724.03(B) provides that the board of directors of a county land reutilization corporation shall include at least two of the members of the board of county commissioners; and

WHEREAS, Ohio Revised Code Section 1.62 provides that “[i]f any section of the Revised Code requires county representation on a board, commission, or authority by more than one county officer, and the charter vests the powers, duties, or functions of each county officer representing the county on the board, commission, or authority in fewer officers or in only a single county officer, the county officers or officer shall succeed to the representation of only one of the county officers on the board, commission, or authority. If any vacancy in the representation of the county on the board, commission, or authority remains, the taxing authority of the county shall adopt a resolution to fill the vacancy;” and

WHEREAS, because the County Executive may serve to represent only one of the two members of the board of county commissioners required by the Ohio Revised Code to serve on the board of directors of a county land reutilization corporation, the remaining required member must be appointed by the taxing authority of the county; and

WHEREAS, Article III, Section 3.01 of the County Charter establishes that the County Council is the “taxing authority;” and

WHEREAS, Section 3.1(a) of the Code of Regulations of the Cuyahoga County Land Reutilization Corporation provides that the Board of Directors of the Corporation shall include “a member appointed by the County Council;” and

WHEREAS, Section 3.1.1(d) of the Code of Regulations of the Cuyahoga County Land Reutilization Corporation provides that the term of office of the member appointed by the County Council “shall run concomitantly with the term of office of that public official;” and

WHEREAS, Rule 9M: Council Appointments of the Permanent Rules of Cuyahoga County Council provides that “[t]he President shall make recommendations to Council on Council appointments;” and

WHEREAS, Council has determined that Pernel Jones, Jr. is qualified to serve on the Cuyahoga County Land Reutilization Corporation Board of Directors and that his service would be beneficial to the Corporation’s on-going success; and

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Resolution 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 the Cuyahoga County Land Reutilization Corporation.

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

SECTION 1. That the Cuyahoga County Council hereby approves the appointment of Pernel Jones, Jr. to serve on the Cuyahoga County Land Reutilization Corporation Board of Directors for a term ending 12/31/2024.

SECTION 2. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of the Cuyahoga County Land Reutilization Corporation. Provided that this Resolution receives the affirmative vote of eight (8) members of Council, this Resolution 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 Resolution 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 Mr. Miller, seconded by Ms. Brown, the foregoing Resolution was duly adopted.

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

Nays: None

County Council President

Date

Clerk of Council

Date

Journal CC042
May 25, 2021

[Clerk's Note: Electronic signatures affixed in accordance with Cuyahoga County
Code Chapter 110]