

# County Council of Cuyahoga County, Ohio

## Resolution No. R2017-0055

<p>Sponsored by: <b>County Executive Budish and Council President Brady</b></p> <p>Co-sponsored by: <b>Councilmembers Miller, Hairston, Gallagher, Simon, Jones and Tuma</b></p>	<p><b>A Resolution</b> authorizing the County Executive to obtain and/or pledge one or more letters of credit from a bank or banks related to and in support of The MetroHealth System’s Campus Transformation Project; approving and authorizing the execution of one or more indentures or other documents; authorizing other contracts and other actions related to and necessary for the matter described herein; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, The MetroHealth System (“MetroHealth”) has a long and storied history as the public hospital for Cuyahoga County and the City of Cleveland, originally founded as City Hospital in 1837 to provide care for the chronically ill, aged, mentally impaired, and the poor; and,

WHEREAS, in 1958 City Hospital became a county hospital, and was subsequently renamed The MetroHealth System; and,

WHEREAS MetroHealth has been a research and teaching hospital affiliated with Case Western Reserve University’s School of Medicine, with approximately 400 residents receiving training each year; and,

WHEREAS, since the original passage of the county’s Health and Human Service Levy, Cuyahoga County has historically provided an annual operating subsidy to MetroHealth for the care of uninsured and under-insured county residents; and,

WHEREAS, in 2015 MetroHealth reported a total community benefit in the amount of \$223 million, providing healthcare access to uninsured and under-insured patients; and,

WHEREAS, MetroHealth has been a responsible community partner with Cuyahoga County agencies and other community organizations on issues including infant mortality, Project DAWN (Deaths Avoided with Naloxone), the Northern Ohio Trauma System (NOTS), Medical services for the county jail, the Cleveland Metropolitan School District Mentoring Program, and a Medical Home for Children in Foster Care, among many others; and,

WHEREAS, pursuant to Section 339.02 of the Ohio Revised Code and Section 2.03 of the Charter of Cuyahoga County, the County Executive together with the probate judge of the county senior in point of service and the judge of the court of common pleas of the county senior in point of service appoints the members of the board of hospital trustees of MetroHealth, subject to confirmation by the Council; and,

WHEREAS, MetroHealth has a clear and convincing need for major capital renovation and/or reconstruction of its main campus facilities; and,

WHEREAS, MetroHealth has announced its campus transformation plan to address its longstanding capital needs, realize operational efficiencies, and improve patient outcomes; and,

WHEREAS, MetroHealth is seeking to issue bonds to finance its campus transformation project; and,

WHEREAS, the County and MetroHealth have worked collaboratively to identify cost savings related to the financing of MetroHealth's campus transformation project; and,

WHEREAS, the County will seek to obtain and/or pledge one or more letters of credit that would save MetroHealth millions of dollars in borrowing costs; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that the usual daily operation of the County be continued and the public peace, health or safety of the County be preserved and for the further reason that the actions identified herein are needed to support the MetroHealth campus transformation project.

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

**SECTION 1.** The Cuyahoga County Council hereby authorizes the County Executive to provide an alternative facility comparable to a capitalized debt service reserve fund, including but not limited to obtaining and/or pledging one or more letters of credit from a bank or banks in an effort to support the MetroHealth campus transformation project. The County Council hereby authorizes the County Executive to pay for any and all costs and fees associated with obtaining and/or pledging a letter or letters of credit and the actions described herein.

**SECTION 2.** The County Executive, the Fiscal Officer, the Director of Law and the Clerk of Council are each hereby authorized and directed to take any and all other actions and to execute any and all other instruments, certificates and documents as may in their judgment be necessary, desirable, advisable or appropriate in connection with the issuance and/or pledge of the letter(s) of credit, including, but not limited to, any

indenture or other agreements as contemplated herein with MetroHealth, a bank or banks, and any other parties as necessary to carry out the transaction as described herein. To the extent an exemption is needed for anything contemplated herein, it is hereby authorized.

**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: (i) its approval by the County Executive through signature, (ii) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Charter, or (iii) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the 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 14, 2017  
Committee(s) Assigned: Committee of the Whole

Additional Sponsorship Requested on the Floor: March 14, 2017

Journal \_\_\_\_\_  
\_\_\_\_\_, 20\_\_