

AGENDA
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, FEBRUARY 25, 2014
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. SILENT MEDITATION**
- 5. PUBLIC COMMENT RELATED TO AGENDA**
- 6. APPROVAL OF MINUTES**
 - a) February 11, 2014 Committee of the Whole Meeting (See Page 10)
 - b) February 11, 2014 Regular Meeting (See Page 12)
- 7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT**
- 8. MESSAGES FROM THE COUNTY EXECUTIVE**
- 9. LEGISLATION INTRODUCED BY COUNCIL**
 - a) **CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE**
 - 1) R2014-0048: A Resolution approving the appointment of various individuals to serve on the College Savings Account Program Committee for an unexpired term ending 5/31/2017, and declaring the necessity that this Resolution become immediately effective: (See Page 26)

- i) Julian Rogers
- ii) Kahlil Seren

Sponsors: Councilmembers Connally and Conwell

- 2) R2014-0049: A Resolution confirming the County Executive's appointment of Lisa M. Hunt to serve on the Cuyahoga County Board of Developmental Disabilities for an unexpired term ending 1/31/2017, and declaring the necessity that this Resolution become immediately effective. (See Page 32)

Sponsors: Councilmembers Connally and Conwell

- 3) R2014-0050: A Resolution confirming the County Executive's appointment or reappointment of various individuals to serve on the Cuyahoga Regional HIV Health Services Planning Council for the term 3/11/2014 - 3/31/2017, and declaring the necessity that this Resolution become immediately effective: (See Page 39)

- i) Appointments:

- a) Jacquelin Fields
- b) Jose Flores
- c) Elaine Henderson
- d) Lawrence Stallworth
- e) Robert Uncapher
- f) Stephene Uncapher
- g) Marlene Robinson-Statler

- ii) Reappointments:

- a) Barbara Gripshover, M.D.
- b) Cecelia Huffman-White as Co-Chair
- c) Trudi Kozak
- d) Gilbert Kudrin
- e) Mark Lehman
- f) Naimah O'Neal
- g) Reverend Max Rodas
- h) Karen Butler as Co-Chair

Sponsors: Councilmembers Connally and Conwell

b) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

- 1) R2014-0036: A Resolution confirming the County Executive's appointment of various individuals to serve on the Cuyahoga Arts and Culture Board of Trustees for various terms, and declaring the necessity that this Resolution become immediately effective: (See Page 50)
 - i) Joseph P. Gibbons, Esq. for an unexpired term ending 3/31/2015.
 - ii) Eliza Wing for the term 4/1/2014 - 3/31/2017.

Sponsors: Councilmembers Connally and Conwell

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

- 2) R2014-0047: A Resolution confirming the County Executive's appointment of Glenn Coyne to serve on the Northeast Ohio Areawide Coordinating Agency Board of Directors, and declaring the necessity that this Resolution become immediately effective. (See Page 52)

Sponsors: Councilmembers Connally and Conwell

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

c) CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- 1) O2014-0006: An Ordinance enacting Chapter 712 of the Cuyahoga County Code to establish guidelines for the County Community Development Block Grant Fund Program, and declaring the necessity that this Ordinance become immediately effective. (See Page 54)

Sponsor: Councilmember Simon

10. LEGISLATION INTRODUCED BY EXECUTIVE

a) CONSIDERATION OF RESOLUTIONS FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

- 1) R2014-0051: A Resolution amending the 2014/2015 Biennial Operating Budget for 2014 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective. (See Page 58)

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

- 2) R2014-0052: A Resolution expressing support for the Cleveland 2016 Host Committee, Inc.'s efforts to secure a National Presidential Convention in Cleveland in 2016, and authorizing the County Executive to negotiate and execute a contract with Cleveland 2016 Host Committee, Inc. in the amount of \$2,500,000.00 to support a bid for a National Presidential Nominating Convention in 2016, contingent upon a winning bid, and a contract with the appointed lead law enforcement agency to contribute up to \$2,500,000.00 in law enforcement services and resources, contingent upon a winning bid, subject to reimbursement in the event of a security grant by the Federal Government; and declaring the necessity that this Resolution become immediately effective. (See Page 75)

Sponsor: County Executive FitzGerald

b) CONSIDERATION OF RESOLUTIONS FOR FIRST READING AND REFERRAL TO COMMITTEE

- 1) R2014-0053: A Resolution authorizing the issuance of not-to-exceed \$39,900,000.00 County of Cuyahoga, Ohio Health Care Facilities Revenue Refunding Bonds, Series 2014 (The A.M. McGregor Home Project) for the purpose of refunding the outstanding principal amount of County of Cuyahoga, Ohio Adjustable Rate Demand Health Care Facilities Revenue Refunding Bonds, Series 2009 (The A.M. McGregor Home Project), Adjustable Rate Demand Health Care Facilities Revenue Refunding Bonds, Series 2010A (The A.M. McGregor Home Project) and Adjustable

Rate Demand Health Care Facilities Revenue Refunding Bonds, Series 2010B (The A.M. McGregor Home Project) that were issued to provide funds to assist The A.M. McGregor Home in financing costs of certain “hospital facilities” within the boundaries of the County; providing for the pledge of revenues for the payment of those bonds; authorizing the execution and delivery of a trust indenture, a lease agreement, a sublease and a bond purchase agreement; authorizing and approving related matters; and declaring the necessity that this Resolution become immediately effective. (See Page 78)

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Thompson Hine LLP

- 2) R2014-0054: A Resolution authorizing a revenue generating Underlying Agreement with City of Euclid in the amount not-to-exceed \$2,600,000.00 for operation of jail services for County Euclid Prisoners for the period 4/1/2014 - 3/31/2019; authorizing a Lease in connection with said agreement in the amount-not-exceed \$5.00 for a County Jail satellite facility located at 545 East 222nd Street, Euclid; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 90)

Sponsor: County Executive FitzGerald/County Sheriff

- 3) R2014-0055: A Resolution making an award on RQ28967 to Catholic Charities Corporation in the amount not-to-exceed \$554,240.00 for sanction compliance programming and support services for Ohio Works First families losing cash assistance for the period 3/1/2014 - 2/28/2015; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 94)

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Cuyahoga Job and Family Services

c) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

- 1) R2014-0038: A Resolution declaring that public convenience and welfare requires resurfacing of Bennett Road from Edgerton Road

to just south of Bridgewater Drive in the City of North Royalton; total estimated project cost \$1,580,669.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective. (See Page 104)

Sponsors: County Executive FitzGerald/Department of Public Works/ Division of County Engineer and Councilmember Gallagher

Committee Assignment and Chair: Public Works, Procurement & Contracting – Jones

- 2) R2014-0039: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5018 for rehabilitation of East 49th Street Bridge No. 00.54 over abandoned railroad tracks in the City of Cleveland; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; and declaring the necessity that this Resolution become immediately effective. (See Page 107)

Sponsor: County Executive FitzGerald/Department of Public Works/ Division of County Engineer

Committee Assignment and Chair: Public Works, Procurement & Contracting – Jones

- 3) R2014-0041: A Resolution authorizing an agreement with City of Olmsted Falls for participation in the Cuyahoga County Benefits Regionalization Program for the period 1/1/2014 - 12/31/2016; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 109)

Sponsors: County Executive FitzGerald/Department of Human Resources and Councilmember Gallagher

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

- 4) R2014-0042: A Resolution authorizing an amendment to Contract No. CE1200705-01 with Hylant Group, Inc. for insurance brokerage and risk management services and premiums for the period 1/1/2013 - 12/31/2015 for additional funds in the amount not-to-exceed \$888,000.00; authorizing the County Executive to execute

the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 111)

Sponsor: County Executive FitzGerald/Department of Law

Committee Assignment and Chair: Public Works, Procurement & Contracting – Jones

- 5) R2014-0044: A Resolution authorizing an agreement with City of Cleveland/Department of Public Health in the amount not-to-exceed \$682,276.00 for the MomsFirst Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 114)

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

- 6) R2014-0045: A Resolution authorizing an agreement with Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County in the amount not-to-exceed \$1,339,104.00 for the Early Childhood Mental Health Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 116)

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

- 7) R2014-0046: A Resolution authorizing an agreement with Cuyahoga County District Board of Health in the amount not-to-exceed \$906,000.00 for the Newborn Home Visiting Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015; authorizing the County Executive to execute the

agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 118)

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

d) CONSIDERATION OF RESOLUTIONS FOR THIRD READING ADOPTION

- 1) R2014-0031: A Resolution making an award on RQ28818 to Karvo Paving, Co. in the amount not-to-exceed \$8,372,654.20 for reconfiguration of the Warrensville Center Road/Van Aken Boulevard/Chagrin Boulevard/ Northfield Road intersection in the City of Shaker Heights and Village of Highland Hills; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$5.00 License Tax Funds in the amount of \$418,632.71 to fund said contract; and declaring the necessity that this Resolution become immediately effective. (See Page 120)

Sponsor: County Executive FitzGerald/Department of Public Works/ Division of County Engineer

- 2) R2014-0034: A Resolution authorizing the issuance of not-to-exceed \$11,955,000.00 County of Cuyahoga, Ohio Economic Development Revenue Refunding Bonds, Series 2014 (Cleveland Hearing and Speech Center Project), for the purpose of refunding the outstanding principal amount of County of Cuyahoga, Ohio Tax-exempt Variable Rate Economic Development Revenue Bonds, Series 2008 (Cleveland Hearing and Speech Center Project), that were issued to provide funds to assist the Cleveland Hearing and Speech Center in financing costs of a project consisting generally of the acquisition, construction, improvement, furnishing and equipping of real and personal property consisting of an approximately 48,000 square foot headquarters and operations facility located at 11635 Euclid Avenue, Cleveland, Ohio; authorizing the execution and delivery of a loan agreement and trust indenture; authorizing the execution and delivery of a bond purchase agreement and authorizing the execution and delivery of certain

other documents and actions in connection with the issuance of such bonds; and declaring the necessity that this Resolution become immediately effective. (See Page 123)

Sponsors: County Executive FitzGerald/Department of Development and Councilmember Conwell

Bond Counsel: Thompson Hine LLP

e) CONSIDERATION OF AN ORDINANCE FOR THIRD READING ADOPTION

- 1) O2014-0003: An Ordinance amending Cuyahoga County Code Chapter 506: Procurement Card Program Policies and Procedures to approve revised Cuyahoga County Procurement Card Program Policies and Procedures, effective 3/1/2014; and declaring the necessity that this Ordinance become immediately effective. (See Page 141)

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Procurement & Diversity

11. MISCELLANEOUS COMMITTEE REPORTS

12. MISCELLANEOUS BUSINESS

13. PUBLIC COMMENT UNRELATED TO AGENDA

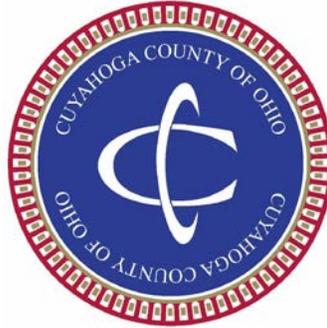
14. ADJOURNMENT

NEXT MEETINGS

COMMITTEE OF THE WHOLE MEETING: TUESDAY, MARCH 11, 2014
3:00 PM / COUNCIL CHAMBERS

REGULAR MEETING: TUESDAY, MARCH 11, 2014
5:00 PM / COUNCIL CHAMBERS

*In accordance with Section 108.01 of the Cuyahoga County Code, complimentary parking in the Huntington Park Garage will be available for the public on any day when the Council or any of its committees holds meetings. Please see the Clerk to obtain a parking pass.



MINUTES

**CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING
TUESDAY, FEBRUARY 11, 2014
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
3:30 PM**

1. CALL TO ORDER

Council President Connally called the meeting to order at 3:37 p.m.

2. ROLL CALL

Council President Connally asked Clerk Schmotzer to call the roll. Councilmembers Jones, Simon, Greenspan, Miller, Brady, Gallagher, Schron, Conwell and Connally were in attendance and a quorum was determined. Councilmember Germana was absent from the meeting.

A motion was then made by Ms. Connally, seconded by Mr. Miller and approved by unanimous vote to excuse Mr. Germana from the meeting.

3. PUBLIC COMMENT RELATED TO AGENDA

Mr. Bill Merriman, representing the Franklin – Clinton Block Club, and Ms. Michelle Asher, representing Graystone Properties, addressed the Committee regarding issues of concern to them relating to the County Consolidated Storage Facility.

4. PRESENTATION

- a) County Consolidated Storage Facility – Bonnie Teeuwen, Director of Public Works and Relocation Specialists, Inc.

Ms. Bonnie Teeuwen, Director of Public Works, and Ms. Adele Anthony, representing Relocation Specialists, Inc., addressed the Committee regarding the Cuyahoga County Storage and Processing Center Proposed Plan. Discussion ensued.

5. ITEM REFERRED TO COMMITTEE

a) Deleted Item C in Section 1 of R2014-0029:

<u>Fund Nos./Budget Accounts</u>		<u>Journal Nos.</u>
40A069 – Capital Projects Future Debt Issue		BA1400381
CC768200 – New County Headquarters		
Personal Services	\$	127,000.00
Other Expenses	\$	1,313,385.00
Capital Outlays	\$	25,381,000.00

Funding Source: Funding for tenant improvement costs will come from future debt issuance.

Ms. Teeuwen; Ms. Ginger Cox, Capital Plan Construction Administrator; and Mr. Eric Gonczy, representing Project Management Consultants; addressed the Committee regarding deleted Item C in Section 1 of Resolution No. R2014-0029. Discussion ensued regarding the item and Geis’s request to the administration to change to a steam heat and chilled water system in the new County headquarters. Councilmembers asked questions pertaining to the item, which were answered accordingly.

On a motion by Ms. Connally with a second by Ms. Conwell, this item was approved by unanimous vote to be placed into a future fiscal Resolution by the Office of Budget & Management for the full Council’s consideration.

6. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

7. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given unrelated to the agenda.

8. ADJOURNMENT

With no further business to discuss, Council President Connally adjourned the meeting at 5:05 p.m., without objection.



