



Cuyahoga County Council – Procedures for Public Comment at Council and Committee Meetings

- Requests to speak must be submitted in writing **prior** to the scheduled meeting start time on the Request Form provided by the Clerk immediately prior to each meeting.*
- Request Forms must be submitted in-person and may not be submitted on behalf of others (one per person).
- A maximum of thirty speakers will be selected at random during the public comment section at each meeting.
- Each speaker will receive two minutes to address the council or committee. A bell will ring to signal that speaking time has ended. Speakers may not yield their time to others.
- In lieu of verbal public comment, written testimony may be submitted to Council or the applicable committee through the Clerk of Council at CouncilPublicComment@cuyahogacounty.us prior to the adjournment of each meeting.
- The Council and committee meeting schedule can be found [on the Council website](#).

** Council chambers will open to the public 30 minutes prior to the scheduled meeting start time.*



CUYAHOGA COUNTY COUNCIL

COMMITTEE OF THE WHOLE

CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS

4th FLOOR

MEETING AGENDA

TUESDAY, MARCH 24, 2026 — 2:30 P.M.

1. CALL TO ORDER

2. ROLL CALL

3. PUBLIC COMMENT

4. MATTERS REFERRED TO COMMITTEE:

- a) R2026-0074: A Resolution making an award on RQ7867 to Burns & McDonnell Engineering Company, Inc. in the amount not-to-exceed \$1,800,000.00 for Building Commissioning Services for the Cuyahoga County Corrections Center Project, effective upon signatures of all parties - 7/31/2029; authorizing the County Executive to execute Contract No. 5850 and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.
- b) O2026-0001: An Ordinance amending Chapter 703 of the Cuyahoga County Code, entitled Justice Center Capital Projects Fund; and declaring the necessity that this Ordinance become immediately effective.

5. PRESENTATION/DISCUSSION:

- a) authorizing the issuance of bonds in the amount of not to exceed \$984,540,000 for the purposes of costs of capital projects for County corrections center facilities, which shall include the cost of acquiring, including acquiring land and interests in land, constructing, reconstructing, rehabilitating, remodeling, renovating, enlarging, improving, furnishing, and equipping facilities, with related site improvements and appurtenances thereto; authorizing the signing and delivery of a purchase agreement relating to the sale of the bonds and related agreements and certificates.

6. MISCELLANEOUS BUSINESS

7. ADJOURNMENT

**Complimentary parking for the public is available in the attached garage at 900 Prospect. A skywalk extends from the garage to provide additional entry to the Council Chambers from the 5th floor parking level of the garage. Download the [Metropolis smartphone app](#) and create an account to have parking validated at meetings. Please scan the QR code posted in Council Chambers to input your license plate information for parking to be validated by Metropolis, a non-County entity. You will be responsible for the cost of parking if you are unable to utilize this online parking service.*

***Meeting rooms are equipped with a hearing assistance system. If needed, please see the Clerk to obtain a receiver.*

County Council of Cuyahoga County, Ohio

Resolution No. R2026-0074

<p>Sponsored by: County Executive Ronayne/Department of Public Works</p>	<p>A Resolution making an award on RQ7867 with Burns & McDonnell Engineering Company, Inc. in the amount not-to-exceed \$1,800,000.00 for Building Commissioning Services for the Cuyahoga County Corrections Center Project, effective upon signatures of all parties - 7/31/2029; authorizing the County Executive to execute Contract No. 5850 and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Public Works recommends an award on RQ7867 with Burns & McDonnell Engineering Company, Inc. in the amount not-to-exceed \$1,800,000.00 for Building Commissioning Services for the Cuyahoga County Corrections Center Project, effective upon signatures of all parties - 7/31/2029; and

WHEREAS, the primary goal of this project is to verify and document that those building systems selected for commissioning – as defined and agreed to by the owner, design team and commissioning authority – meet the design intent and owner’s requirements for functionality and performance; and

WHEREAS, the project is funded 100% from Capital Projects-General Fund; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue.

