



# City of Cleveland

Office of the City Clerk

Patricia J. Britt



April 19, 2011

Janine L. Migden-Ostrander  
Office of the Ohio Consumers' Counsel  
10 West Broad Street, Suite 1800  
Columbus, OH 43215-3485

Dear Office of the Ohio Consumers' Counsel, Janine L. Migden-Ostrander:

Enclosed herewith please find a copy of Resolution No. 446-11, adopted by the Council of the City of Cleveland.

This copy is transmitted to you in compliance with the Resolution No. 446-11 Adopted April 4, 2011 and Effective April 6, 2011.

Cordially,

Patricia J. Britt  
City Clerk  
Clerk of Cleveland City Council

Enclosure  
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# CITY CLERK, CLERK OF COUNCIL

Resolution No. 446-11

The following Resolution was adopted by the Council of the City of Cleveland

Adopted April 4, 2011 and Effective April 6, 2011

Res. No. 446-11.

By Council Member Kelley.

An emergency resolution urging the Governor, the Ohio Senate and the Ohio House to support and maintain the current process of funding the Ohio Consumers' Council.

Whereas, Governor John Kasich desires to reduce the budget of the Ohio Consumers' Council from \$8.5 million to \$4.1 million in the next Biennial Budget; and

Whereas, Governor Kasich believes that the Ohio Consumers' Council provides services duplicative to those provided by the Public Utilities Commission of Ohio (the "PUCO"); and

Whereas, the Ohio Consumers' Council's operating budget is funded independently by mandatory assessments filed against revenue of the state's utilities and not from tax revenues; and

Whereas, the Ohio Consumers' Council is charged under state law with the responsibility to represent consumers' interests regarding activities of both regulated utilities and the PUCO; and

Whereas, the PUCO is not legally charged with advocating on behalf of consumers and consumers' interests; and

Whereas, a reduction in funding to the Ohio Consumers' Council will significantly reduce resources for consumer protection and representation; and

Whereas, significant budget reductions will shrink the Ohio Consumers' Council's consumers' education programs; and

Whereas, reducing the Ohio Consumers' Council budget will not contribute any reduction to Ohio's Biennial Budget; and

Whereas, this Council strongly supports representation of consumers by the oversight and regulation of Ohio utilities; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health, or safety, now, therefore,

Be it resolved by the Council of the City of Cleveland:

**Section 1.** Urging the Governor, the Ohio Senate and the Ohio House to support and maintain the current process of funding the Ohio Consumers' Council.

**Section 2.** That the Clerk of Council is hereby directed to transmit copies of this resolution to Governor John Kasich, the President of the Ohio Senate, the Ohio Senate Minority Leader, the Speaker of the Ohio

House, the Ohio House Minority Leader and Janine Migden-Ostrander, Ohio Consumers' Counsel.

**Section 3.** That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted April 4, 2011.  
Effective April 6, 2011.

I, Patricia J. Britt, City Clerk, Clerk of Council of the City of Cleveland, do hereby certify that the foregoing is a true and correct copy of Resolution No. 446-11 adopted by the Council of the City of Cleveland, Adopted April 4, 2011 and Effective April 6, 2011.

WITNESS my hand and seal at Cleveland, Ohio this 19<sup>th</sup> day of April 2011.

  
City Clerk, Clerk of Council