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, FEBRUARY 11, 2014
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM**

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 5:13 p.m.

2. ROLL CALL

Council President Connally asked Clerk Schmotzer to call the roll. Councilmembers Simon, Greenspan, Miller, Brady, Gallagher, Schron, Conwell, Jones and Connally were in attendance and a quorum was determined. Councilmember Germana was absent from the meeting.

A motion was then made by Ms. Connally, seconded by Ms. Conwell and approved by unanimous vote to excuse Mr. Germana from the meeting.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Connally requested a moment of silent meditation be dedicated in memory of Mr. Larry Brisker, an active citizen in the Cuyahoga County community, who recently passed away.

5. PUBLIC COMMENT RELATED TO AGENDA

There was no public comment related to the agenda.

6. APPROVAL OF MINUTES

- a) January 21, 2014 Committee of the Whole Meeting
- b) January 23, 2014 Committee of the Whole Meeting
- c) January 28, 2014 Committee of the Whole Meeting
- d) January 28, 2014 Regular Meeting

A motion was made by Mr. Miller, seconded by Mr. Brady and approved by unanimous vote to approve the minutes of the January 21, 2014; January 23, 2014 and January 28, 2014 Committee of the Whole meetings and the January 28, 2014 regular meeting.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

Council President Connally announced that Item No. 13, consideration of a Resolution for first reading adoption under suspension of rules/executive session, would be taken out of order and considered after Item No. 23 on the agenda.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive FitzGerald commended the staff of the Department of Senior and Adult Services and the Fiscal Office for creating a hotline for reporting elder abuse in the community.

9. CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2014-0035: A Resolution confirming the County Executive's appointment of Mark A. Parks, Jr. upon his taking the oath of office as Fiscal Officer of Cuyahoga County, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Connally and Conwell

Council President Connally referred Resolution No. R2014-0035 to the Committee of the Whole.

- b) R2014-0036: A Resolution confirming the County Executive's appointment of various individuals to serve on the Cuyahoga Arts and Culture Board of Trustees for various terms, and declaring the necessity that this Resolution become immediately effective:
 - 1) Joseph P. Gibbons, Esq. for an unexpired term ending 3/31/2015.
 - 2) Eliza Wing for the term 4/1/2014 - 3/31/2017.

Sponsors: Councilmembers Connally and Conwell

Council President Connally referred Resolution No. R2014-0036 to the Human Resources, Appointments & Equity Committee.

- c) R2014-0047: A Resolution confirming the County Executive's appointment of Glenn Coyne to serve on the Northeast Ohio Areawide Coordinating Agency Board of Directors, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Connally and Conwell

Council President Connally referred Resolution No. R2014-0047 to the Human Resources, Appointments & Equity Committee.

10. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Schron and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2014-0027 and R2014-0028.

- a) R2014-0027: A Resolution confirming the County Executive's reappointment of Nick Nardi to serve on the Greater Cleveland Regional Transit Authority Board of Trustees for the term 3/1/2014 - 2/28/2017, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Connally, Conwell and Rogers

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

On a motion by Ms. Conwell with a second by Ms. Simon, Resolution No. R2014-0027 was considered and adopted by unanimous vote.

- b) R2014-0028: A Resolution confirming the County Executive's appointment or reappointment of various individuals to serve on the Cuyahoga County Planning Commission for various terms, and declaring the necessity that this Resolution become immediately effective:
 - 1) Appointments:
 - i) The Honorable Merle S. Gorden (Hillcrest Region) for an unexpired term ending 12/31/2014.

- ii) The Honorable Sherri A. Lippus (Southwest Region) for an unexpired term ending 12/31/2015.

2) Reappointment:

- i) The Honorable Eileen A. Patton (Westshore Region) for the term 1/1/2014 - 12/31/2016.

Sponsors: Councilmembers Connally and Conwell

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

On a motion by Ms. Conwell with a second by Mr. Gallagher, Resolution No. R2014-0028 was considered and adopted by unanimous vote.

11. CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) O2014-0004: An Ordinance amending and replacing Chapter 701 of the Cuyahoga County Code, incorporating Chapters 706 and 707 of the Cuyahoga County Code into Chapter 701, and renumbering existing Chapters of Title 7 of the Cuyahoga County Code where appropriate to enact a comprehensive set of financial policies for Cuyahoga County.

Sponsor: Councilmember Miller

Council President Connally referred Ordinance No. O2014-0004 to the Finance & Budgeting Committee.

12. CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Schron and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2014-0037.

- a) R2014-0037: A Resolution amending the 2014/2015 Biennial Operating Budget for 2014 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

On a motion by Mr. Miller with a second by Mr. Schron, Resolution No. R2014-0037 was considered and adopted by unanimous vote.

13. CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES / EXECUTIVE SESSION

[Note: Item No. 13 was taken out of order and considered after Item No. 23 on the agenda.]

A motion was made by Mr. Gallagher, seconded by Ms. Conwell and approved by unanimous roll-call vote to move to Executive Session for the purpose of discussing matters concerning collective bargaining and for no other purpose whatsoever. Executive Session was then called to order by Council President Connally at 5:55 p.m. The following Councilmembers were present: Simon, Greenspan, Miller, Brady, Gallagher, Schron, Conwell, Jones and Connally. The following additional attendees were also present: County Executive Ed FitzGerald, Assistant Law Director Ed Morales, Assistant Law Director Michael King and Director of Public Works Bonnie Teeuwen. At 6:15 p.m., Executive Session was adjourned, without objection, and Council President Connally then reconvened the regular meeting.

A motion was made by Mr. Gallagher, seconded by Mr. Schron and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2014-0030.

- a) R2014-0030: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and Teamsters, Local 436, affiliated with the International Brotherhood of Teamsters, representing approximately 58 employees in 6 classifications in the Department of Public Works/Division of Maintenance (Sewer) for the period 1/1/2013 - 12/31/2015; directing that funds necessary to implement the Collective Bargaining Agreement be budgeted and appropriated; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Departments of Law and Public Works

On a motion by Ms. Conwell with a second by Mr. Miller, Resolution No. R2014-0030 was considered and adopted by unanimous vote.

14. CONSIDERATION OF RESOLUTIONS FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2014-0038: A Resolution declaring that public convenience and welfare requires resurfacing of Bennett Road from Edgerton Road to just south of Bridgewater Drive in the City of North Royalton; total estimated project cost \$1,580,669.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer **and Councilmember Gallagher**

Council President Connally referred Resolution No. R2014-0038 to the Public Works, Procurement & Contracting Committee.

- b) R2014-0039: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5018 for rehabilitation of East 49th Street Bridge No. 00.54 over abandoned railroad tracks in the City of Cleveland; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works/
Division of County Engineer

Council President Connally referred Resolution No. R2014-0039 to the Public Works, Procurement & Contracting Committee.

- c) R2014-0040: A Resolution authorizing a Purchase and Sale Agreement with Playhouse Square Foundation in the amount of \$1.00 for the sale of County-owned property commonly known as the Loew's Building, located at 1501 Euclid Avenue, Cleveland; authorizing termination of the Indenture of Lease Agreement, as amended; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

Council President Connally referred Resolution No. R2014-0040 to the Committee of the Whole.

- d) R2014-0041: A Resolution authorizing an agreement with City of Olmsted Falls for participation in the Cuyahoga County Benefits Regionalization Program for the period 1/1/2014 - 12/31/2016; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Human Resources and Councilmember Gallagher

Council President Connally referred Resolution No. R2014-0041 to the Human Resources, Appointments & Equity Committee.

- e) R2014-0042: A Resolution authorizing an amendment to Contract No. CE1200705-01 with Hylant Group, Inc. for insurance brokerage and risk management services and premiums for the period 1/1/2013 - 12/31/2015 for additional funds in the amount not-to-exceed \$888,000.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Law

Council President Connally referred Resolution No. R2014-0042 to the Human Resources, Appointments & Equity Committee.

[Subsequent to the meeting and at the request of Council President Connally, this referral was withdrawn and Resolution No. R2014-0042 was then referred to the Public Works, Procurement & Contracting Committee.]

- f) R2014-0043: A Resolution making an award on RQ28759 to Lutheran Metropolitan Ministry in the amount not-to-exceed \$553,000.00 for Adult Guardianship Services for the period 1/1/2014 - 12/31/2014; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Senior and Adult Services

Council President Connally referred Resolution No. R2014-0043 to the Health, Human Services and Aging Committee.

- g) R2014-0044: A Resolution authorizing an agreement with City of Cleveland/Department of Public Health in the amount not-to-exceed \$682,276.00 for the MomsFirst Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

Council President Connally referred Resolution No. R2014-0044 to the Education, Environment & Sustainability Committee.

- h) R2014-0045: A Resolution authorizing an agreement with Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County in the amount not-to-exceed \$1,339,104.00 for the Early Childhood Mental Health Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

Council President Connally referred Resolution No. R2014-0045 to the Education, Environment & Sustainability Committee.

- i) R2014-0046: A Resolution authorizing an agreement with Cuyahoga County District Board of Health in the amount not-to-exceed \$906,000.00 for the Newborn Home Visiting Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

Council President Connally referred Resolution No. R2014-0046 to the Education, Environment & Sustainability Committee.

15. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- a) R2014-0031: A Resolution making an award on RQ28818 to Karvo Paving, Co. in the amount not-to-exceed \$8,372,654.20 for reconfiguration of the Warrensville Center Road/Van Aken Boulevard/Chagrin Boulevard/Northfield Road intersection in the City of Shaker Heights and Village of Highland Hills; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$5.00 License Tax Funds in the amount of \$418,632.71 to fund said contract; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works/
Division of County Engineer

Committee Assignment and Chair: Public Works, Procurement &
Contracting – Jones

Clerk Schmotzer read Resolution No. R2014-0031 into the record.

This item will move to the February 25, 2014 Council meeting agenda for consideration for third reading adoption.

- b) R2014-0034: A Resolution authorizing the issuance of not-to-exceed \$11,955,000.00 County of Cuyahoga, Ohio Economic Development Revenue Refunding Bonds, Series 2014 (Cleveland Hearing and Speech Center Project), for the purpose of refunding the outstanding principal amount of County of Cuyahoga, Ohio Tax-exempt Variable Rate Economic Development Revenue Bonds, Series 2008 (Cleveland Hearing and Speech Center Project), that were issued to provide funds to assist the Cleveland Hearing and Speech Center in financing costs of a project consisting generally of the acquisition, construction, improvement, furnishing and equipping of real and personal property consisting of an approximately 48,000 square foot headquarters and operations facility located at 11635 Euclid Avenue, Cleveland, Ohio; authorizing the execution and delivery of a loan agreement and trust indenture; authorizing the execution and delivery of a bond purchase agreement and authorizing the execution and delivery of certain other documents and actions in connection with the issuance of such bonds; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Development and Councilmember Conwell

Bond Counsel: Thompson Hine LLP

Committee Assignment and Chair: Economic Development & Planning – Schron

Clerk Schmotzer read Resolution No. R2014-0034 into the record.

This item will move to the February 25, 2014 Council meeting agenda for consideration for third reading adoption.

16. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Miller and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2014-0008, R2014-0015, R2014-0032 and R2014-0033.

- a) R2014-0008: A Resolution authorizing a payment in the amount of \$350,000.00 to L.A.N.D Studio, Inc. for operational support of the Group Plan Commission; authorizing the County Executive to negotiate and execute any necessary contract or other documents for same; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

Committee Assignment and Chair: Council Operations & Intergovernmental Relations – Greenspan

Mr. Greenspan introduced a proposed substitute on the floor. Discussion ensued. A motion was then made by Mr. Greenspan, seconded by Ms. Conwell and approved by unanimous vote to accept the proposed substitute.

On a motion by Mr. Miller with a second by Ms. Simon, Resolution No. R2014-0008 was considered and adopted by unanimous vote, as substituted.

- b) R2014-0015: A Resolution approving the appropriation of funds for Year 2014 based on the Statement of Appropriation Status dated 12/31/2013, and declaring the necessity that this Resolution become immediately effective:
- 1) Free balances for grants and capital projects;

- 2) Encumbrances for grants and capital projects; and
- 3) Encumbrances for all other funds.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Committee Assignment and Chair: Finance & Budgeting – Miller

On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2014-0015 was considered and adopted by unanimous vote.

- c) R2014-0032: A Resolution authorizing an agreement with City of Highland Heights for participation in the Cuyahoga County Benefits Regionalization Program for the period 2/1/2014 - 12/31/2016; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Human Resources **and Councilmembers Simon and Connally**

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

On a motion by Ms. Conwell with a second by Ms. Simon, Resolution No. R2014-0032 was considered and adopted by unanimous vote.

- d) R2014-0033: A Resolution authorizing an agreement with City of University Heights for participation in the Cuyahoga County Benefits Regionalization Program for the period 1/1/2014 - 12/31/2016; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Human Resources

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

On a motion by Ms. Conwell with a second by Ms. Simon, Resolution No. R2014-0033 was considered and adopted by unanimous vote.

17. CONSIDERATION OF RESOLUTIONS FOR THIRD READING ADOPTION

- a) R2013-0294: A Resolution authorizing an Economic Development Fund Large Scale Attraction Loan in the amount not-to-exceed \$805,000.00 to Remedi SeniorCare of Ohio-Northeast, LLC for relocation and expansion of a facility located at 26251 Bluestone Boulevard, Euclid; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Development and Councilmember Simon

On a motion by Mr. Schron with a second by Ms. Simon, Resolution No. R2013-0294 was considered and adopted by unanimous vote.

- b) R2014-0014: A Resolution providing for adoption of various changes to the Cuyahoga County Non-Bargaining Classification Plan, and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Human Resources on behalf of Personnel Review Commission

On a motion by Mr. Schron with a second by Ms. Simon, Resolution No. R2014-0014 was considered and adopted by unanimous vote.

18. CONSIDERATION OF AN ORDINANCE FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) O2014-0005: An Ordinance amending Section 107.01 of the Cuyahoga County Code to streamline the process for oaths and affirmations, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald/Department of Law

Council President Connally referred Ordinance No. O2014-0005 to the Council Operations & Intergovernmental Relations Committee.

19. COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE FOR SECOND READING

- a) O2014-0003: An Ordinance amending Cuyahoga County Code Chapter 506: Procurement Card Program Policies and Procedures to approve

revised Cuyahoga County Procurement Card Program Policies and Procedures, effective 3/1/2014; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Procurement & Diversity

Committee Assignment and Chair: Public Works, Procurement & Contracting – Jones

Clerk Schmotzer read Ordinance No. O2014-0003 into the record.

Councilmember Jones then introduced a proposed amendment to Exhibit A of Ordinance No. O2014-0003 on the floor. Discussion ensued. A motion was then made by Mr. Jones, seconded by Ms. Simon and approved by unanimous vote to accept the amendment.

This item will move to the February 25, 2014 Council meeting agenda for consideration for third reading adoption, as amended.

20. CONSIDERATION OF AN ORDINANCE FOR THIRD READING ADOPTION

- a) O2014-0002: An Ordinance amending Cuyahoga County Code Chapter 503: Small Business Enterprise Program Policies and Procedures to approve revised Cuyahoga County Small Business Enterprise Program Policies and Procedures, effective 2/15/2014; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Procurement & Diversity

On a motion by Mr. Jones with a second by Ms. Conwell, Ordinance No. O2014-0002 was considered and adopted by unanimous vote.

21. MISCELLANEOUS COMMITTEE REPORTS

Mr. Greenspan reported that the Council Operations & Intergovernmental Relations Committee will meet on Monday, February 24, 2014 at 9:00 a.m.

Mr. Miller reported that the Finance & Budgeting Committee will meet on Tuesday, February 18, 2014 at 1:00 p.m.

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, February 18, 2014 at 10:00 a.m.

Mr. Jones reported that the Public Works, Procurement & Contracting Committee will meet on Thursday, February 20, 2014 at 11:00 a.m.

Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, February 19, 2014 at 3:00 p.m.

22. MISCELLANEOUS BUSINESS

Mr. Schron reported that he attended the Investment Advisory Committee meeting on February 3, 2014 where new investment concepts were discussed. County Executive FitzGerald complimented Mr. Schron for his efforts in this area.

23. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given unrelated to the agenda.

[Note: Item No. 13 was taken out of order and considered after Item No. 23 on the agenda.]

24. ADJOURNMENT

With no further business to discuss, Council President Connally adjourned the meeting at 6:16 p.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0048

Sponsored by: Councilmembers Connally and Conwell	A Resolution approving the appointment of various individuals to serve on the College Savings Account Program Committee for an unexpired term ending 5/31/2017, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Section 804.02 of the Cuyahoga County Code, entitled Cuyahoga County College Savings Account Program, creates the Cuyahoga County College Savings Account Program; and,

WHEREAS, Section 804.02(L) of the Cuyahoga County Code, states “a College Savings Account Program Committee shall provide advice and fundraising support to the Administration and rule on appeals from Administration decisions on eligibility and qualified use of funds” for the Cuyahoga County College Savings Account Program; and,

WHEREAS, Section 207.03(B) of the Cuyahoga County Code, provides that County Council shall appoint two members to the College Savings Account Program Committee, one of whom must be a parent of a student residing in Cuyahoga County; and,

WHEREAS, the term of office of each member of the College Savings Account Program Committee appointed by County Council shall be four years, and the initial terms shall commence on June 1, 2013; and,

WHEREAS, the County Council recommends that Julian Rogers and Kahlil Seren serve on the College Savings Account Program Committee to complete the unexpired terms ending May 31, 2017; and,

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Resolution become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Commission.

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

SECTION 1. That the Council of Cuyahoga County hereby approves the appointment of the following individuals to serve on the College Savings Account Program Committee for an unexpired term ending 5/31/2017:

- i) Kahlil Seren
- ii) Julian Rogers

SECTION 2. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of a County Commission. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were passed in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, and 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

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 20__

Curriculum Vitae
Kahlil Seren

Contact/Personal Information

Address: 2352 Demington Drive
Cleveland Heights, Ohio 44106
Telephone: (216) 394-2676 (day/evening)
Email: Kahlil.Seren@gmail.com

Education

August 2010: **Master of Science in Urban Studies**
Specialization: *Law and Public Policy*
Final GPA: 3.38/4.0
Maxine Goodman Levin College of Urban Affairs
Cleveland State University
2121 Euclid Avenue, UR 335
Cleveland, Ohio 44115-2214

May 2010: **Graduate Certificate in Urban Economic Development** (GPA: 3.42/4.0)
Maxine Goodman Levin College of Urban Affairs
Cleveland State University

May 2008: **Bachelor of Arts, Cum Laude** (GPA: 3.5/4.0)
Cleveland State University
Major: *Psychology*; Minor: *Political Science*

Professional Experience

Research & Policy Analyst (6/2011 – Present)
Cuyahoga County Council
1219 Ontario Street, Room 424
Cleveland, Ohio 44113

Supervisor: Joseph Nanni, (216) 698-2520

Duties:

- Provides strategic research, policy analysis of various county programs, policies, and operations
- Assists the Senior Policy Advisor in advising Council in areas of public policy, county operations, communications, and planning
- Drafts reports and legislation, prepares talking points, letters and other written materials
- Communicates Council's positions to internal and external constituencies through written and oral communications under the direction of the President of Council and/or the Chief of Staff
- Serves as a representative of Council at events or meetings
- Establishes and maintains good working relationships with Executive staff
- Serves as liaison with Executive Staff, other County Departments and public and private entities on specific projects at the request of the President of Council and/or the Chief of Staff
- Assists the Chief of Staff in all aspects of Council operations

Accomplishments:

- Assisted in the planning, management and facilitation of the inaugural Cuyahoga County / Cleveland State University Public Officials Training Program
- Helped to design the Cuyahoga County Department of Consumer Affairs and assisted in the selection of the Director of Consumer Affairs
- Assisted in the preparation of the scoring criteria for the Cuyahoga County Economic Development Fund
- Drafted legislation creating the Cuyahoga County Veterans Services Fund and assisted in the funding of various programs serving veterans

Communications Coordinator (3/2007 – 6/2011)

Policy Matters Ohio

3631 Perkins Avenue, Suite 4C – East
Cleveland, Ohio 44114

Supervisor: Amy Hanauer, (216) 361-9801

Duties:

- Financial Transactions (verifying, recording and tracking organizational deposits and invoices, authorizing payments, assisting with organizational audits and inventory, maintaining financial files)
- Assist with grant reporting, grant writing, and other development tasks
- Administrative Duties – receiving and routing calls, setting up meeting spaces, developing meeting materials, assisting in maintaining organizational calendar, drafting and sending correspondence, making travel and lodging arrangements for staff and guest speakers for events
- Technology contracts, purchases, repair, training and maintenance
- Design and maintain webpage
- Final editing, layout and publication of reports
- Maintain media lists and distribute reports to media, state, local and federal government agencies and officials
- Track media mentions and public presentations
- Occasionally coordinate meetings or attend events
- Communications (press releases, printings, brochures, monthly newsletter, mailings)
- Training and directing the work of student interns in clerical, technical and other tasks
- Training staff in technical procedures
- Research Assistance
- Publicize and give periodic presentations about Policy Matters Ohio activities (e.g. Combined Federal Campaign presentations)

Accomplishments:

- Created database-driven, automated process for creating and sending thank you letters and receipts in response to donations (for tax purposes)
- Created public presentations database and streamlined presentation submission process for more efficient grant reporting
- Reached out for the first time to state and local minority news media to expand dissemination of Policy Matters Ohio information to untapped populations
- Coordinated 55.7% increase in press mentions from 2007 to 2008
- Created deposits database to increase efficiency of deposit recording and reporting

Mayor's Action Center/Correspondence Aide (6/2003 – 12/2003)

City of Cleveland, Mayor's Office

601 Lakeside Avenue
Cleveland, Ohio 44114

Supervisor: Wendy McDonald-Hunter, (216) 664-4386

Duties:

- Administrative duties (receiving and routing calls and written correspondence, scheduling appointments and meetings)
- Receive and log constituent complaints
- Coordinate City Department response to constituent requests
- Counsel, educate and provide solutions to hostile/upset constituents
- Receive, log and draft responses to Mayoral correspondence

Civic/Volunteer Experience

Higher Education Compact of Greater Cleveland

- *Member, Operations Committee* – Determines the objectives and direction of the Compact, provides oversight of Compact Executive Director and ensures the successful completion of goals by the Compact partners and task forces.
- *Member, Best Practices Task Force* – Develops collection of best practice research for Compact partners and organizes annual symposium to provide forum for program coordination and to disseminate and discuss findings.

Cuyahoga County Veterans’ Employment Transition Team – Voluntary organization of various service providers and employers using shared information and collaboration to work toward the goal of connecting U.S. military veterans to civilian employment.

City of Cleveland Heights Citizens Advisory Committee – Assists in the evaluation and preparation of the CDBG yearly application, participates in monitoring the implementation of the CDBG program, and reviews the City's annual CDBG budget.

Strategic Workforce Alignment Group – Created by the Cleveland/Cuyahoga County Workforce Investment Board (WIB) to design and implement strategies to address information, skill, and location gaps that constrain the alignment of workforce supply and demand.

Professional Development

LeanOhio Boot Camp: Transforming the Public Sector – Intensive, week-long Lean/Six Sigma training offered by the Ohio Department of Administrative Services with an emphasis on application of process improvement concepts in the public sector.

Leadership Academy XXII – Executive development program offered by the Maxine Goodman Levin College of Urban Affairs for policy makers, elected officials, senior administrators, and community executives in the region.

References

David Rothstein –Director of Resource Development and Public Affairs, Neighborhood Housing Services of Greater Cleveland	(216) 458-4663
Joseph Nanni – Chief of Staff, Cuyahoga County Council	(216) 698-2520
Sister Joanne Gross – President, Catholic Community Connection	(216) 875-4613

Relevant Coursework

- Graduate Independent Research Project (“Economic Development Strategies in the Newly Restructured Cuyahoga County” with Dr. Larry Ledebur)
- Law & Public Administration
- Public Administration and the Political Process
- Budget Policy & Management
- Public Finance & Economics
- Workforce Development
- Economic Development Policy
- Constitutional Law
- Civil Rights and Civil Liberties
- American Political Thought
- System and Process of Policy Development
- Applied Quantitative Reasoning (Statistics)
- Urban Spatial Structures

Skills

- Policy Analysis
- Program Development
- Statistical Analysis
- HTML Coding/Website Development
- Database Creation and Management
- Public Speaking
- Press Release drafting and distribution

Software Experience

- Microsoft Word, PowerPoint, Access, Excel, Expression Web, Publisher, Outlook
- Adobe Acrobat, Photoshop
- SPSS
- RSS Builder
- GIMP Image Software

Special Accomplishments

- American Mensa (100005350) – admitted 1996
- Congressional Youth Conference on Entrepreneurship – Presenter, 2004
- Cleveland State University Dean’s List – Spring 2006, Fall 2006
- Cleveland State University President’s List – Spring 2007
- Uhuru Magazine – Contributor, 2003
- Colage Magazine – Contributor, 2008

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0049

Sponsored by: Councilmembers Connally and Conwell	A Resolution confirming the County Executive’s appointment of Lisa M. Hunt to serve on the Cuyahoga County Board of Developmental Disabilities for an unexpired term ending 1/31/2017, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, pursuant to Ohio Revised Code Section 5126.02, the County of Cuyahoga shall have its own county board of developmental disabilities; and,

WHEREAS, pursuant to the provisions in Ohio Revised Code Section 5126.021, the Cuyahoga County Board of Developmental Disabilities consists of seven members. Five members are appointed by the County and two members are appointed by the Probate Court; and,

WHEREAS, members appointed to fill a vacancy of the Cuyahoga County Board of Developmental Disabilities shall serve a term of four years; and,

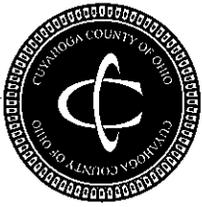
WHEREAS, Cuyahoga County Charter Section 6.04, entitled Special Boards and Commissions, states that “[w]hen general law or any agreement with another public agency or court order provides for appointment of members of a special board or commission or other agency by the board of county commissioners, such appointment shall be made by the County Executive, subject to confirmation by the Council;” and,

WHEREAS, the County Executive has nominated Lisa M. Hunt to be appointed to serve the Cuyahoga County Board of Developmental Disabilities for a vacant unexpired term ending January 31, 2017; and,

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Resolution become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

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

SECTION 1. That the Cuyahoga County Council hereby confirms the appointment of Lisa M. Hunt to be appointed to serve on the Cuyahoga County Board of Developmental Disabilities for the vacant unexpired term ending January 31, 2017.



EDWARD FITZGERALD
Cuyahoga County Executive

February 17, 2014

C. Ellen Connally, President
Cuyahoga County Council
Cuyahoga County Administration Building
1219 Ontario Street, 4th Floor
Cleveland, OH 44113

Re: Cuyahoga County Board of Developmental Disabilities

Dear President Connally:

Pursuant to the provisions found in Ohio Revised Code Section 5126, I submit the following nominee to serve on the Cuyahoga County Board of Developmental Disabilities:

- **Lisa Hunt**

The Board of Developmental Disabilities is composed of seven members. Five of the members are appointed by the County and two are appointed by the Probate Court. The members serve four-year terms and serve without compensation. This Board helps to establish policies to assist children and adults with mental retardation and other disabilities so they can live, learn, work and play in our community.

I have attached background information regarding Ms. Hunt as well as a mandatory Declaration Form. As you can read, she has extensive civic background and involvement. As a parent of a child with special needs, Ms. Hunt is ideally suited to serving on this body and will be an excellent addition.

Should you or any of your colleagues have any questions, please feel free to contact my Special Assistant, James Boyle at 216-698-2089.