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ7867 with Burns & McDonnell Engineering Company, Inc. in the amount not-to-exceed \$1,800,000.00 for Building Commissioning Services for the Cuyahoga County Corrections Center Project, effective upon signatures of all parties - 7/31/2029.

SECTION 2. That the County Executive is authorized to execute Contract No. 5850 and all other documents consistent with said award and this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution 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 _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: March 10, 2026

Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 20__

PURCHASE-RELATED TRANSACTIONS

Title	DPW; Burns McDonnell Engineering Company, Inc.; approval of agreement from RFQ 7867; Building Commissioning Services for the Cuyahoga County Corrections Center Project
Department or Agency Name	Department of Public Works
Requested Action	<input type="checkbox"/> Contract <input checked="" type="checkbox"/> Agreement <input type="checkbox"/> Lease <input type="checkbox"/> Amendment <input type="checkbox"/> Revenue Generating <input type="checkbox"/> Purchase Order <input type="checkbox"/> Other (please specify):

Original (O)/Amendment (A-#)	Contract No. (If PO, list PO#)	Vendor Name	Time Period	Amount	Date BOC/Council Approved	Approval No.
O	CM 5850	Burns McDonnell Engineering Company, Inc.	Effective Date – July 31, 2029	\$1,800,000	Pending	Pending

Service/Item Description (include quantity if applicable). When submitting an amendment, address any changes to the time period of the agreement, reduction or addition of funds, changes to the existing scope of services, changes to service rates/costs, and retroactive applicability of the changes, if any.

Building Commissioning Services for the Cuyahoga County Corrections Center Project awarded from RFQ 7867

Indicate whether: New service/purchase Existing service/purchase Replacement for an existing service/purchase (provide details in Service/Item Description section above)

For purchases of furniture, computers, vehicles: Additional Replacement **N/A**
Age of items being replaced: _____ **How will replaced items be disposed of** _____

Project Goals, Outcomes or Purpose (list 3):
 The overall goal of the commissioning effort is to verify and document that those building systems selected for commissioning – as defined and agreed to by the owner, design team and commissioning authority – meet the design intent and owner’s requirements for functionality and performance.

In the boxes below, list Vendor/Contractor, etc. Name, Street Address, City, State and Zip Code. Beside each vendor/contractor, etc. provide owner, executive director, other (specify). If there are multiple vendors copy this table and complete for each vendor.

Vendor Name and address:	Owner, executive director, other (specify):
Burns McDonnell Engineering Company, Inc. 544 White Pond Drive, Suite 300, Akron, Ohio 44320	David Myers AIA,CxA,PMP, LEED Ap Executive in Charge
Vendor Council District:	Project Council District:
N/A	8
If applicable provide the full address or list the municipality(ies) impacted by the project.	Garfield Heights

COMPETITIVE PROCUREMENT	NON-COMPETITIVE PROCUREMENT
RQ# <u>7867</u> <input type="checkbox"/> RFB <input type="checkbox"/> RFP <input checked="" type="checkbox"/> RFQ <input type="checkbox"/> Informal <input checked="" type="checkbox"/> Formal Closing Date: 1/11/2022	Provide a short summary for not using competitive bid process. *See Justification for additional information.
The total value of the solicitation:	<input type="checkbox"/> Exemption
Number of Solicitations (sent/received) 52/3	<input type="checkbox"/> State Contract, list STS number and expiration date <input type="checkbox"/> Government Coop (Joint Purchasing Program/GSA), list number and expiration date
Participation/Goals (%): () DBE (15%) SBE (10%) MBE (5%) WBE. Were goals met by awarded vendor per DEI tab sheet review? <input type="checkbox"/> Yes <input type="checkbox"/> No, please explain. If no, has this gone to the Administrative Reconsideration Panel? If so, what was the outcome?	<input type="checkbox"/> Sole Source <input type="checkbox"/> Public Notice posted by Department of Purchasing. Enter # of additional responses received from posting ().
Recommended Vendor was low bidder: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No, please explain:	<input type="checkbox"/> Government Purchase <input type="checkbox"/> Alternative Procurement Process
Qualifications based selection.	
How did pricing compare among bids received?	<input type="checkbox"/> Contract Amendment - (list original procurement)
N/A - Qualifications based selection.	<input type="checkbox"/> Other Procurement Method, please describe:

Is Purchase/Services technology related No Yes If yes, list date of TAC approval and answer the questions below.

