

**CLEVELAND PUBLIC LIBRARY**

**Board Meeting**

May 16, 2019

**RESOLUTION DESIGNATING LIBRARY EMPLOYEES WHO PROVIDE  
SERVICES TO THE CLEVELAND PUBLIC LIBRARY FOUNDATION AS  
SERVING IN THEIR OFFICIAL CAPACITIES**

WHEREAS, The Cleveland Public Library and the Cleveland Public Library Foundation (“Foundation”) in 2018 entered into a Staffing Agreement whereby two Library employees, the Director of Development and the Chief of External Relations and Development provide, in addition to their duties as employees of the Library, limited services to the Foundation Board with regard to administrative support and fundraising activities. In consideration for these services the Foundation pays the Library an annual sum in proportion to the amount of time each Library employee allocates to Foundation work. This Staffing Agreement is in the process of being renewed for 2019 through 2020; and

WHEREAS, In May of 2000, the Cleveland Public Library and the Friends entered into an agreement for the donation of discarded library materials to the Friends, the operation of the Friends gift shop, and the provision of supports services between the Library and the Friends, which agreement remains in full force and effect today; and

WHEREAS, The Ohio Ethics Commission and the Ohio Attorney General have opined that a public official may serve as a trustee or executive-director of a nonprofit corporation with which their public entity contracts, provided that certain requirements are met, including the requirement that the public official’s governing body formally designates the officer as serving the nonprofit in his or her official capacity, and that it formally instruct the public official to represent the governmental entity and its interests; and

WHEREAS, This Board of Trustees desires to adopt this Resolution in compliance with the aforementioned opinions; now therefore be it

RESOLVED, That the Board of Trustees of the Cleveland Public retroactively approves and formally designates that, as long as the Chief of External Relations and Development and Director of Development provide services to the Foundation pursuant to an agreement, they provide those services in their official capacities as representatives of the Cleveland Public Library, and further instructs each one to represent the interests of the Cleveland Public Library while so serving.