Sincerely,

Edward FitzGerald
Cuyahoga County Executive

Lisa Hunt, Program Manager Lisa is proud alumna of Cleveland Heights High School (Class of 1988), and a parent of two sons attending CH-UH schools. She recently graduated from Cleveland State University's Maxine Goodman Levin College with a BS in Urban Studies, concentrating in non-profit administration and leadership, with a minor in dance. She is pursuing her master's degree in non-profit administration, while performing and promoting CSU's Modern Dance Company. She has had valuable administrative and community engagement experience, including working for CSU's Center for Health Equity, Broadway School of Music and the Arts and other community arts organizations. Lisa has been a proud Fairfax Elementary School PTA volunteer, and served as the NODCC'S State of Ohio Family Partnership Leader, a national organization built around advocacy and support for families of individuals with DCC (disorders of the Corpus Callosum), an abnormality seen in her younger son. She also serves on the Cleveland Foundation's Scholarship Selection Committee. Lisa is a member of the Board of Trustees of Heights Youth Theatre. She and her husband Al have lived in Cleveland Heights, where Lisa grew up, since 2001, after living in Washington, D.C., for several years. Of raising their sons Brycen and Jordan in Cleveland Heights, Lisa says, "I have always bragged about my experience at Heights High, because it was so vibrant and diverse." We moved back to this city because I knew what it had to offer and I wanted that and more for my children." - See more at: <http://www.reachingheights.org/who-we-are/meet-the-staff/lisa-hunt/#sthash.ShNyWog2.dpuf>

**Declaration of Applicant
Pursuant to ORC Section 5126.024**

I, *Jessie M. Hunt* am seeking appointment to the Cuyahoga County Board of Developmental Disabilities. Pursuant to applicable law, including but not limited to Ohio Revised Code Section 5126.024, I submit the following declarations:

1. I am a citizen of the United States.
2. I reside in Cuyahoga County.
3. I am interested and knowledgeable in the field of mental retardation and other allied fields.
4. I have reviewed Ohio Revised Code Section 5126.023 (copy attached) and assert that none of the circumstances described in this section exists that bar me from serving on the Cuyahoga County Board of Developmental Disabilities.
5. Neither I nor any immediate family member has an ownership interest in or is under contract with an agency contracting with the Cuyahoga County Board of Developmental Disabilities.
6. I do do not have an immediate family member eligible to receive services provided by the Cuyahoga County Board of Developmental Disabilities. (check one).

Feb. 6, 2014
DATE

Jessie M. Hunt
SIGNATURE

Jessie M. Hunt
PRINTED NAME

5126.023 Persons who may not serve on a county board of developmental disabilities .

None of the following individuals may serve as a member of a county board of developmental disabilities:

(A) An elected public official, except for a township trustee, township fiscal officer, or individual excluded from the definition of public official or employee in division (B) of section 102.01 of the Revised Code;

(B) An immediate family member of a member of the same county board ;

(C) An employee of any county board;

(D) An immediate family member of an employee of the same county board;

(E) A former employee of a county board whose employment ceased less than four calendar years before the former employee would begin to serve as a member of the same county board;

(F) A former employee of a county board whose employment ceased less than two years before the former employee would begin to serve as a member of a different county board;

(G) Unless there is no conflict of interest, an individual who or whose immediate family member is a board member of an agency licensed or certified by the department of developmental disabilities to provide services to individuals with mental retardation or developmental disabilities or an individual who or whose immediate family member is an employee of such an agency;

(H) An individual with an immediate family member who serves as a county commissioner of a county served by the county board unless the individual was a member of the county board before October 31, 1980.

Amended by 129th General Assembly File No.127,HB 487, §101.01, eff. 9/10/2012.

Amended by 128th General Assembly ch.127,SB 79, §2, eff. 10/6/2009.

5126.024 Declaration of eligibility prior to appointment to board .

(A) No individual may be appointed or reappointed to a county board of developmental disabilities unless the individual, before the appointment or reappointment, provides to the appointing authority a written declaration specifying both of the following:

(1) That no circumstance described in section 5126.023 of the Revised Code exists that bars the individual from serving on the county board;

(2) Whether the individual or an immediate family member of the individual has an ownership interest in or is under contract with an agency contracting with the county board, and, if such an ownership interest or contract exists, the identity of the agency and the nature of the relationship to that agency.

(B) On appointment or reappointment of an individual to the county board, the appointing authority shall provide a copy of the individual's declaration to the superintendent of the county board. The declaration is a public record for the purpose of section 149.43 of the Revised Code.

Amended by 128th General Assembly ch.127, SB 79, §2, eff. 10/6/2009.

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0050

Sponsored by: Councilmembers Connally and Conwell	A Resolution confirming the County Executive’s appointment or reappointment of various individuals to serve on the Cuyahoga Regional HIV Health Services Planning Council for the term 3/11/2014 - 3/31/2017, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the goal of the Cuyahoga Regional HIV Health Services Planning Council is to identify HIV positive individuals and to link them into appropriate care and living situations to improve health outcomes comprised of Transitional Grant Area of Ashtabula, Cuyahoga, Geauga, Lake, Lorain and Medina Counties; and,

WHEREAS, the Membership and Outreach committee of the Cuyahoga Regional HIV Health Services Planning Council recommend the nominees based on satisfying the Membership guidelines as outlined in the 2009 Ryan White Treatment Extension Act, Section 2602, matching Membership positions that were needed on the Planning Council, and those who acknowledged the time requirements for membership; and,

WHEREAS, the Regional HIV Health Services Planning Council is a 40 member body serving staggered terms; and,

WHEREAS, Cuyahoga County Charter Section 6.04, entitled Special Boards and Commissions, states that “[w]hen general law or any agreement with another public agency or court order provides for appointment of members of a special board or commission or other agency by the board of county commissioners, such appointment shall be made by the County Executive, subject to confirmation by the Council;” and,

WHEREAS, the County Executive has nominated the following individuals to serve on the Cuyahoga Regional HIV Services Planning Council for the term 3/11/2014 – 3/31/2017:

- 1) Appointments:
 - a) Jacquelin Fields
 - b) Jose Flores
 - c) Elaine Henderson
 - d) Lawrence Stallworth
 - e) Robert Uncapher

- f) Stephene Uncapher
- g) Marlene Robinson-Statler

2) Reappointments:

- a) Barbara Gripshover, M.D.
- b) Cecelia Huffman-White as Co-Chair
- c) Trudi Kozak
- d) Gilbert Kudrin
- e) Mark Lehman
- f) Naimah O’Neal
- g) Reverend Max Rodas
- h) Karen Butler as Co-Chair

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Resolution become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

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

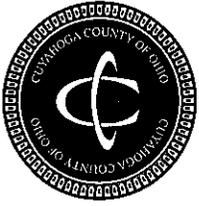
SECTION 1. The Council of Cuyahoga County hereby confirms the appointment or reappointment of the following individuals to serve on the Cuyahoga Regional HIV Health Services Planning Council for the term 3/11/2014 – 3/31/2017:

1) Appointments:

- a) Jacquelin Fields
- b) Jose Flores
- c) Elaine Henderson
- d) Lawrence Stallworth
- e) Robert Uncapher
- f) Stephene Uncapher
- g) Marlene Robinson-Statler

2) Reappointments:

- a) Barbara Gripshover, M.D.
- b) Cecelia Huffman-White as Co-Chair
- c) Trudi Kozak
- d) Gilbert Kudrin
- e) Mark Lehman
- f) Naimah O’Neal
- g) Reverend Max Rodas
- h) Karen Butler as Co-Chair



EDWARD FITZGERALD
Cuyahoga County Executive

February 17, 2014

C. Ellen Connally, President
Cuyahoga County Council
Cuyahoga County Administration Building
1219 Ontario Street, 4th Floor
Cleveland, OH 44113

Re: Cuyahoga Regional HIV Health Services Planning Council

Dear President Connally:

Pursuant to the provisions contained in the Ryan White HIV/AIDS Treatment Extension Act of 2009, I am nominating the individuals listed in the attached documents to serve on the Cuyahoga Regional HIV Health Services Planning Council. The Council has specific membership requirements and a brief summary of the applicable mandates is attached for review as well.

The HIV Services Planning Council is formed pursuant to Federal Law and serves the Transitional Grant Area comprised of Ashtabula, Cuyahoga, Geauga, Lake, Lorain and Medina Counties. The Council strives to identify HIV positive individuals and link them to appropriate care and living situations to improve quality of life and relevant health outcomes.

Should you or any of your colleagues have any questions, please feel free to contact my Special Assistant, James Boyle at 216-698-2089.

Sincerely,

Edward FitzGerald
Cuyahoga County Executive

cc: Melissa Rodrigo

CUYAHOGA COUNTY BOARD OF HEALTH

YOUR TRUSTED SOURCE FOR PUBLIC HEALTH INFORMATION

December 20, 2013

County Executive Edward FitzGerald
Cuyahoga County
310 W. Lakeside Ave, Suite 700
Cleveland, OH 44113

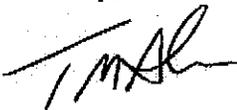
Dear Executive FitzGerald:

Cuyahoga Regional HIV Health Services Ryan White Planning Council voted to approve the nominations of Ms. Karen Butler, Ms. Jacquelin Fields, Mr. Jose Flores, Dr. Barbara Gripshover, Ms. Elaine Henderson, Ms. Cecelia Huffman-White, Ms. Trudi Kozak, Mr. Mark Lehman, Ms. Naimah O'Neal, Ms. Marlene Robinson-Statler, Mr. Lawrence Stallworth, Mr. Gilbert Kudrin, Rev. Max Rodas, Mr. Robert Uncapher, Ms. Stephen Uncapher. The nominees were recommended by the Membership Retention and Marketing Committee because they: a) satisfied Membership guidelines as outlined in the 2009 Ryan White Treatment Extension Act; b) matched Membership positions needed on the Council; and, c) acknowledged the time requirements for Council membership. In addition, the Planning Council recently updated its bylaws to add a third co-chair in order to represent consumers. The Planning Council voted Kimberlin Dennis to be the first Consumer Co-Chair.

The Planning Council respectfully requests that the nominees be made to the Planning Council at the earliest convenience. Although these particular nominees help the Council meet its membership mandates, the Planning Council continues to recruit individuals who satisfy HRSA requirements for Planning Council membership.

Thank you in advance for your ongoing support of the Council and for facilitating the membership appointment process. If you need any additional information about this request for Planning Council appointment, please contact Melissa Rodrigo at 216.201.2001 extension 1507.

Sincerely,



Terry Allan
Health Commissioner

5550 Venture Drive ♦ Parma, Ohio 44130 ♦ Direct: 216.201.2000 ♦ TTY: 216.676.1313 ♦ www.ccbh.net

Terrance M. Allan, R.S., M.P.H. Health Commissioner

JACQUELIN FIELDS

Jacquelin is a social service provider working for Orca House as the Clinical Director. She has held various positions at agencies throughout Cleveland including: MetroHealth Center, Hitchcock Center for Women and the Alcohol and Drug Addictions Services Board of Cuyahoga County. Orca House provides substance abuse services and receives Ryan White Part A funding. Jacquelin's experience includes the provision of substance abuse assessment and treatment. She has a Master's Degree in Non-Profit Organization Management. Jacquelin is a conflicted member of Planning Council as a recipient of Ryan White Part A funding and a substance abuse provider, but otherwise contributes positively to the membership reflectiveness.

JOSE FLORES

Jose is a Prevention Specialist currently working at Recovery Resources referred to the Cleveland Planning Council by former Council Member Miriam Ampiere. He is currently a provider of HIV prevention services, mental health services and substance abuse services. Jose has a nursing background and has previous work experience at the AIDS Taskforce of Lorain County with current Planning Council Member Ricky Lanza, as well as Lorain County UMADOP and Lorain County Alcohol and Drug Abuse Services. In his working with these agencies he has provided substance abuse treatment and prevention services; youth skills building training, HIV/AIDS education, helped facilitate HIV/AIDS support groups, organized testing events and provided case management services. Jose recently attended CCC training in Columbus and anticipates receipt of his testing number in the near future. Jose contributes to the Planning Council reflectiveness and representation requirements of a substance abuse and mental health provider. He is conflicted as the agency he works for provides these services as well as early intervention services.

BARBARA GRIPSHOVER, M.D.

Barbara has been an active member of the Cleveland Planning Council since 1998. She is an Associate Professor of Medicine, Division of Infectious Disease at Case Western Reserve University School of Medicine. She has been caring for individuals with HIV/AIDS since the early 1990's. She is also the Medical Director of the John T. Carey Special Immunology Unit at University Hospitals in Cleveland, Ohio. This Unit provides care to over 1200 individuals with HIV. With the assistance of Ryan White Part A, C, and D funds they are able to reach those who are underserved in the HIV community. Dr. Gripshover is a member of the Part B Advisory Committee as well as a co-investigator with the Cleveland AIDS Clinical Trials Unit, which shares space and physicians with their clinic at UH. Dr. Gripshover is a conflicted member of Planning Council providing ambulatory outpatient services, oral health care, medical transportation and medical case management. She meets the representation requirements as a health care provider, employed at a hospital and grantee for RW Part C and D.

ELAINE HENDERSON

Elaine Henderson is currently the Supervisor of HIV Services and Community Care Liaison at Care Alliance, a recipient of Ryan White Part A and Part C funds, and meets the representation requirement as a health care provider and provider of HIV prevention services. She also works for the Cleveland AIDS Taskforce as the David Feldt Institute Program Coordinator. Elaine has over 4 years experience in the field of HIV care and prevention and strives to provide high quality client centered services. She has participated in numerous community advocacy events, written articles and blogs and presented at various venues promoting HIV/AIDS awareness. She is also the co-chair for the Ohio Chapter of Positive Women's Network.