List date of TAC approval	Date:
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Check if item on IT Standard List of approved purchase and provide date of TAC approval.
 Check if item is ERP related? No Yes.

Are the purchases compatible with the new ERP system? Yes No, please explain.

FUNDING SOURCE: Please provide the complete, proper name of each funding source (No acronyms). Include % for each funding source listed.

100% Capital Projects – General Fund

Is funding for this included in the approved budget? Yes No (if “no” please explain):

List all Accounting Unit(s) upon which funds will be drawn and amounts if more than one accounting unit.

Payment Schedule: Invoiced Monthly Quarterly One-time Other (please explain):

Provide status of project.
 The work has not started yet.

Is contract/purchase late No Yes, In the fields below provide reason for late and timeline of late submission

Reason:

Timeline

Project/Procurement Start Date (date your team started working on this item):

Date documents were requested from vendor:

Date of insurance approval from risk manager:

Date Department of Law approved Contract:

Detail any issues that arose during processing in Infor, such as the item being disapproved and requiring correction:

If late, have services begun? No Yes (if yes, please explain)

Have payments been made? No Yes (if yes, please explain)

HISTORY (see instructions):

Prior Original (O) and subsequent Amendments (A-#)	Contract No. (If PO, list PO#)	Vendor Name	Time Period	Amount	Date BOC/Council Approved	Approval No.

Department of Purchasing – Required Documents Checklist

Upload as “word” document in Infor.

Infor/Lawson RQ# (if applicable):	7867
Infor/Lawson PO# Code (if applicable):	RFQ
Event #	2192
CM Contract#	5850

Late Submittal Required:	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Why is the contract being submitted late?		
What is being done to prevent this from reoccurring?		

TAC or CTO Required or Authorized IT Standard	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
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FULL AND OPEN COMPETITION		
Formal RFQ		
Reviewed by Purchasing		
	Department Initials	Purchasing
Briefing Memo	LW	Attached
Notice of Intent to Award (sent to all responding vendors)	LW	OK
Bid Specification Packet (RFQ Packet)	LW	OK
Final DEI Goal Setting Worksheet <i>*Requisition prior to DEI Goal Setting Worksheet going into effect</i>	N/A*	N/A
Diversity Documents – <i>if required (goal set)</i>	N/A	OK (attached 2/9/2026)
Award Letter (sent to awarded vendor)	LW	OK
Vendor’s Confidential Financial Statement – <i>if RFQ requested</i>	N/A	N/A
Bid Tabulation Sheet	LW	OK
Evaluation with Scoring Summary (<i>Names of evaluators to be included, must have minimum of three evaluators</i>).	LW	OK
IG# 25-0382 12/31/2026	N/A	OK
Debarment/Suspension Verified Date: 1/6/2026	LW	OK
Auditor’s Findings Date: 1/6/2026	LW	OK
Vendor’s Submission	LW	OK
Independent Contractor (I.C.) Form Date: 1/5/2026	LW	OK
Cover - <i>Master contracts only</i>	N/A	OK
Contract Evaluation – <i>if required provide most recent CM history on contract history table (see pg 2)</i>	N/A	N/A
TAC/CTO Approval or IT Standards (<i>if required attach and identify relevant page #s or meeting approval number</i>)	N/A	N/A
Checklist Verification	LW	OK

Other documentation may be required depending upon your specific item

Glossary of Terms at: <https://intranet.cuyahoga.cc/policies-procedures/procurement-information>

