

STATE OF OHIO  
COUNTY OF CUYAHOGA

**AN ORDINANCE TO ESTABLISH IN CUYAHOGA COUNTY, OHIO THE CREATION OF  
THE OFFICE OF INSPECTOR GENERAL; AND FOR OTHER PURPOSES**

**WHEREAS**, Article IV of the Charter of the Cuyahoga County, Ohio (the “County”) does not provide for the Office of Inspector General, and

**WHEREAS**, the County wishes to create the Office of Inspector General; and

**WHEREAS** Article XII – General Provisions, Sec. 12.10 of the Charter of the Cuyahoga County, Ohio requires that proposed amendments to the Charter shall be submitted to the electors of the County in a manner provided by the Ohio Constitution, and

**WHEREAS**, the County Executive and County Council request that this Resolution be placed on the next countywide ballot for consideration by the electors of Cuyahoga County;

**NOW THEREFORE, BE IT RESOLVED** by the County Council of Cuyahoga County, Ohio while in session on (date) at (time) as follows:

That the Charter of the County of Cuyahoga County, Ohio add in accordance with the above so that proper passage of Article V, Section 5.09 shall read as follows:

**Section 5.09 The Office of Cuyahoga County Inspector General** – There is hereby established the Cuyahoga County Office of Inspector General which is created in order to detect misconduct involving abuse, corruption, fraud, waste, inefficiencies, and mismanagement by elected and appointed County officials and employees, county agencies and instrumentalities, contractors, and other parties doing business with the Charter Government of Cuyahoga County and/or receiving Cuyahoga County funds. The Inspector General shall head the Office of Inspector General. The organization and administration of the Office of Inspector General shall be independent to assure that no interference or influence external to the Office of Inspector General adversely affects the independence and objectivity of the Inspector General.

**Section 5.09 (1) Cuyahoga County Inspector General Qualifications** - All powers and duties now or hereafter vested in or imposed upon County Inspector General by general law shall be carried out by the appointed County Inspector General. The Inspector General shall not be a current or former elected or appointed official or employee of any local government within of by Cuyahoga County. The County Inspector General shall also have such powers and duties as shall be established by ordinance that are not inconsistent with those provided by general law. The County Inspector General shall have had at least ten years’ experience in any one or combination of the following fields:

- i. as a federal, state or local law enforcement officer/official;
- ii. as a federal or state court judge;
- iii. as a federal, state or local government attorney with expertise in investigating fraud, mismanagement and corruption;
- iv. as an inspector general, certified public accountant, or internal auditor;
- v. as a person with progressive supervisory and managerial experience in an investigative

- public agency similar to an inspector general's office;
- vi. has managed and completed complex investigations involving allegations of fraud, theft, deception or conspiracy;
  - vii. has demonstrated the ability to work with local, state and federal law enforcement agencies and the judiciary;
  - viii. has a four-year degree from an accredited institution of higher learning;
  - ix. has not been employed by Cuyahoga County or any other governmental entity subject to the authority of the Inspector General Office during the two-year period immediately prior to selection;
  - x. Highly qualified candidates will also have audit-related skills and/or hold one or more of the following professional certifications at the time of selection: certified inspector general (CIG), certified inspector general investigator (CIGI), certified inspector general auditor (CIGA), certified public accountant (CPA), certified internal auditor (CIA), or certified fraud examiner (CFE)..

**Section 5.09 (2) Cost of the Inspector General's Office** - The costs associated with the Inspector General's office shall be allocated from the General Fund Budget and shall be calculated to be equal to one quarter of one percent (0.25%) of the contract price (hereinafter "IG contract allocation") of each county contract. The IG contract allocation shall not apply to the following county contracts:

- a. Contracts for legal services;
- b. Auditing contracts;
- c. Federal, state and local government-funded grants; and
- d. Interlocal/Intergovernmental agreements.

Notwithstanding the foregoing, the County Council may authorize the inclusion of the IG contract allocation in any contract. Nothing contained in this subsection shall in any way limit the power of the Inspector General provided for in this ordinance to perform audits, inspections, reviews and investigations on all County contracts including, but not limited to, those contracts specifically exempted from the IG contract allocation.

**Section 5.09(3) - Physical Facilities and Staff**

- i. The County shall provide the Office of Inspector General with appropriately located office space and sufficient physical facilities together with necessary office supplies, equipment and furnishings to enable the Inspector General to perform his or her functions.
- ii. The Inspector General shall have the power to appoint, employ, and remove such assistants, employees and personnel, and establish personnel procedures as deemed necessary for the efficient and effective administration of the activities of the Office of Inspector General.

**Section 5.09(4) - Selection**

- i. Responsibility for selecting the Inspector General shall be vested solely with the Inspector General Selection Committee ("Selection Committee"). No member of the Selection Committee other than the Cuyahoga County Prosecuting Attorney shall be a current or former elected or appointed official or employee of any local government within of by Cuyahoga County. The Selection Committee shall be comprised of one person from each of the following:

- a. Ohio State Bar Association
- b. Ohio Society of Certified Public Accountants
- c. Cuyahoga County Prosecuting Attorney
- d. Ohio Inspector General or his/her designee
- e. Ohio State Auditor or his/her designee

SO ORDAINED, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Approved:

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

Attest:

\_\_\_\_\_  
County Clerk  
(Seal)

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