CECELIA HUFFMAN-WHITE

Cecelia has been a member of the Cleveland Planning Council for 19 years. She is a non-elected community leader and was appointed by the Cuyahoga County Commissioners. She was the second chair to serve the Council. She was also appointed by the Commissioners to serve on the AIDS Funding Collaborative as it was developed. Cecelia served as Cuyahoga County's first representative to this private organization when there was no other funding stream in Cleveland dedicated to addressing the AIDS epidemic. Cecelia is a committed public servant and has spent most of her life employed in the public sector as well as volunteering for many agencies in the Greater Cleveland area. Cecelia is currently the President and CEO of The Huffman Group. She has previously worked for the MetroHealth System, Cleveland Municipal School System, Cuyahoga County Community Mental Health Board and served under Mayor White.

TRUDI KOZAK

Trudi has been a member of the Cleveland Planning Council for the past 6 years and is a Board Certified RN. She is also Co-Chair of the Strategy and Finance Committee. Trudi is the Clinical RN Team Leader for the AIDS Team with Hospice of Western Reserve. This is a non-profit agency that serves individuals living with/affected by HIV/AIDS providing end of life palliative care, caregiver support and bereavement services. Hospice of Western Reserve is a Ryan White Part A recipient. Trudi has been serving in this position for the past 7 years. Prior to this she worked at St. Vincent Charity Hospital in Cleveland. Trudi meets the Planning Council's representation requirement as a healthcare provider, however is also conflicted as she provides hospice services.

GILBERT KUDRIN

Gil has been an active member of the Cleveland Planning Council and is Co-Chair of the Quality Improvement Committee. He is the Director of Development for Night Sweats and T-Cells a screen print and graphic design shop. He is part of ACT UP Cleveland and AIDS, Medicine and Miracles as an AIDS Educator. He has presented numerous lectures around the country and was honored with the Spirit of Healing award by the Ohio AIDS Coalition. With the OAC he has organized more than a dozen weekends and presented workshops for the past 2 decades. He is currently developing the Night Sweats and T cells design group, which will offer educational opportunities in graphic design for PLWA's in the Northeast Ohio area. He contributes to the federal reflectiveness standard for Planning Council and meets the representation requirements for affiliation with a Community Based and AIDS service organization (CBO). He is also conflicted as he is a marketing contractor.

MARK LEHMAN

Mark is a current member of the Cleveland Planning Council. He is the Manager of Social Work for the MetroHealth System, meeting the representation requirement for working at a hospital. He currently oversees the HIV Social Work Case Management for the HIV Clinic which serves over 1400 patients. The HIV Clinic at MetroHealth receives Ryan White Part A and B funding. Mark's work with HIV extends back to 1985, when he was on the Board of Health Issues Taskforce, now the AIDS Taskforce of Greater Cleveland. He was on the Board for 4 years and was in charge of 150 volunteers who provided support services. Mark has a master's in social work and has been providing social work services to individuals with HIV/AIDS since 1985. Mark is a conflicted member of the Planning Council, however, otherwise contributes positively to the membership reflectiveness.

NAIMAH O'NEAL

Naimah has served in various roles at the AIDS Task Force of Greater Cleveland since 1995. She is currently a medical social worker with the agency with her Master's in Social Work and LSW. Naimah was formerly a board member of the Ohio AIDS Coalition promoting education, awareness and advocacy. She is also licensed by the State of Ohio as a pre/post test counselor and has been doing HIV testing and prevention education for over 10 years, including at a church based program called AGAPE. Naimah is a dedicated member of Planning Council and currently serves at the chair person of the CAAP committee. She contributes positively to the overall reflectiveness of the Council, however, is also conflicted as she works for an agency that provides home delivered meals, housing services and medical transportation.

REV. MAX RODAS

Rev. Max Rodas is a current member of the Planning Council and is Co-Chair of the Membership, Retention and Marketing Committee. He is currently employed at Nueva Luz, He has been involved in responding compassionately to those infected/affected by HIV/AIDS since 1988. He is a member of the Greater Cleveland Hispanic Alliance, Hispanic Roundtable and a Commissioner for Cleveland on the Governor's Ohio Commission on Latino Affairs. He is also an ordained minister with the Church of the Nazarene. Rev. Rodas contributes positively to the reflectiveness of the Council and meets the representation requirements of social service provider, provider of housing and homeless services and community based and AIDS service organization. He is conflicted as his agency provides medical case management and medical transportation.

LAWRENCE STALLWORTH

Lawrence is a new applicant referred by Naimah O'Neal. He currently works for the AIDS Taskforce of Greater Cleveland as the Youth Service Coordinator. He has also served in various roles within the agency including Community Education and Outreach Coordinator and Ohio Advocates Youth Leadership Council Member. Lawrence is HIV/AIDS advocate and educator in the community and is a certified HIV Tester and Counselor in the State of Ohio. He was also nominated for the President's Advisory Council on HIV/AIDS. Lawrence is conflicted, however, would overall positively impact the reflectiveness of the Planning Council.

ROBERT UNCAPHER

Robert is a new applicant to Planning Council, following the Community Forum held in Lake County in May 2013. He is looking to increase his involvement with HIV/AIDS issues in the community. He is currently a mentor at the Lake County General Health District and resides in Ashtabula County. He contributes positively to the overall membership reflectiveness of the Planning Council.

STEPHENE UNCAPHER

Stephene is a new applicant to Planning Council, following the Community Forum held in Lake County in May 2013. She is currently employed as an STNA and has had experience in the past caring for those with HIV/AIDS. She is also looking to increase her involvement with HIV/AIDS issues in the community along with Robert. She contributes positively to the overall membership reflectiveness of the Planning Council.

KAREN BUTLER

Ms. Butler is currently the Director of the Cleveland Department of Public Health as well as a Co-Chair of the Ryan White Planning Council. In her current position, as well as previous roles in the community, Karen has demonstrated support for prevention and treatment services for those individuals impacted by HIV/AIDS. She has extensive employment history in the field of health care as well as having received numerous awards such as being awarded a Fellowship by the National Association of County and City Health Officers in 2013; Excellence in Service by the Universal Health Care Action Network in 2012 and was named the 2011 Champion of Public Health by Ohio State University. Ms. Butler presents at national conferences; is an adjunct instructor at Case Western Reserve University and has presented at the White House before President Obama's Domestic Policy Council. As a member of Planning Council Ms. Butler satisfies membership positions needed on the Council and has acknowledged and is committed to the time requirements for Council Membership.

MARLENE ROBINSON-STATLER

Ms. Robinson-Statler is currently a Neighborhood Center Manager at Employment and Family Services, recommended to Planning Council by Joe Gautner, Administrator for Job and Family Services of Cuyahoga County. She has an extensive and diverse history throughout Cuyahoga County, including roles as a productivity coordinator and supervisor with Employment and Family Services, and training instructor with the Board of Elections as well as various volunteer services throughout the community. If approved as a Planning Council Member, Ms. Robinson-Statler satisfies the Medicaid required membership position need on the Council and has acknowledged and is committed to the time requirements for Council Membership.

Ryan White Membership Committee
Cleveland TGA

Planning Council Composition as of January 15, 2014

# of Planning Council Members			33							
Representation Requirements										
1. Health-care providers, including federally-qualified health centers							X			
2. Community-based organizations serving affected populations and AIDS-service organizations							X			
3. Soc.-service providers, inc. housing and homeless-services providers							X			
4. Mental-health providers							X			
5. Substance-abuse providers							X			
6. Local public health agencies							X			
7. Hospital planning agencies or health-care planning agencies							X			
8. Affected communities, including individuals with HIV disease or AIDS, and historically under-							X			
9. Non-elected community leaders							X			
10. State Medicaid agency							X			
11. State agency administering the Part B program							X			
12. RWTMA grantees under Part C							X			
13. RWTMA grantees under section 2671 (including Part D)							X			
14. Grantees under other Federal HIV programs, including HIV-Prevention Programs							X			
15. Formerly incarcerated PLWH/A or their representatives										
16. PLWH/A with Hepatitis C Co-Infection							X			
Cleveland Profile*										
Gender	Target	PC		Non-Conflicted HIV Status	Target	PC				
Men	65%	55%		Current	> 33%	39%				
Women	35%	45%								
Members by Region										
Region	Target**	PC		Race / Ethnicity	Target	PC		HIV Status	Target	PC
Ashtabula	>1%	0%		Afr. Am.	64%	52%		Positive	33%	52%
Cuyahoga	88%	82%		Other	2%	9%		Negative	NA	
Geauga	>1%	0%		Hispanic	6%	9%				
Lake	3%	9%		White	28%	33%				
Lorain	6%	9%		*Target percentage information provided by ODH EPI Profile of the TGA PLWHIV/AIDS by Risk, Sex, Race, and Age Group as of 12/31/12						
Medina	1%	0%								

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0036

Sponsored by: Councilmembers Connally and Conwell	A Resolution confirming the County Executive's appointment of various individuals to serve on the Cuyahoga Arts and Culture Board of Trustees for various terms, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, pursuant to Ohio Revised Code Chapter 3381, a regional arts and cultural district was established in Cuyahoga County to provide programs and activities in areas directly concerned with the arts or cultural heritage; and,

WHEREAS, such regional arts and cultural district is governed by a Board of Trustees consisting of five (5) members which must have broad knowledge and experience in the arts or cultural heritage and shall have other qualifications outlined in by-laws; and,

WHEREAS, pursuant to Ohio Revised Code Section 3381.05, the Board of Trustees shall be appointed to a three (3) year term; and,

WHEREAS, Cuyahoga County Charter Section 6.04, entitled Special Boards and Commissions, states that “[w]hen general law or any agreement with another public agency or court order provides for appointment of members of a special board or commission or other agency by the board of county commissioners, such appointment shall be made by the County Executive, subject to confirmation by the Council;” and,

WHEREAS, the County Executive has nominated the following individuals to serve on the Cuyahoga Arts and Culture Board of Trustees:

- 1) Joseph P. Gibbons, Esq. to fill a vacancy for an unexpired term ending March 31, 2015,
- 2) Eliza Wing to fill a vacancy for a term commencing April 1, 2014 and ending March 31, 2017; and,

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Resolution become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

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

SECTION 1. That the Cuyahoga County Council hereby confirms the appointment of the following individuals to serve on the Cuyahoga Arts and Culture Board of Trustees:

- 1) Joseph P. Gibbons, Esq. to fill a vacancy for an unexpired term ending March 31, 2015,
- 2) Eliza Wing to fill a vacancy for a term commencing April 1, 2014 and ending March 31, 2017.

SECTION 2. 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 eight members of Council, this Resolution shall become immediately effective.

SECTION 3. It is found and determined that all formal actions of this Council concerning and 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

Clerk of Council Date

First Reading/Referred to Committee: February 11, 2014
Committee(s) Assigned: Human Resources, Appointments & Equity

Journal CC013
February 25, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0047

Sponsored by: Councilmembers Connally and Conwell	A Resolution confirming the County Executive’s appointment of Glenn Coyne to serve on the Northeast Ohio Areawide Coordinating Agency Board of Directors, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, pursuant to Ohio Revised Code Section 307.14, the Northeast Ohio Areawide Coordinating Agency (NOACA) was established; and,

WHEREAS, NOACA provides for transportation and environmental planning which encompasses the Cleveland/Lorain-Elyria metropolitan region including the five Ohio counties of Cuyahoga, Geauga, Lake, Lorain and Medina, including the City of Cleveland; and,

WHEREAS, in accordance with the Code of Regulations, NOACA aims to (1) improve the quality of life of the region’s citizens by enhancing the region’s long term economic development potential and by protecting its environmental quality; (2) assist member local governments and agencies in addressing local and regional issues in a cooperative manner; and (3) assure equitable flow and prudent expenditure of public funds; and,

WHEREAS, the NOACA Board of Directors shall consist of representatives from the five-county area; and,

WHEREAS, the Code of Regulations of NOACA provides that the County Executive shall designate one appointee as a member to the Board of Directors; and,

WHEREAS, the County Executive appointee shall serve until resignation, removal by the County Executive, or other vacancy; and,

WHEREAS, Cuyahoga County Charter Section 6.04, entitled Special Boards and Commissions, states that “[w]hen general law or any agreement with another public agency or court order provides for appointment of members of a special board or commission or other agency by the board of county commissioners, such appointment shall be made by the County Executive, subject to confirmation by the Council;” and,

WHEREAS, the County Executive has submitted the name of Glenn Coyne, FAICP to serve as his appointee on the Northeast Ohio Areawide Coordinating Agency (NOACA) Board of Directors; and,

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Resolution become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

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

SECTION 1. That the Cuyahoga County Council hereby confirms the appointment of Glenn Coyne, FAICP to serve as his appointee on the Northeast Ohio Areawide Coordinating Agency (NOACA) Board of Directors.

SECTION 2. 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 eight members of Council, this Resolution shall become immediately effective.

SECTION 3. It is found and determined that all formal actions of this Council concerning and 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

Clerk of Council

Date

First Reading/Referred to Committee: February 11, 2014

Committee(s) Assigned: Human Resources, Appointments & Equity

Journal CC013
February 25, 2014

County Council of Cuyahoga County, Ohio

Ordinance No. O2014-0006

Sponsored by: Councilmember Simon	An Ordinance enacting Chapter 712 of the Cuyahoga County Code to establish guidelines for the County Community Development Block Grant Fund Program, and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Article VII, Section 7.01 of the Cuyahoga County Charter mandates that “the County shall develop and implement policies, programs and activities for the expansion and enhancement of economic activity in the County so as to create and preserve jobs and employment opportunities for and available to residents of the County;” and

WHEREAS, Cuyahoga County, as an Urban County designated by the Department of Housing and Urban Development (“HUD”), receives and administers an annual entitlement from the Community Development Block Grant program through the Cuyahoga County Department of Development; and

WHEREAS, the Department of Development awards Community Development Block Grant (“CDBG”) funds to units of local government through the County’s Municipal Grant Program; and

WHEREAS, Cuyahoga County, as an Urban County, has entered or will enter into cooperation agreements with all participating units of local government within the County pursuant to 24 CFR §570.307 (b)(1); and

WHEREAS, the Department of Development allocates a certain percentage of the CDBG funds annually to the Municipal Grant Program pursuant to the cooperation agreements entered into with units of local government; and

WHEREAS, slums and blighted areas are identified by Cuyahoga County and its municipal partners every ten years in a process accepted by HUD; and

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

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

SECTION 1. Chapter 712 of the Cuyahoga County Code is hereby enacted to read as follows:

CHAPTER 712: County Community Development Block Grant Program

Section 712.01 Program Established

There is hereby created the Cuyahoga County Community Development Block Grant program consistent with all requirements set forth by the Department of Housing and Urban Development (“HUD”) as codified in 24 CFR §570.

