
BYLAWS OF THE CLEAN OHIO COUNCIL

ARTICLE 1: NAME, PURPOSE, OFFICES.

Section 1.	Name	The name of the organization shall be the Clean Ohio Council.
Section 2.	Purpose	The Clean Ohio Council is organized pursuant to Ohio Revised Code §§ 122.65 to 122.659 inclusive for the purpose of awarding grants or making loans to assist in the cleanup of brownfields in the State of Ohio.
Section 3.	Principal Office	The principal office of the Clean Ohio Council shall be located at 77 South High Street, 29 th Floor, Columbus, Ohio, 43215.

ARTICLE 2: MEMBERSHIP.

Section 1.		Membership shall consist only of the members of the Council, as dictated by Rev. Code § 122.651.
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ARTICLE 3: THE COUNCIL.

Section 1.	General Powers	<p>The Council shall approve or disapprove applications submitted to it by the <u>Ohio Public Works Commission</u> district integrating committees or executive committees of integrating committees for grants or loans from the clean Ohio revitalization fund, pursuant to Rev. Code § 122.653. The vote shall be recorded in the minutes and signed by the secretary.</p> <p>The Council may exercise all other powers consistent with the provisions of Rev. Code §§ 122.65 through 122.659 inclusive.</p>
Section 2.	Members of the Council	The Council shall consist of the following <u>fourteen</u> (14) voting members: (1) the Director of Development or the Director's designee, (2) the Director of Environmental Protection or the Director's designee, (3) the <u>Lieutenant Governor or the Lieutenant Governor's designee</u> , (4) one member of the majority party of the Senate, (5) one member of the minority party of the Senate, (6) one member of the majority party of the House of Representatives, (7) one member of the minority party of the House of Representatives, and (8) seven

		members to be appointed by the Governor with the advice and consent of the Senate.
		The Director of the Ohio Public Works Commission shall serve as a nonvoting, ex-officio member.
Section 3.	Terms of Office	Of the members appointed by the Governor, four shall be appointed for two years and three shall be appointed for one year. Thereafter, terms of office for members appointed by the Governor shall be for two years, with each term ending on the same day of the same month as did the term that it succeeds. A member shall continue in office after the expiration date of the member's term until the member's successor takes office or until a period of sixty days has elapsed, whichever comes first.
Section 4.	Quorum	A quorum must be attended by at least <u>eight</u> (8) voting members of the Council before action is taken on any matter. A majority vote of a quorum, at least <u>five</u> (5) voting members, is necessary to take action on any matter.
Section 5.	Tie-Breaking Vote	In the event of a tie in the number of votes cast by members of the Council, the vote of the Chairperson shall count as two votes.
Section 6.	Notice to Members	Council members shall receive at least seventy-two (72) hours notice of all Council meetings.
Section 7.	Chairperson of the Council	The Chairperson of the Clean Ohio Council shall be the member of the Clean Ohio Council appointed by the Governor to serve as the Chair. The Chair shall convene Council meetings and shall preside over them.
Section 8.	Vice-Chairperson	In the absence of the Chairperson, the Vice-Chairperson shall preside at Council meetings.
		The Vice-Chairperson shall perform those duties as the Chairperson or the Council may direct provided that those duties shall not conflict with Rev. Code §§ 122.65 to 122.659 inclusive.
		The Director of Development shall serve as the Vice-Chairperson of the Council unless appointed Chairperson. If the Director is appointed Chairperson, the Council annually shall select from

among its members a Vice-Chairperson to serve while the Director is Chairperson.

Section 9.	Secretary	<p>The Secretary shall keep a written record of all Council proceedings.</p> <p>The Secretary shall perform all other duties as the Chairperson or the Council may direct provided that those duties shall not conflict with Rev. Code §§ 122.65 to 122.659 inclusive.</p> <p>The Secretary shall be selected annually from amongst the Council's members by a majority vote.</p>
Section 10.	Vacancies	<p>Vacancies shall be filled in the same manner as the original appointments were filled, pursuant to Rev. Code § 122.651.</p>
Section 11.	Removal	<p>The members appointed by the legislature shall serve at the pleasure of their appointing authorities. The Governor may remove a member appointed by him or her for misfeasance, nonfeasance, or malfeasance in office.</p>

ARTICLE 4: MEETINGS.

Section 1.	Regular Meetings	<p>The Council shall meet at least once per year at an agreed upon time and place and at any other times as the Council shall direct.</p>
Section 2.	Special Meetings	<p>Special meetings of the Council may be called at the request of the Chairperson or one-third of the Council.</p>
Section 3.	Public Notice	<p>The public shall be notified of the time and place of all regular meetings of the Council via press notifications and postings on a government web page. The public shall be notified of the time, place, and purpose of all special meetings no later than twenty-four (24) hours prior to the meeting via press notifications.</p>

ARTICLE 5: COMMITTEES.

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| Section 1. | Executive Committee | The Executive Committee shall consist of the Chairperson of the Clean Ohio Council, the Council Vice-Chairperson, the Council Secretary, the Director of the Ohio Environmental Protection Agency, and a member of Council to be selected by a majority of Council members. The Chairperson of the Clean Ohio Council shall additionally and concurrently serve as Chairperson of the Executive Committee. The Executive Committee shall perform those duties as directed by the Council so long as those duties do not conflict with the provisions of Rev. Code §§ 122.65 through 122.659 inclusive. The Executive Committee shall be subject to the public notice requirements described in Article 4, Section 3 of these Bylaws. |
| Section 2. | Other Committees | The Council may create any other committees as needed. The Chairperson shall appoint all committee chairs. |

ARTICLE 6: CONFLICTS.

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| Section 1. | If any provision of these bylaws conflict with any provision contained in the Ohio Revised Code, then the Ohio Revised Code shall prevail. |
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ARTICLE 7: AMENDMENTS.

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| Section 1. | These Bylaws may be amended when necessary by a two-thirds majority of the Council, provided that any amendment shall not conflict with the provisions contained in the Rev. Code §§ 122.65 through 122.659 inclusive. Proposed amendments to these Bylaws must be submitted to the Secretary to be sent out with regular Council announcements. The Secretary shall ensure that Council members receive copies of proposed amendments no later than twenty-four (24) hours prior to a meeting. |
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These Bylaws were approved at a meeting of the Clean Ohio Council on the 18th day of December, 2001, and amended at a meeting of the Clean Ohio Council on the 2nd day of October, 2003.