Reviewed by Law	
	Department Initials
Agreement/Contract and Exhibits	LW
Matrix Law Screen shot	LW
COI	LW
Workers’ Compensation Insurance	LW

Department of Purchasing – Required Documents Checklist

CONTRACT SPENDING PLAN

Time Period	Accounting Unit	Account Number	Activity Code	Account Category or Subaccount	Dollar Amount
Effective Date – 12/31/2026	PW600125	55030	CFCCC0000301	55030	\$500,000
1/1/2027 – 12/31/2027	PW600125	55030	CFCCC0000301	55030	\$450,000
1/1/2028 – 12/31/2028	PW600125	55030	CFCCC0000301	55030	\$450,000
1/1/2029 – 07/31/2029	PW600125	55030	CFCCC0000301	55030	\$400,000
TOTAL					\$1,800,000.00

CONTRACT HISTORY (see Contract Evaluation, if applicable/ to be completed by Department)

Brand New Contract – No History

CE/AG# (if applicable)					
Infor/Lawson PO# and PO Code (if applicable)		RFQ			
Lawson RQ# (if applicable)		7867			
CM Contract#		5850			
	Original Amount	Amendment Amount (if applicable)	Original Time Period/Amended End Date	BOC/ Resolution Approval Date	BOC/ Resolution Approval #
Original Amount	\$ 1,800,000.00		Effective Date – 7/31/29	pending	pending
Prior Amendment Amounts (list separately) (A-#)		\$			
		\$			
		\$			
Pending Amendment		\$			
Total Amendments		\$			
Total Contract Amount		\$ 1,800,000.00			

PURCHASING USE ONLY

Prior Resolutions:	
CM#:	5850
Vendor Name:	Burns & McDonnell Engineering Company, Inc.
Time Period:	Effective Date – 7/31/2029, effective as of the date of execution by both parties
Amount:	\$1,800,000.00mm
History/CE:	OK
EL:	OK
Purchasing Notes:	2/10/2026: Revised contract has exhibits 1, 2, 3 attached, Department correspondence to DEI attached. 1/6/2026: Exhibits A and B not attached to contract; Diversity review had vendor as non-compliant – either attach revised tab sheet with compliance noted & updated Diversity documents or communication to DEI regarding award without compliance; Change line entry description from 2025 Funds.

Department of Purchasing – Required Documents Checklist

Purchasing Agents Initials and date of approval	OK, ssp 2/10/2026
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From: [Nichole English](#)
To: [Lenora Lockett](#)
Cc: [Lisa A. Willey](#)
Subject: FW: Burns McDonnell Disapproved by Purchasing
Date: Wednesday, February 04, 2026 6:22:04 PM

Lenora – In 2022, our selection committee selected Burns McDonnell to perform the building commissioning for the jail project. As you know, there was a hold placed on the project in 2022 until after the current County Executive took office and decided to move forward with the project. Last year, we finally got to the point where we needed to contract with the building commissioning agent for the project. When submitting the contract, we were reminded that they were noncompliant on their diversity goals. We re-examined the selection notes and found that the selection committee chose them for their experience and felt that subcontracting this work could lead to confusion and liability issues. It was preferred to have a firm that completed all of the commissioning under their umbrella. Therefore, we are notifying you of our plan to push forward the contract as it stands. Thanks.

Nichole English, PE
(direct) 216.348.3861
(main) 216.348.3800
nenglish@cuyahogacounty.gov

From: Lisa A. Willey <lwilley@cuyahogacounty.gov>
Sent: Friday, January 09, 2026 11:41 AM
To: Nichole English <nenglish@cuyahogacounty.gov>
Cc: Eric Mack <emack@cuyahogacounty.gov>
Subject: Burns McDonnell Disapproved by Purchasing

Nichole,

Purchasing has disapproved CM 5850 Burns McDonnell due, in part, to the diversity requirements on the tab sheet. It looks like per their comment in the screenshot below, that they would accept a communication with DEI regarding award without compliance. I know you mentioned that you would send an email about the compliance.