Section 712.02 Program Administration

The Cuyahoga County Community Development Block Grant (“CDBG”) program shall be administered by the Cuyahoga County Executive through the Cuyahoga County Department of Development.

Section 712.03 Funding Source

The CDBG program shall be funded through entitlement funds allocated to Cuyahoga County each fiscal year by HUD.

Section 712.04 Eligibility Requirements

To be eligible to receive CDBG funds through the Municipal Grant Program, applicants shall meet the following criteria as required by HUD in 24 CFR §570:

- (1) all applicants must be a signatory to the Cuyahoga County Urban County Cooperation Agreement pursuant to 24 CFR §570.503(a); and
- (2) all applicants must have completed or sponsored an eligible Fair Housing training within the twelve months prior to the application deadline; and
- (3) all applicants must have met the public participation requirements as listed in the County’s Consolidated Plan pursuant to 24 CFR §570.302; and
- (4) in accordance with 24 CFR §570.208, all application projects must serve one of the three national initiatives that either benefit low-and moderate-income persons, aid in the prevention of elimination of slums and blight, or meet other community development needs that present a serious and immediate threat to the health or welfare of the community. These initiatives include but are not limited to the following eligible activities:

- a. community master plans,
- b. housing and commercial demolition,
- c. infrastructure,
- d. public safety,
- e. streetscapes,
- f. parks and playgrounds, or
- g. community and senior centers.

(5) the applicant must be current on all duties under any contract for funds previously allocated through the County CDBG Fund by the date of the current application deadline.

(6) applications must specify the location of all projects, which must be located in an Improvement Target Area, a Low-Moderate Income area, or an area designated as blighted by the community that meets HUD’s blighted area definition; and

(7) all documents required by the Department of Development must be contained within the application or attached; and

(8) all applications must be submitted by the deadline as set by the Department of Development.

Section 712.05 Evaluation Criteria

All applications for CDBG funds shall be evaluated on a one hundred point scale divided among the following three categories:

(1) **Project Description.** Applications may receive a maximum of thirty points for the project description, which should describe the need that is being addressed and the proposed solution.

(2) **Project Impact.** Applications may receive a maximum of forty points for the impact statement, which should describe how the project will facilitate the desired solution, identify and quantify the expected outcomes, and demonstrate how the project will benefit low/moderate income persons or prevent blight.

(3) **Project Schedule.** Applications may receive a maximum of thirty points for the project implementation schedule. The schedule should provide a timeline of legislative, administrative and contractual activities that must occur from inception to completion, including the timing and amount of other funding or in-kind contribution.

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

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0051

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution amending the 2014/2015 Biennial Operating Budget for 2014 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, on December 10, 2013, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program for 2014/2015 (Resolution No. R2013-0229) establishing the 2014/2015 biennial budget for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2014 to reflect budgetary funding increases, funding reductions, to transfer budget appropriations, and to transfer cash between budgetary funds, in order to accommodate the operational needs of certain County departments, offices, and agencies; and

WHEREAS, it is further necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies.

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

SECTION 1. That the 2014/2015 Biennial Operating Budget for 2014 be amended to provide for the following additional appropriation increases and decreases:

<u>Fund Nos./Budget Accounts</u>	<u>Journal Nos.</u>
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A	40A526 – Ohio Dept. of Transportation Local Projects Admin CE785006 – ODOT - LPA Capital Outlays	\$	600,000.00	BA1400642
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Funding Source: The source of funding is 80% Federal Highway Administration funds passed through the Ohio Department of Transportation and 20% Road and Bridge \$5.00 funds.

B.	40A069 – Capital Project Future Debt Issue IT768333 – Enterprise Resource Planning - ERP Other Expenses	\$	60,800.00	BA1400643
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Funding Source: Funding is from a future year issue. **Temporary use of reserves.**

C1.	30A905 – Gateway Arena DS100370 – Gateway Arena Project Other Expenses	\$	(104,340.00)	BA1400000
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C2.	30A910 – Brownfield Debt Service DS039966 – Brownfield Debt Service Other Expenses	\$	104,340.00	BA1400001
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Funding Source: Funding for both these accounts comes from the General Fund.

D1.	30A905 – Gateway Arena DS100370 – Gateway Arena Project Other Expenses	\$	(48,547.00)	BA1400003
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D2.	30A915 – Debt Service – Medical Mart Series 2010 Bonds DS039115 – Debt Service – Medical Mart Series 2010 Bonds Other Expenses	\$	48,547.00	BA1400005
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Funding Source: Funding for both these accounts comes from the General Fund.

E.	40A069 – Capital Project Future Debt Issuance IT768341 – Sun Replacement Capital Outlays	\$	176,000.00	BA1400025
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Funding Source: Funding for the new servers will come from future debt issuance.
Temporary use of reserves.

F.	20D446 – Brownfield Revolving Loan Fund DV520726 – Brownfield Revolving Loan Fund Other Expenses	\$	14,753.00	BA1400007
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Funding Source: Funding is from the loan repayments covering the period January 1, 2014 through December 31, 2014.

G.	20D445 – Development-Revolving Loan Fund			BA1400008
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DV520692 – Development Revolving Loan Fund		
Other Expenses	\$	89,735.79

Funding Source: Funding is from loan repayments covering the period January 1, 2014 through December 31, 2014.

H.	21A500 – Urban Area Security Initiative (URSI)		BA1400028
	JA74 0738 – Urban Area Security Initiative (URSI)		
	Personal Services	\$	(38,869.99)
	Other Expenses	\$	(2,271.95)
	Capital Outlays	\$	(15,515.04)

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period October 1, 2004 through December 31, 2007.

I.	21A806 – Incident Management System		BA1400029
	JA766758 – Incident Management System		
	Personal Services	\$	(39,015.79)

Funding Source: Funding is from the Ohio Emergency Management Agency covering the period March 1, 2006 through April 30, 2007.

J.	21A500 – Urban Area Security Initiative (URSI)		BA1400030
	JA740720 – Urban Area Security Initiative (URSI)		
	Personal Services	\$	(84,082.75)
	Other Expenses	\$	(245,408.64)
	Capital Outlays	\$	(465,998.47)

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period December 1, 2003 through March 31, 2006.

K.	21A067 – DOJ/BJA Adult Drug Court Opiate FY12-14		BA1400032
	CO753830 – Adult Drug Court Opiate FY12-13		
	Personal Services	\$	20,923.00
	Other Expenses	\$	232,392.00

Funding Source: Funding is from the United States Department of Substance Abuse and Mental Health Services Administration covering the period September 30, 2011 through September 29, 2014. No cash match is required.

L.	21A512 – CCA 408 Jail/Misdemeanant		BA1400033
	CO741371 – Jail Case Management FY12		
	Other Expenses	\$	(45.00)

Funding Source: Funding is from the Ohio Department of Rehabilitation and Corrections covering the period July 1, 2011 through June 30, 2012.

M.	40A069 – Capital Projects Future Debt Issue		BA1400381
	CC768200 – New County Headquarters		

Personal Services	\$	127,000.00
Other Expenses	\$	1,313,385.00
Capital Outlays	\$	25,381,000.00

Funding Source: Funding for tenant improvement costs will come from a future debt issuance.

SECTION 2. That the 2014/2015 Biennial Operating Budget for 2014 be amended to provide for the following appropriation transfers:

<u>Fund Nos./Budget Accounts</u>		<u>Journal Nos.</u>
A. FROM:	01A001 – General Fund	BA1400640
	FS109637 – Financial Reporting	
	Personal Services	\$ 220,705.00
FROM:	01A001 – General Fund	
	FS109678 – Office of Procurement and Diversity	
	Personal Services	\$ 56,423.00
TO:	01A001 – General Fund	
	IT601021 – Information Technology Administration	
	Personal Services	\$ 277,128.00

Funding Source: General Fund.

B. FROM:	40A099 – Maintenance Projects	BA1400006
	CC768291 – Cleveland Municipal Court 3A Expansion	
	Personal Services	\$ 48,400.00
TO:	40A099 – Maintenance Projects	
	CC768291 – Cleveland Municipal Court 3A Expansion	
	Capital Outlay	\$ 48,400.00

Funding Source: Funding for maintenance projects such as the Cleveland Municipal Court 3A Expansion will come from surpluses in existing capital project and the General Fund.

C. FROM:	21A500 –Urban Area Security Initiative (URSI)	BA1400404
	JA741322 –FY10 Urban Area Security Initiative (UASI)	
	Other Expenses	\$ 28,897.48
TO:	21A500–Urban Area Security Initiative (URSI)	
	JA741322 –FY10 Urban Area Security Initiative (UASI)	
	Capital Outlays	\$ 28,897.48

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period August 1, 2010 through July 31, 2013.

D. FROM: 20A814 –Wireless 9-1-1 Government Assistance **BA1400010**
 JA106773 –Wireless 9-1-1 Government Assistance
 Other Expenses \$ 15,000.00

TO: 20A814–Wireless 9-1-1 Government Assistance
 JA106773 –Wireless 9-1-1 Government Assistance
 Capital Outlays \$ 15,000.00

Funding Source: Funding is from cell phone fees covering the period January 1, 2014 through December 31, 2014.

E. FROM: 21A258 –OJP/BJA Drug Court Opiate FY12-FY14 **BA1400031**
 CO753459 –OJP/BIA Drug Court Opiate FY12-FY14
 Other Expenses \$ 95,787.23

TO: 21A258–OJP/BJA Drug Court Opiate FY12-FY14
 CO753459 –OJP/BIA Drug Court Opiate FY12-FY14
 Personal Services \$ 95,787.23

Funding Source: Funding is from the United States Department of Justice, Office of Justice Programs (OJP) Bureau of Justice Assistance (BIA) covering the period October 1, 2011 through September 30, 2014

F. FROM: 01A001 – General Fund **BA1400027**
 IT601096 – Engineering Services
 Other Expenses \$ 1,500.00

TO: 01A001 – General Fund
 IT601096 – Engineering Services
 Capital Outlay \$ 1,500.00

Funding Source: Funding comes from the General Fund.

SECTION 3. That the 2014/2015 Biennial Operating Budget for 2014 be amended to provide for the following cash transfers between County funds.

<u>Fund Nos. /Budget Accounts</u>		<u>Journal Nos.</u>
A. FROM:	20D445–Development Revolving Loan Fund	JT1400001
	DV520692– Development Revolving Loan Fund	
	Transfer Out \$ 89,735.79	
TO:	20D446 – Brownfield Revolving Loan Fund	
	DV520726 – Brownfield Revolving Loan Fund	
	Revenue Transfer \$ 89,735.79	

Funding Source: Funding is from loan payments covering the period January 1, 2014 through December 31, 2014.

SECTION 4. 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 5. 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

Journal CC013
February 25, 2014



EDWARD FITZGERALD
Cuyahoga County Executive

CUYAHOGA COUNTY
FISCAL OFFICER



February 18, 2014

Clerk of County Council

Dear Ms. Schmotzer:

A brief summary of the fiscal items that will be submitted for consideration for adoption on first reading at the regular County Council meeting scheduled for February 25, 2014, are presented below.

Additional Appropriation Summary – Additional appropriations are needed when there is a new or increased revenue source, or a revision to the original appropriation level that is required to cover expenditures that exceed the original estimate. A budget review document is provided for General Fund and Health & Human Services Levy Fund impact items.

A reduction in appropriation is requested in conjunction with the close-out of a program, grant, project or decertification of an encumbrance.

* Impact of fiscal item is included in the current projection and ending fund balance.

Temporary/Permanent Use of Reserves	Amount
Information Technology – Additional appropriation for the Enterprise Resource Planning (ERP) fund to cover consulting costs. Funding is from a future debt issuance.	\$60,800.00
Information Technology – Additional appropriation to cover the cost of new servers. Funding is from a future debt issuance.	\$176,000.00
TOTAL	\$236,800.00

Other Operating Funds	Amount
Development – Additional appropriation in the Brownfield Revolving Loan Fund to cover pending contracts with URS. Funding is from loan repayments.	\$14,753.00
Development – Additional appropriation in the Revolving Loan Fund to cover a cash transfer to the Brownfield Revolving Loan Fund. Funding is from loan repayments.	\$89,735.79
TOTAL	\$104,488.79

Grants/Projects	Amount
Public Works/Road & Bridge – To appropriate funds for the Snow Road/W. 130 th to Ridge Road project. Funding is 80% Federal Highway Administration Funds and 20% Road and Bridge \$5.00 Fund.	\$600,000.00
Debt Service – A decrease in appropriation from the Gateway Arena Project and a corresponding increase to the Brownfield Debt Service fund to realign appropriation to cover a shortfall in the Brownfield debt service account. (\$104,340.00). Funding is from the General Fund.	\$0.00
Debt Service – A decrease in the Gateway Arena Project and a corresponding increase to the Medical mart Series 2010 Bonds account to realign appropriation to cover a shortfall in the account (\$48,547.00) . Funding is from the General Fund.	\$0.00
Justice Services – Reducing appropriation within the Urban Area Security Initiative to prepare for grant closure. Funding is from the U.S. Department of Homeland Security.	-\$56,656.98

Justice Services – Reducing appropriation in the Incident Management System in preparation of grant closure. Funding is from the Ohio Emergency Management Agency.	-\$39,015.79
Justice Services – Reducing appropriation in the Urban Area Security Initiative in preparation of grant closure. Funding is from the U.S. Department of Homeland Security.	-\$795,489.86
Common Pleas Court – To appropriate the third and final year of funding for the Adult Court Opiate grant from the U.S. Department of Substance Abuse and Mental Health Services Administration.	\$253,315.00
Common Pleas Court – Reducing appropriation within the Jail Case Management grant in preparation of grant closure. Funding is from the Ohio Department of Rehabilitation and Corrections.	-\$45.00
Capital Projects – Additional appropriation for tenant improvements for the new County headquarters. Funding is from a future debt issuance.	\$26,821,385.00
TOTAL	\$26,783,492.37

Total Additional Appropriations - All Funds	\$27,124,781.16
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The following represents the overall changes made to the Annual Appropriation Measure for 2014 since its adoption on December 10, 2013 Resolution R2012-0229. The changes reflect the Additional Appropriations, Appropriation Transfers and Cash Transfers to the original adopted appropriation resolution.

