



**AGENDA**  
**CUYAHOGA COUNTY COUNCIL OPERATIONS, INTERGOVERNMENTAL**  
**RELATIONS & PUBLIC TRANSPORTATION COMMITTEE MEETING**  
**TUESDAY, MAY 21, 2019**  
**CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS**  
**C. ELLEN CONNALLY COUNCIL CHAMBERS – 4<sup>TH</sup> FLOOR**  
**3:00 PM**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT**
- 4. APPROVAL OF MINUTES FROM THE MAY 7, 2019 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
  - a) O2019-0007: An Ordinance amending Section 402.01(L) of the Cuyahoga County Code to modify the definition of “relative” as it is used in the County’s code of ethics, and declaring the necessity that this Ordinance become immediately effective.
- 6. MISCELLANEOUS BUSINESS**
- 7. ADJOURNMENT**

*\*Complimentary parking for the public is available in the attached garage at 900 Prospect. A skywalk extends from the garage to provide additional entry to the Council Chambers from the 5th floor parking level of the garage. Please see the Clerk to obtain a complimentary parking pass.*

*\*\*Council Chambers is equipped with a hearing assistance system. If needed, please see the Clerk to obtain a receiver.*



## MINUTES

CUYAHOGA COUNTY COUNCIL OPERATIONS, INTERGOVERNMENTAL  
RELATIONS & PUBLIC TRANSPORTATION COMMITTEE MEETING  
TUESDAY, MAY 7, 2019  
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS  
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4<sup>TH</sup> FLOOR  
3:00 PM

1. CALL TO ORDER

**Chairwoman Baker called the meeting to order at 3:09 p.m.**

2. ROLL CALL

**Ms. Baker asked Deputy Clerk Carter to call the roll. Committee members Baker, Jones, Miller and Schron were in attendance and a quorum was determined. Committee member Simon was absent from the meeting.**

3. PUBLIC COMMENT

**Ms. Loh addressed the Committee regarding various agenda and non-agenda items.**

4. APPROVAL OF MINUTES FROM THE APRIL 2, 2019 MEETING

**A motion was made by Mr. Schron, seconded by Mr. Jones and approved by unanimous vote to approve the minutes from the April 2, 2019 meeting.**

5. MATTERS REFERRED TO COMMITTEE

- a) Q2018-0013: An Ordinance amending Section 204.01 of the Cuyahoga County Code to require county agencies to provide a response to recommendations issued as part of an investigation of the Agency of Inspector General and to update the County Code in accordance with the adoption of Article XV of the County Charter; and declaring the necessity that this Ordinance become immediately effective.

**Mr. Michael King, Special Counsel, addressed the Committee regarding Ordinance No. O2018-0013. Discussion ensued.**

**Committee members asked questions of Mr. King pertaining to the item, which he answered accordingly.**

**Ms. Baker introduced a proposed substitute to Ordinance No. O2018-0013. Discussion ensued.**

**A motion was then made by Mr. Miller, seconded by Mr. Schron and approved by unanimous vote to accept the proposed substitute.**

**On a motion by Mr. Schron with a second by Mr. Jones, Ordinance No. O2018-0013 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading, as substituted.**

**6. MISCELLANEOUS BUSINESS**

**There was no miscellaneous business.**

**7. ADJOURNMENT**

**With no further business to discuss, Chairwoman Baker adjourned the meeting at 3:23 p.m., without objection.**

# County Council of Cuyahoga County, Ohio

## Ordinance No. O2019-0007

Sponsored by: <b>County Executive Budish</b>	<b>An Ordinance</b> amending Section 402.01(L) of the Cuyahoga County Code to modify the definition of “relative” as it is used in the County’s code of ethics, and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Section 403.05(A) of the Cuyahoga County Code prohibits employees from participating in any decision specifically to appoint, hire, promote, discipline, or discharge a relative for any position of the County; and

WHEREAS Section 403.05(B) of the Cuyahoga County Code prohibits employees from supervising a relative in the performance of the relative’s powers and duties; and

WHEREAS, Section 402.01(L) defines “relative” to mean “an individual’s spouse, domestic partner, parent, grandparent step-parent, sibling, step-sibling, sibling’s spouse, child, grandchild, step-child, uncle, aunt, nephew, niece, first cousin, or household member, and persons having any of these relationships to the spouse or domestic partner of said individual;” and

WHEREAS, this prohibition has resulted in circumstances that unduly precluded highly qualified candidates from holding certain positions where the potential for favoritism or conflict of interest is remote; and

WHEREAS, the definition of “relative” in the current code of ethics is broader than the Ohio Ethics Commission’s definition of “family member” for nepotism; and

WHEREAS, with the adoption of this amendment, the County’s code of ethics remains more expansive than the Ohio Ethics Commission’s standards for nepotism; 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 402.02(L) of the Cuyahoga County Code is hereby amended to read as follows (additions are bolded and underlined, deletions are stricken):

L. “Relative” shall mean an individual’s spouse, ~~domestic partner~~, parent, grandparent, step-parent, sibling, step-sibling, sibling’s spouse, child, grandchild, step-child, uncle, aunt, nephew, niece, first cousin, or household member, and ~~persons having any of these relationships to~~ **a parent, grandparent, step-parent, sibling, step-sibling, sibling’s spouse, child, grandchild, or step-child of** the spouse ~~or domestic partner~~ of said individual.

**SECTION 2.** It is necessary that this Ordinance become immediately effective for the usual daily operation of the County and the 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 \_\_\_\_\_, seconded by \_\_\_\_\_, the foregoing Ordinance was duly enacted.

Yeas:

Nays:

\_\_\_\_\_  
County Council President

\_\_\_\_\_  
Date

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

\_\_\_\_\_  
Date

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

\_\_\_\_\_  
Date

First Reading/Referred to Committee: April 23, 2019

Committee(s) Assigned: Public Safety & Justice Affairs

Committee Report/Second Reading/Referred to Committee: May 14, 2019

Committee(s) Assigned: Council Operations, Intergovernmental Relations & Public  
Transportation

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\_\_\_\_\_, 20\_\_