In the meantime, I will work with Jim to make sure we have the correct Exhibits attached – I believe there may be a typo between Exhibit 1 and Exhibit A in the agreement itself. I have already addressed the other comment about the line entry description.

Contract Mgmt & Sourcing

Update Contract Comment

Contract Group
CUYA CUYAHOGA COUNTY ENTERPRISE

Contract
5850 Building Commissioning CCCC Project

Supplier 4359 Burns and McDonnell **Contract Status** Draft

Comment Type
Manual

Vendor Agreement Comment Type
[Dropdown menu]

Title *
Disapproval Comments-1/9/2026

Description
Exhibits A and B not attached to contract;
Diversity review had vendor as non-compliant – either attach revised tab sheet with compliance noted & updated Diversity documents or communication to DEI regarding award without compliance;
Change line entry description from 2025 Funds.

Respectfully,

~ Lisa

Lisa Willey
Project Manager - Planning & Programming
Cuyahoga County Department of Public Works
2079 E. 9th Street, 5th floor
Cleveland, Ohio 44115
direct: (216) 348-3898 main: (216) 348-3800
lwilley@cuyahogacounty.gov



Department of Purchasing Tabulation Sheet

REQUISITION NUMBER: 7867	Event: 2192	TYPE: RFQ	ESTIMATE: \$150,000.00
CONTRACT PERIOD: N/A	RFQ DUE DATE: January 11, 2022	NUMBER OF RESPONSES (issued/submitted): 52/3	
REQUESTING DEPARTMENT: Public Works			
COMMODITY DESCRIPTION: Building Commissioning Services for Cuyahoga County Corrections Center Project			
DIVERSITY GOAL/SBE 15%	DIVERSITY GOAL/MBE 10%	DIVERSITY GOAL/WBE 5%	

Bidder's / Vendors Name and Address	Buyer Administrative Review:	Diversity Program Review:	Dept. Tech. Review	Award: (Y/N)							
1. Burns and McDonnell 544 White Pond Drive Suite 300 Akron, Ohio 44320	Compliant: <input checked="" type="checkbox"/> Yes IG Registration Complete: <input checked="" type="checkbox"/> No IG Number: Not Registered Planholder: <input checked="" type="checkbox"/> Yes Buyer Review: SSP	<table border="1"> <tr> <td>SBE / MBE / WBE</td> <td rowspan="2"> <input type="checkbox"/> Yes <input type="checkbox"/> SBE <input type="checkbox"/> MBE <input type="checkbox"/> WBE <input checked="" type="checkbox"/> No </td> </tr> <tr> <td>Subcontractor Name(s):</td> </tr> <tr> <td>SBE/MBE/WBE Prime: (Y/N)</td> <td> <input type="checkbox"/> Yes <input type="checkbox"/> SBE <input type="checkbox"/> MBE <input type="checkbox"/> WBE <input checked="" type="checkbox"/> No </td> </tr> <tr> <td>Total %</td> <td>SBE: 0 % MBE: 0 % WBE: 0 %</td> </tr> </table>	SBE / MBE / WBE	<input type="checkbox"/> Yes <input type="checkbox"/> SBE <input type="checkbox"/> MBE <input type="checkbox"/> WBE <input checked="" type="checkbox"/> No	Subcontractor Name(s):	SBE/MBE/WBE Prime: (Y/N)	<input type="checkbox"/> Yes <input type="checkbox"/> SBE <input type="checkbox"/> MBE <input type="checkbox"/> WBE <input checked="" type="checkbox"/> No	Total %	SBE: 0 % MBE: 0 % WBE: 0 %		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
SBE / MBE / WBE	<input type="checkbox"/> Yes <input type="checkbox"/> SBE <input type="checkbox"/> MBE <input type="checkbox"/> WBE <input checked="" type="checkbox"/> No										
Subcontractor Name(s):											
SBE/MBE/WBE Prime: (Y/N)	<input type="checkbox"/> Yes <input type="checkbox"/> SBE <input type="checkbox"/> MBE <input type="checkbox"/> WBE <input checked="" type="checkbox"/> No										
Total %	SBE: 0 % MBE: 0 % WBE: 0 %										

Bidder's / Vendors Name and Address	Buyer Administrative Review:	Diversity Program Review:	Dept. Tech. Review	Award: (Y/N)
		<p>SBE / MBE / WBE <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No LL 1/12/22</p> <p>SBE/MBE/WBE Comply: (Y/N)</p> <p>SBE/MBE/WBE Comments and Initials: Crawford & Associates not certified, Motz Engineering – not certified. Full waiver requested "We have contacted firms....", but only one vendor listed on DIV-3 (2of2). EN 1/11/20221 Insufficient Good Faith Effort documentation LL 1/12/22</p>		
<p>2. Emerald Built Environments 4415 Euclid Avenue Suite 201 Cleveland, Ohio 44103</p>	<p>Compliant: <input checked="" type="checkbox"/> Yes IG Registration Complete: <input checked="" type="checkbox"/> No IG Number: Not Registered Planholder: <input checked="" type="checkbox"/> Yes Buyer Review: SSP</p>	<p>Subcontractor Name(s): (FW) Emerald Built Environments, LLC. SBE/WBE 20%</p> <p>SBE/MBE/WBE Prime: (Y/N) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> SBE <input type="checkbox"/> MBE <input checked="" type="checkbox"/> WBE <input type="checkbox"/> No</p> <p>Total % SBE: 0 % MBE: 0 % WBE: 20 %</p> <p>SBE/MBE/WBE Comply: (Y/N) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No LL 1/12/22</p>		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

RQ7867

Bidder's / Vendors Name and Address	Buyer Administrative Review:	Diversity Program Review:	Dept. Tech. Review	Award: (Y/N)
		SBE / MBE / WBE SBE/MBE/WBE Comments and Initials: No waiver requested – DIV 3 forms no submitted. EN 1/11/2022 No Good Faith Effort documentation LL 1/12/22		
3.	IMEG Corp. 672 E. Royalton Road Broadview Heights, Ohio 44147	Compliant: <input checked="" type="checkbox"/> Yes IG Registration Complete: <input checked="" type="checkbox"/> No IG Number: Not Registered Planholder: <input checked="" type="checkbox"/> Yes Buyer Review: SSP	Subcontractor Name(s): (FAA) Automatic Mechanical Corporation SBE/MBE/WBE 10% (FW) CASTLE HEATING AND AIR, INC. SBE/WBE 20%	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
		SBE/MBE/WBE Prime: (Y/N) <input type="checkbox"/> Yes <input type="checkbox"/> SBE <input type="checkbox"/> MBE <input type="checkbox"/> WBE <input checked="" type="checkbox"/> No		
		Total % SBE: <u> </u> % MBE: <u>10</u> % WBE: <u>20</u> % LL 2/11/22 (corrected WBE %)		
		SBE/MBE/WBE Comply: (Y/N) <input checked="" type="checkbox"/> Yes LL 1/12/22 <input type="checkbox"/> No		
		SBE/MBE/WBE Comments and Initials: No waiver requested. DIV-3 forms (1 of 2) and (2 of 2) stamped "Not Applicable" EN 1/11/2022 – New SBE/MBE/WBE Policy approved 11/9/21 (effective 11/15/21) However due to need to do trainings to vendors and county staff, the implementation effective date 12/15/21. As such, approving this diversity		

RQ7867

	Bidder's / Vendors Name and Address	Buyer Administrative Review:	Diversity Program Review:		Dept. Tech. Review	Award: (Y/N)
			SBE / MBE / WBE	participation plan based on prior criteria due to initial advertisement date of 12/6/21. LL 1/12/22		

County Council of Cuyahoga County, Ohio

Ordinance No. O2026-0001

Sponsored by: County Executive Ronayne/Fiscal Officer	An Ordinance amending Chapter 703 of the Cuyahoga County Code, entitled Justice Center Capital Projects Fund; and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Chapter 703 of the County Code, entitled Justice Center Capital Projects Fund, was established by Ordinance O2024-0004, enacted by the Council September 10, 2024 and became effective October 12, 2024; and

WHEREAS, this Council now desires to amend Chapter 703 of the County Code; and

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by the County can continue and to provide for the efficient and effective operation of the County.

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

SECTION 1. Chapter 703, Sections 703.01, 703.02, and 703.03, of the Cuyahoga County Code are hereby amended to read as follows (inserted text is bold; deleted text is stricken):

Chapter 703: Justice Center Capital Projects Fund

Section 703.01: Fund Established

Pursuant to the home rule power of local self-government vested in Cuyahoga County by the Charter and the Ohio Constitution, the Fiscal Officer is hereby directed to establish a separate fund in the General Fund designated the Justice Center Capital Projects Fund, for collecting and expending funds for the purposes set forth herein. **The Justice Center Capital Projects Fund shall not be subject to any requirement to maintain a minimum account balance.**

Section 703.02: Use of Justice Center Capital Projects Fund

Funds in the Justice Center Capital Projects Fund shall be used solely for:

- A. ~~costs of capital projects~~**expenses** for a County corrections center or courthouse, **including related debt service and financing costs,** which shall include the cost of acquiring, including acquiring land and interests in land, constructing, reconstructing, rehabilitating, remodeling, renovating, enlarging, improving, furnishing, and equipping facilities at a cost of \$100,000 or greater and an estimated useful life of five years or more, provided however that funds shall not be used for routine maintenance.;
- B. **maintenance and operating expenses for a County corrections center or courthouse;**
- C. **expenses otherwise directly related to public safety and justice services; or**
- D. **any lawful purpose as determined in the discretion of and as directed by this Council.**

Section 703.03: Source of Justice Center Capital Projects Funds

Beginning December 1, 2027, the Fiscal Officer shall deposit monies from the General Fund and other legally available sources into the Justice Center Capital Projects Fund no less frequently than biannually, in an amount equal to 100% of the amount collected annually under Section 727.01(B) and Section 727.02(B) of the County Code **(the “Sales Tax Extension Amount”)**, less:

- A. **the amount required to be paid from the Sales Tax Extension Amount under the Trust Indenture between the County and Argent Institutional Trust Company, as successor to The Huntington National Bank, dated December 1, 2014, as the same may be amended or supplemented; and** ~~net of debt service, financing costs, and any refinancing premium directly relating to any obligations for capital projects as described in Section 703.02, above (i.e., for either the County corrections center, or courthouse, or both, with such obligations aggregating at least \$100,000 for said capital project or projects), and~~
- B. expenses associated with administering collection of any such sources. ~~Additionally, the entire remaining balance of the Justice Center Capital Projects Fund previously established pursuant to ORC Section 5705.13(C) shall be transferred to the General Fund and further to the new Justice Center Capital Projects Fund within the General Fund after the rescission of the previously established fund, which is to occur upon the effective date of this Section.~~

Section 703.04: Reporting of the Justice Center Capital Projects Fund

The Fiscal Officer shall report quarterly to Council the revenues, expenditures, and balance of the Justice Center Capital Projects Fund. The quarterly reports shall be sent to the Clerk of Council.

Section 703.05: Termination of Justice Center Capital Projects Fund

The Justice Center Capital Projects Fund shall terminate if Chapter 703 is repealed by County Council. Any funds remaining in the Justice Center Capital Projects Fund upon its termination shall be returned to unrestricted sales and use tax uses within the General Fund.

SECTION 2. It is necessary that this Ordinance become immediately effective for the usual daily operation of the County; the preservation of public peace, health or safety in the County; and any additional reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

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 _____, seconded by _____, the foregoing Ordinance was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: March 10, 2026
Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 20____