APPROPRIATION STATUS SUMMARY:

	<u>01/28/14 Agenda</u>	<u>Year to Date*</u>	<u>Adjusted Annual Appropriation</u>
General Fund Impact	\$ 0.00	\$ 377,204,012.00	\$ 377,204,012.00
HHS Levy Impact	\$ 0.00	\$ 235,311,170.00	\$ 235,210,013.00
Other Fund Impact	\$ 27,124,781.16	\$ 693,398,558.16	\$ 734,107,738.64
Total Impact	\$ 27,124,781.16	\$1,305,913,740.16	\$ 1,346,622,920.64

* 2014-2015 appropriation levels adopted by resolution R2013-0229 on December 10, 2014.

Appropriation Transfer Summary – Is a transfer of appropriation between two or more budget accounts or between different resolution categories within the same budget account.

General Fund/Health & Human Services *	Amount
Information Technology – Realignment from the Fiscal Office Financial Reporting and Office of Procurement & Diversity to the Information Technology Administration fund to cover the move of four business staff positions.	\$277,128.00
Information Technology – Realigning appropriation within Engineering Services to cover the purchase of equipment. Funding is from the General Fund.	\$1,500.00
TOTAL	\$278,628.00

Other Operating Funds	Amount
Justice Services – Realigning appropriation within the Wireless 9-1-1 Government Assistance program to cover the purchase of 85 Ergotron Dual Monitor desk stands. Funding is from cell phone fees.	\$15,000.00
TOTAL	\$15,000.00

Grants/Projects	Amount
Capital Projects – Realigning appropriation within the Cleveland Municipal Court 3A Expansion to cover capital outlay expenses. Funding is from surpluses in existing projects and the General Fund.	\$48,400.00
Justice Services – Realigning appropriation within the Urban Area Security Initiative to cover pending expense adjustments in preparation of grant closure. Funding is from the U.S. Department of Homeland Security.	\$28,897.48
Common Pleas Court – Realigning appropriation within the Drug Court Opiate grant to comply with grant approved budget realignments. Funding is from the U.S. Department of Justice, Office of Justice	\$95,787.23

Programs, Bureau of Justice Assistance.	
TOTAL	\$173,084.71

Total Appropriation Transfers - All Funds	\$466,712.71
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Cash Transfer Summary – Operating transfers support operating expenditures, related to a cash matches for a grants, transfer of taxes or fees to a debt service fund, transfers from the General Fund to a capital project fund or operating subsidies to special revenue funds, enterprise funds, or internal service funds. This type of transaction posts as an expenditure and sufficient appropriation must be available to process the transaction.

Other Operating Funds	Amount
Development – A cash transfer from the Revolving Loan Fund to the Brownfield Revolving Loan Fund to cover existing and pending contracts. Funding is from loan repayments.	\$89,735.79
TOTAL	\$89,735.79

Total Cash Transfers - All Funds	\$89,735.79
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Thank you for your consideration regarding this matter.

Sincerely,



W. Christopher Murray, II
 Interim Director, Office of Budget & Management
cmurray@cuyahogacounty.us
 (216) 443-7175
 Fax: (216) 443-8193



EDWARD FITZGERALD
Cuyahoga County Executive

CUYAHOGA COUNTY
FISCAL OFFICER



MEMORANDUM

TO: Jeanne Schmotzer, Clerk of Council

FROM: W. Christopher Murray, II, Interim Director, Office of Budget & Management

DATE: February 18, 2014

RE: Fiscal Resolution Items

The Office of Budget & Management is requesting that the following fiscal items be presented to the members of County Council for their consideration for approval on first reading at the meeting of February 25, 2014. The requested fiscal items including additional appropriations, appropriation transfers, and cash transfers meet agency budgetary needs.

Resolution: Additional Appropriations

A.	40A526 – Ohio Dept. of Transportation Local Projects Admin CE785006 – ODOT - LPA Capital Outlays	\$ 600,000.00	BA1400642
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Appropriation is requested for the Snow Road W. 130th to Ridge Road project as the road condition was more deteriorated than shown in the original plans. The source of funding is 80% Federal Highway Administration funds passed through the Ohio Department of Transportation and 20% Road and Bridge \$5.00 funds.

B.	40A069 – Capital Project Future Debt Issue IT768333 – Enterprise Resource Planning - ERP Other Expenses	\$ 60,800.00	BA1400643
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Appropriation is requested for consulting costs related to the request for proposals for the enterprise resource planning (ERP) project. This is a temporary use of reserves with funding from a future year debt issue.

C1.	30A905 – Gateway Arena DS100370 – Gateway Arena Project Other Expenses	\$ (104,340.00)	BA1400000
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C2.	30A910 – Brownfield Debt Service DS039966 – Brownfield Debt Service Other Expenses	\$ 104,340.00	BA1400001
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Fiscal Office
Office of Budget & Management
1219 Ontario Street, Cleveland, OH 44113, (216) 443-7220, FAX (216) 443-8193
Ohio Relay Service (TTY) 711

A decrease in appropriation is reflected in the Gateway debt service account to cover an increase in appropriation in the Brownfield debt service account. The Gateway debt service account was over appropriated and the Brownfield debt service account was under appropriated in the 2014 budget. Both are pledge accounts so therefore the County's portion is not known at the time the budget is completed forcing estimates to be made. These transactions will eliminate non-sufficient funds in the Brownfield debt service account. Funding for both these accounts comes from the General Fund.

D1.	30A905 – Gateway Arena DS100370 – Gateway Arena Project Other Expenses	\$ (48,547.00)	BA1400003
D2.	30A915 – Debt Service – Medical Mart Series 2010 Bonds DS039115 – Debt Service – Medical Mart Series 2010 Bonds Other Expenses	\$ 48,547.00	BA1400005

A decrease in appropriation is reflected in the Gateway debt service account to cover an increase in appropriation in the Global Center for Health Innovation – Convention Center (formerly the Medical Mart-Convention Center) (GCHI-CC) debt service account. The Gateway debt service account was over appropriated and the Brownfield debt service account was under appropriated in the 2014 budget. Both are pledge accounts so therefore the County's portion is not known at the time the budget is completed forcing estimates to be made. These transactions will eliminate non-sufficient funds in the GCHI-CC debt service account. Funding for both these accounts comes from the General Fund.

E.	40A069 – Capital Project Future Debt Issuance IT768341 – Sun Replacement Capital Outlays	\$ 176,000.00	BA1400025
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Appropriation is requested by Information Technology to cover the cost of new servers countywide. This is a temporary use of reserves with funding from a future year debt issue.

F.	20D446 – Brownfield Revolving Loan Fund DV520726 – Brownfield Revolving Loan Fund Other Expenses	\$ 14,753.00	BA1400007
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Increase appropriations in the Department of Development Brownfield Revolving Loan Fund for pending contracts with URS scheduled for the February 24, 2014 Contracts and Purchasing Board meeting. The contract will exceed the original budget and appropriations for this fund are appropriated on a project basis. A cash transfer to support this appropriation request and other projects are seen on document JT1400001 (fiscal item A. on page 6). Funding is from the loan repayments covering the period January 1, 2014 through December 31, 2014.

G.	20D445 – Development-Revolving Loan Fund DV520692 – Development Revolving Loan Fund Other Expenses	\$ 89,735.79	BA1400008
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Increase appropriations in the Department of Development, Revolving Loan Fund for an operating transfer to the Brownfield Revolving Loan Fund for both existing carryover and pending contracts. Sufficient cash exists in the fund for the increase in appropriations. Funding is from loan repayments covering the period January 1, 2014 through December 31, 2014.

H.	21A500 – Urban Area Security Initiative (URSI)		BA1400028
	JA74 0738 – Urban Area Security Initiative (URSI)		
	Personal Services	\$	(38,869.99)
	Other Expenses	\$	(2,271.95)
	Capital Outlays	\$	(15,515.04)

Decrease appropriations in the Department of Public Safety and Justice Services, Urban Area Security Initiative grant in preparation of closure. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period October 1, 2004 through December 31, 2007.

I.	21A806 – Incident Management System		BA1400029
	JA766758 – Incident Management System		
	Personal Services	\$	(39,015.79)

Decrease appropriations in the Department of Public Safety and Justice Services, Incident Management System grant in preparation of closure. Funding is from the Ohio Emergency Management Agency covering the period March 1, 2006 through April 30, 2007.

J.	21A500 – Urban Area Security Initiative (URSI)		BA1400030
	JA740720 – Urban Area Security Initiative (URSI)		
	Personal Services	\$	(84,082.75)
	Other Expenses	\$	(245,408.64)
	Capital Outlays	\$	(465,998.47)

Decrease appropriations in the Department of Public Safety and Justice Services, Urban Area Security Initiative grant in preparation of closure. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period December 1, 2003 through March 31, 2006.

K.	21A067 – DOJ/BJA Adult Drug Court Opiate FY12-14		BA1400032
	CO753830 – Adult Drug Court Opiate FY12-13		
	Personal Services	\$	20,923.00
	Other Expenses	\$	232,392.00

Increase appropriations in the Common Pleas Court Adult Drug Court Opiate grant for the third and final year of funding. Funding is from the United States Department of Substance Abuse and Mental Health Services Administration covering the period September 30, 2011 through September 29, 2014. No cash match is required.

L.	21A512 – CCA 408 Jail/Misdemeanant		BA1400033
	CO741371 – Jail Case Management FY12		
	Other Expenses	\$	(45.00)

Decrease appropriations in the Common Pleas Court Jail Case Management grant in preparation of closure. Funding is from the Ohio Department of Rehabilitation and Corrections covering the period July 1, 2011 through June 30, 2012.

M.	40A069 – Capital Projects Future Debt Issue		BA1400381
	CC768200 – New County Headquarters		
	Personal Services	\$	127,000.00
	Other Expenses	\$	1,313,385.00
	Capital Outlays	\$	25,381,000.00

Appropriation is requested for tenant improvement costs for the new County headquarters totaling \$26,821,385. This appropriation is in addition to \$300,000 already appropriated. The project total now comes to \$27,121,385 in addition to the \$75.5 million in lease financing completed in 2013. Funding for tenant improvement costs will come from a future debt issuance.

Resolution: Appropriation Transfers:

A.	FROM:	01A001 – General Fund FS109637 – Financial Reporting Personal Services	\$	220,705.00	BA1400640
	FROM:	01A001 – General Fund FS109678 – Office of Procurement and Diversity Personal Services	\$	56,423.00	
	TO:	01A001 – General Fund IT601021 – Information Technology Administration Personal Services	\$	277,128.00	

A transfer is requested to move four business staff positions from the Fiscal Office to the Department of Information Technology (DoIT). The biennial budget included the transfer of surplus capacity from DoIT to the Fiscal Office to help that department better serve its customers. However, DoIT and the Fiscal Office are still in the planning phase of the work distribution, so the Fiscal Office determined the most appropriate course of action is to return the appropriation at this time.

B.	FROM:	40A099 – Maintenance Projects CC768291 – Cleveland Municipal Court 3A Expansion Personal Services	\$	48,400.00	BA1400006
	TO:	40A099 – Maintenance Projects CC768291 – Cleveland Municipal Court 3A Expansion Capital Outlay	\$	48,400.00	

An appropriation transfer is requested between personal services and capital outlays in the Cleveland Municipal Court 3A Expansion capital project to eliminate non-sufficient funds in Capital Outlays. Funding for maintenance projects such as the Cleveland Municipal Court 3A Expansion will come from surpluses in existing capital project and the General Fund.

C.	FROM:	21A500 –Urban Area Security Initiative (URSI) JA741322 –FY10 Urban Area Security Initiative (UASI) Other Expenses	\$	28,897.48	BA1400404
	TO:	21A500–Urban Area Security Initiative (URSI) JA741322 –FY10 Urban Area Security Initiative (UASI) Capital Outlays	\$	28,897.48	

Transfer appropriations within the Department of Public Safety and Justice Services, FY2010 Urban Area Security Initiative in anticipation of a pending expense adjustment from FY2011 URSI account that was applicable to this grant. The resulting expense adjustment will facilitate proper expenditure accounting and for grant closure. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period August 1, 2010 through July 31, 2013.

D.	FROM:	20A814 –Wireless 9-1-1 Government Assistance JA106773 –Wireless 9-1-1 Government Assistance Other Expenses	\$ 15,000.00	BA1400010
	TO:	20A814–Wireless 9-1-1 Government Assistance JA106773 –Wireless 9-1-1 Government Assistance Capital Outlays	\$ 15,000.00	

Transfer appropriations within the Department of Public Safety and Justice Services, Wireless 9-1-1 Government Assistance to provide the budget in the capital line for the purchase of 85 Ergotron Dual-monitor desk stands on requisition #30031. Funding is from cell phone fees covering the period January 1, 2014 through December 31, 2014.

E.	FROM:	21A258 –OJP/BJA Drug Court Opiate FY12-FY14 CO753459 –OJP/BIA Drug Court Opiate FY12-FY14 Other Expenses	\$ 95,787.23	BA1400031
	TO:	21A258–OJP/BJA Drug Court Opiate FY12-FY14 CO753459 –OJP/BIA Drug Court Opiate FY12-FY14 Personal Services	\$ 95,787.23	

Transfer appropriations within the Common Pleas Court Drug Court Opiate grant in compliance with recent grant approved budget realignments. Funding is from the United States Department of Justice, Office of Justice Programs (OJP) Bureau of Justice Assistance (BIA) covering the period October 1, 2011 through September 30, 2014

F.	FROM:	01A001 – General Fund IT601096 – Engineering Services Other Expenses	\$ 1,500.00	BA1400027
	TO:	01A001 – General Fund IT601096 – Engineering Services Capital Outlay	\$ 1,500.00	

A transfer within the Department of Information Technology’s Engineering Services division would allow the purchase of equipment. Funding comes from the General Fund.

Resolution: Cash Transfers:

A.	FROM:	20D445–Development Revolving Loan Fund		JT1400001
		DV520692– Development Revolving Loan Fund		
		Transfer Out	\$	89,735.79
	TO:	20D446 – Brownfield Revolving Loan Fund		
		DV520726 – Brownfield Revolving Loan Fund		
		Revenue Transfer	\$	89,735.79

Transfer from the Department of Development Revolving Loan Fund to the Brownfield Revolving Loan Fund to support contracts both existing and in the process of approval based on project basis. Sufficient cash exists in the Revolving Loan Fund for this transfer and the appropriations are seen in on document BA1400008 (fiscal item F, on page 2). Funding is from loan payments covering the period January 1, 2014 through December 31, 2014.

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0052

Sponsored by: County Executive FitzGerald	A Resolution expressing support for the Cleveland 2016 Host Committee, Inc.'s efforts to secure a National Presidential Convention in Cleveland in 2016, and authorizing the County Executive to negotiate and execute a contract with Cleveland 2016 Host Committee, Inc. in the amount of \$2,500,000.00 to support a bid for a National Presidential Nominating Convention in 2016, contingent upon a winning bid, and a contract with the appointed lead law enforcement agency to contribute up to \$2,500,000.00 in law enforcement services and resources, contingent upon a winning bid, subject to reimbursement in the event of a security grant by the Federal Government; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the Republican National Committee and the Democratic National Committee have invited select U.S. cities to respond to a formal request for proposal to host the Presidential Nominating National Convention in 2016;

WHEREAS, efforts are now underway to submit competitive bids by Cleveland 2016 Host Committee, Inc., an Ohio non-profit corporation formed through a coalition of local non-profits and civic leaders, including the Greater Cleveland Partnership, Positively Cleveland, the Downtown Cleveland Alliance, in coordination with the State of Ohio, the City of Cleveland, and the County;

WHEREAS, Cleveland 2016 Host Committee, Inc. will not be considered a political committee under any state or federal laws or regulations;

WHEREAS, Cleveland 2016 Host Committee, Inc.'s primary function will be to (i) advise and support the host city, its partners and the local community in efforts to promote the local economy, encourage commerce and economic development, assist with the projection of a favorable image of Cleveland and Cuyahoga County; (ii) create and implement a program designed to promote Cuyahoga County area businesses as well as to attract and permanently retain business opportunities from outside of the State of Ohio; and (iii) fulfill all bid obligations to facilitate the needs of hosting a National Convention;

WHEREAS, the efforts to attract a National Convention to our region have support from the political, civil, cultural, and business leaders in our communities, paving the way for future partnerships and regional collaborations benefiting our cities;

WHEREAS, a successful bid for a National Convention would feature Cuyahoga County as a major convention and tourist destination;

WHEREAS, a historic national convention would have a positive economic impact, benefiting significantly our regional economy;

WHEREAS, it is estimated that the a National Convention would attract 35,000 visitors to Cuyahoga County, create new jobs, and have a \$150,000,000 to \$200,000,000 net positive economic impact on our region;

WHEREAS, travel and tourism rank among the Cuyahoga County's largest industries and the positive impact of hosting a National Convention in the Cuyahoga County would be significant for our community; and

WHEREAS, hosting the National Convention would not only bring immediate economic gains, but would place the entire metropolitan region in the national spotlight for years to come.

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

SECTION 1. That County Council hereby expresses support for Cleveland 2016 Host Committee, Inc.'s efforts to submit a winning bid for a National Convention in Cleveland in 2016 and authorizes the County Executive to negotiate and enter into the following contracts in support of these efforts:

- (a) A contract with Cleveland 2016 Host Committee Inc. in the amount of \$2,500,000 to support the bid, contingent upon the City of Cleveland being named the Host City for a National Presidential Nominating Convention in 2016; and
- (b) A contract with the lead law enforcement agency appointed by the Department of Justice to contribute up to \$2,500,000 in law enforcement services and resources, by and through the Cuyahoga County Sheriff, in connection with providing security for the National Convention, a designated national security event, subject to reimbursement in the event that a federal national security or homeland security grant is awarded by the Federal Government, which has been historically administered through the Department of Justice.

SECTION 2. All contracts authorized herein are contingent upon the City of Cleveland being named the Host City for a National Presidential Convention in 2016 and are subject to the approval of the Director of Law and/or his designee as to legal form and correctness.

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0053

<p>Sponsored by: County Executive FitzGerald/ Department of Development</p>	<p>A Resolution authorizing the issuance of not-to-exceed \$39,900,000.00 County of Cuyahoga, Ohio Health Care Facilities Revenue Refunding Bonds, Series 2014 (The A.M. McGregor Home Project) for the purpose of refunding the outstanding principal amount of County of Cuyahoga, Ohio Adjustable Rate Demand Health Care Facilities Revenue Refunding Bonds, Series 2009 (The A.M. McGregor Home Project), Adjustable Rate Demand Health Care Facilities Revenue Refunding Bonds, Series 2010A (The A.M. McGregor Home Project) and Adjustable Rate Demand Health Care Facilities Revenue Refunding Bonds, Series 2010B (The A.M. McGregor Home Project) that were issued to provide funds to assist The A.M. McGregor Home in financing costs of certain “hospital facilities” within the boundaries of the County; providing for the pledge of revenues for the payment of those bonds; authorizing the execution and delivery of a trust indenture, a lease agreement, a sublease and a bond purchase agreement; authorizing and approving related matters; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County of Cuyahoga, Ohio (the “Issuer”), a county and political subdivision duly organized and validly existing under the laws of the State of Ohio (the “State”) and its Charter, is authorized and empowered, by virtue of the laws of the State, including without limitation, Chapter 140, Ohio Revised Code (the “Act”), to (i) acquire, construct, improve and equip "hospital facilities" (as such term is defined in the Act), and to acquire by lease real estate within the boundaries of the Issuer and interests therein, including without limitation, improvements situated thereon comprising hospital facilities; (ii) issue its revenue bonds for the purpose of paying the "costs of hospital facilities" (as

such terms are defined in the Act), within the boundaries of the Issuer, including refunding obligations previously issued for that purpose; (iii) enter into lease agreements and supplemental lease agreements to provide for revenues to pay the principal of and interest and any premium on those revenue bonds; (iv) secure those revenue bonds by a trust indenture and supplemental trust indentures, by the pledge and assignment of its rights under a lease agreement and supplemental lease agreements, by a pledge of and lien on the hospital receipts and by an absolute and irrevocable assignment of certain funds to be held by the trustee under that trust indenture and those supplemental trust indentures; and (v) enact this resolution and to sign and deliver necessary documents in connection therewith upon the terms and conditions provided herein; and

WHEREAS, this Council of the County of Cuyahoga, Ohio (this “Council”), pursuant to the foregoing authority and at the request of, and based upon the representations of The A.M. McGregor Home (the “Corporation”), has determined that it is willing to authorize the issuance and sale of revenue refunding bonds pursuant to the Act to assist the Corporation in financing and refinancing the costs of acquiring, constructing, equipping and improving “hospital facilities” by refunding (i) the outstanding principal amount of the County’s \$30,000,000 Adjustable Rate Demand Health Care Facilities Revenue Refunding Bonds, Series 2009 (The A.M. McGregor Home Project) (the “Series 2009 Bonds”); (ii) the outstanding principal amount of the County’s \$3,435,000 Adjustable Rate Demand Health Care Facilities Revenue Refunding Bonds, Series 2010A (The A.M. McGregor Home Project) (the “Series 2010A Bonds”); and (iii) the outstanding principal amount of the County’s \$8,630,000 Adjustable Rate Demand Health Care Facilities Revenue Refunding Bonds, Series 2010B (The A.M. McGregor Home Project) (the “Series 2010B Bonds”; the Series 2009 Bonds, the Series 2010A Bonds and the Series 2010B Bonds, collectively, the “Outstanding Bonds”);

WHEREAS, the proceeds of Series 2009 Bonds and the Series 2010A Bonds were used to refund certain prior bonds issued by the County in 2001 to assist the Corporation in financing the costs of certain “hospital facilities”, namely the construction of a new nursing home at the Corporation’s East Cleveland location (the “2001 Project”);

WHEREAS, the proceeds of the Series 2010B Bonds were issued to refund certain prior bonds issued by the County in 2004 to assist the Corporation in financing the costs of certain “hospital facilities”, namely the construction of a new assisted living facility at the Corporation’s East Cleveland location (the “Series 2004 Project”; the 2001 Project and the 2004 Project, collectively, the “Project”); and

WHEREAS, the Issuer, at the request of and based on the representations of the Corporation, has determined to assist the Corporation in refinancing the costs of the Project by issuing \$39,900,000 in maximum aggregate principal amount of Adjustable Rate Demand Health Care Facilities Revenue Refunding

Bonds of the Issuer to be known as “Adjustable Rate Demand Health Care Facilities Revenue Refunding Bonds, Series 2014 (The A.M. McGregor Home Project)” (the “Series 2014 Bonds”) to be issued pursuant to a Trust Indenture (the “Indenture”), between the Issuer and the Trustee (as defined in Section 1 hereof), and to provide the proceeds thereof to the Corporation pursuant to a Lease (the “Lease”) and a Sublease (the “Sublease”), each between the Issuer and the Corporation;

WHEREAS, the Series 2014 Bonds shall not represent or constitute a general obligation, debt or bonded indebtedness, or a pledge of moneys raised by taxation or the faith and credit of the Issuer, the State or any political subdivision thereof, and the holders of the Series 2014 Bonds shall not be given and shall not have any right to have excises or taxes levied by this Council or the Issuer, or the State or the taxing authority of any political subdivision thereof, for the payment of bond service charges or any other costs of the Project, and the Series 2014 Bonds will be payable solely from the rentals, revenues, and other income, charges, and moneys as are pledged for their payment in accordance with the bond proceedings;

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

Section 1. Definitions. In addition to the words and terms defined elsewhere in this resolution, the following terms used in this resolution have the following meanings unless the context or use clearly indicates another meaning or intent (with other capitalized terms having the meanings ascribed thereto by the Indenture or the Sublease):

“Bond Counsel” means Thompson Hine LLP.

“Bond Fund” means the Bond Fund created in the Indenture.

“Bond Purchase Agreement” means the Bond Purchase Agreement to be entered into between the Issuer, the Corporation, the Underwriter, and, if required by the Underwriter, the Letter of Credit Provider, providing for the purchase of the Series 2014 Bonds by the Underwriter.

“Code” means the Internal Revenue Code of 1986, as amended from time to time. References to the Code and Sections of the Code include relevant applicable regulations and proposed regulations thereunder and under the Internal Revenue Code of 1954, as amended, and any successor provisions to those Sections, regulations or proposed regulations and, in addition, all revenue rulings, announcements, notices, procedures and judicial determinations under the foregoing applicable to the Series 2014 Bonds.

“Letter of Credit” means, with respect to the Series 2014 Bonds, the Letter of Credit issued as described in the Indenture.

“Letter of Credit Provider” means The Northern Trust Company, as provider of the Letter of Credit.

“Preliminary Offering Circular” means the Preliminary Offering Circular or other preliminary offering document for the Series 2014 Bonds authorized by Section 5 of this resolution.

“Offering Circular” means the final Offering Circular or other final offering document for the Series 2014 Bonds authorized by Section 5 of this resolution.

“Remarketing Agent” means the Remarketing Agent appointed pursuant to Section 11 of this resolution and the Indenture.

“Revenues” means the “Revenues” as defined in the Indenture, including, without limitation, moneys to be received by the Trustee under or pursuant to the Letter of Credit.

“Trustee” means, the entity that initially acts as trustee under the Indenture or such other entity as meets the qualifications set forth in the Indenture for a successor Trustee.

“Underwriter” means The Northern Trust Company, as the original purchaser of the Series 2014 Bonds pursuant to the Bond Purchase Agreement.

Section 2. Determinations of the Issuer. This Council hereby finds and determines, based upon the representations of the Corporation, that the Project is consistent with the purposes of the Act by duly benefiting the Issuer and the State and by providing for the health and welfare of the people of the Issuer and the State by enhancing the availability, efficiency and economy of hospital facilities and services and making such hospital facilities and services available to or for the service of the general public without discrimination by reason of race, creed, color or national origin. This Council hereby further determines that: (a) based on the representations of the Corporation and advice of Bond Counsel, the provision of assistance in the refinancing of a portion of the costs of the Project will require the issuance, sale and delivery of the Series 2014 Bonds; (b) based on the advice of Bond Counsel, the issuance of the Series 2014 Bonds is consistent with the provisions of the Act; and (c) following reasonable notice, and prior to the adoption of this resolution, a public hearing was held with respect to the issuance of the Series 2014 Bonds as required by Section 147(f) of the Code.

Section 3. Authorization of the Series 2014 Bonds. This Council, based on the representations of the Corporation, determines it to be necessary to, and the Issuer shall, issue, sell and deliver, as provided and authorized herein and in the Indenture and pursuant to the authority of the Act, the Series 2014 Bonds in the maximum aggregate principal amount of \$39,900,000 for the purpose of assisting the Corporation in refinancing a portion of the costs of the Project by

refunding the Outstanding Bonds, and, if applicable, paying certain costs of issuing the Series 2014 Bonds. The Series 2014 Bonds shall be designated “County of Cuyahoga, Ohio Adjustable Rate Demand Health Care Facilities Revenue Refunding Bonds, Series 2014 (The A.M. McGregor Home Project),” and shall be executed by the manual or facsimile signature of the County Executive or his designee.

Section 4. