

County Council of Cuyahoga County, Ohio

Ordinance No. O2012-0035

Sponsored by: County Executive FitzGerald and Councilmembers Germana and Conwell	An Ordinance amending Ordinance No. O2011-0027 dated 7/12/2011, which established divisions and sections within the Department of Public Works, to add the operations of the Cuyahoga County Airport; and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, pursuant to Section 3.09(2) of the Charter Cuyahoga County, Ordinance No. O2011-0010 created the Department of Public Works as contemplated by Section 5.05 of the Charter; and,

WHEREAS, Cuyahoga County Ordinance No. O2011-0010 was subsequently amended by Ordinance No. O2011-0027, creating divisions and sections within the Department of Public Works; and

WHEREAS, it is necessary to amend Ordinance No. O2011-0027 in order to add the Cuyahoga County Airport under the Department of Public Works; and

WHEREAS, the County Airport is currently under the Department of Development, but the County has evaluated the efficiency of its operations and determined that it is in the best interests of the County to have the Cuyahoga County Airport under the Department of Public Works.

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provide by Cuyahoga County can continue without interruption, and to continue the usual, daily operation of a County Department.

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

SECTION 1. Ordinance No. O2011-0027 establishing divisions and sections within the Department of Public Works shall be amended to add and include the Cuyahoga County Airport as follows (language additions are boldfaced and underlined, deleted language is stricken out):

SECTION 1. The Department of Public Works is hereby established under the supervision of the County Executive and the Director of Public Works who, pursuant to Article V of the Charter, shall be appointed by the County Executive, subject to confirmation by Council, and shall serve at the pleasure of the County Executive.

SECTION 2. The duties and functions of the former Department of Central Services shall be incorporated into the Department of Public Works unless otherwise provided for in a future ordinance. The Department of Public Works shall contain the following divisions and sections: (a) Finance and Planning Division, containing a Finance and a Planning Section, (b) Maintenance Division, (c) County Engineer Division, containing a Design Section and a Construction Section, and (d) Animal Shelter Division.

SECTION 3. The operations of the Cuyahoga County Airport, including, but not limited to, all functions, duties, responsibilities, employees and assets of the Airport are hereby transferred from the Department of Development to the Department of Public Works. The operations shall be allocated within the established divisions under the Department of Public Works as applicable. Notwithstanding the foregoing sentences of this Section 3, the economic development interests of the County with regard to the facilities, tenants, prospective tenants/businesses and parcels of the County Airport shall remain the responsibility of the Department of Development.

SECTION 34. With the consent of the County Executive, the Director of Public Works is authorized to employ persons in the service of the Department within established budgetary parameters and in compliance with the Human Resources policies and procedures of the County. Nothing in this ordinance is intended to limit the ability of the County Executive and the Director of Department of Public Works to abolish positions for the purpose of enhancing the efficiency of operations or for any other reason permitted by general law.

SECTION 2. It is necessary that this Ordinance become immediately effective in order that critical services provide by Cuyahoga County can continue without interruption, and to continue the usual, daily operation of a County Department. Provided that this Ordinance receives the affirmative vote of eight members of Council, this Ordinance shall become immediately effective upon the signature of the County Executive.

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. Jones, seconded by Ms. Conwell, the foregoing Ordinance was duly enacted.

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

Nays: None

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: December 11, 2012

Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested: January 3, 2013

Committee Report/Second Reading: January 8, 2013

Substituted on the Floor: January 22, 2013

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January 22, 2013