



MINUTES

CUYAHOGA COUNTY RULES, CHARTER REVIEW, ETHICS & COUNCIL OPERATIONS
COMMITTEE MEETING
TUESDAY, MAY 1, 2012
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
1:00 PM

1. CALL TO ORDER

Chairman Greenspan called the meeting to order at 1:03 p.m.

2. ROLL CALL

Assistant Deputy Clerk Thurman called the roll. Committee members Greenspan, Miller, Brady and Connally were in attendance and a quorum was determined. Committee member Simon was absent from the meeting. Councilmember Conwell was also in attendance.

3. PUBLIC COMMENT RELATED TO THE AGENDA

No public comments were given.

4. APPROVAL OF MINUTES FROM THE APRIL 24, 2012 MEETING

A motion was made by Ms. Connally, seconded by Mr. Miller and approved by unanimous vote to approve the minutes of the April 24, 2012 meeting.

5. MATTERS REFERRED TO COMMITTEE

a) OLD BUSINESS

- 1) M2012-0004: A Motion amending various Rules of the Cuyahoga County Council; and declaring the necessity that this Motion become immediately effective.

Mr. Miller introduced two written amendments on the floor. Discussion ensued.

A motion was then made by Mr. Miller, seconded by Mr. Greenspan and approved by unanimous vote to delete proposed Rule 10 from Motion M2012-0004.

A motion was then made by Mr. Miller, seconded by Mr. Greenspan and approved by unanimous vote to insert “(15) Report by the Clerk on legislation withdrawn by the request of the sponsors” after item (14) and renumber the remaining items.

On a motion by Mr. Miller with a second by Ms. Greenspan, Motion No. M2012-0004 was considered and approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of the rules.

- 2) O2012-0004: An Ordinance amending the Cuyahoga County Code of Ethics, as amended, and declaring the necessity that this Ordinance become immediately effective.

Mr. Greenspan introduced a proposed substitute to Ordinance No. O2012-0004. Discussion ensued.

Mr. Trevor McAleer, Legislative Budget Advisor, addressed the Committee regarding Ordinance No. O2012-0004. Discussion ensued.

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

A motion was made by Mr. Greenspan, seconded by Mr. Miller and approved by unanimous vote to amend Ordinance O2012-0004 to delete “*or serving in a temporary or permanent position*” from the definition of “Employee.”

A motion was then made by Mr. Greenspan, seconded by Mr. Brady and approved by unanimous vote to amend Ordinance No. O2012-0004 to delete “*or serving in a temporary or permanent position*” from the definition of “Public Officials.”

A motion was made by Mr. Greenspan, seconded by Mr. Miller and approved by unanimous vote to amend Ordinance No. O2012-0004 and insert “*or a campaign contribution*” under the definition of Benefits.

A motion was then made by Mr. Greenspan, seconded by Ms. Connally and approved by unanimous vote to delete the last sentence in Section 22(B).

Mr. Makhlof, Director of Law, and Ms. Nailah Byrd, Inspector General, addressed the Committee regarding Ordinance No. O2012-0004. Discussion ensued.

Committee members asked questions of Mr. Makhlouf and Ms. Byrd pertaining to the item, which they answered accordingly.

A motion was made by Ms. Connally, seconded by Mr. Greenspan and approved by unanimous vote to delete “promptly” from Section 22(C).

A motion was then made by Ms. Connally, seconded by Mr. Greenspan and approved by unanimous vote to delete “promptly” from Section 23(B).

A motion was made by Mr. Greenspan, seconded by Mr. Miller and approved by unanimous vote to accept the proposed substitute Ordinance.

On a motion by Mr. Greenspan with a second by Mr. Miller, Ordinance No. O2012-0004 was approved by unanimous vote to be referred to the full Council agenda under second reading, as substituted and amended.

6. DISCUSSION

a) Charter Amendment Process

Mr. Greenspan provided the Committee with an overview of the Charter amendment process. Discussion ensued.

Ms. Conwell addressed the Committee regarding Charter Proposal 6, Human Resources Commission appointments. Discussion ensued.

A motion was made by Mr. Brady, seconded by Ms. Connally and approved by unanimous vote to refer Charter Proposal 6 to the Law Department to draft a Resolution for Council.

Mr. Makhlouf and Ms. Barbara Marburger, Assistant Prosecutor addressed the Committee regarding Charter Proposal 1, clarifying the Executive’s authority. Discussion ensued.

Committee members asked questions of Mr. Makhlouf and Ms. Marburger pertaining to Charter Proposal 1, which they answered accordingly.

A motion was then made by Mr. Miller, seconded by Mr. Brady and approved by unanimous vote to refer Charter Proposal 1 to the Law Department to draft a Resolution for Council.

Ms. Rebecca Kopcienski, Human Resources Commission Administrator, and Mr. Makhlouf addressed the Committee regarding Charter Proposal 7, Human Resources Commission authority and responsibilities. Discussion ensued.

Committee members asked questions of Ms. Kopcienski and Mr. Makhlouf pertaining to Charter Proposal 7, which they answered accordingly.

On a motion by Mr. Miller with a second by Ms. Connally, Charter Proposal 7 was approved by unanimous vote to be referred to the Charter Review Commission.

7. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

8. OTHER PUBLIC COMMENT

No public comments were given.

9. ADJOURNMENT

With no further business to discuss, the meeting was adjourned by Chairman Greenspan at 3:10 p.m., without objection.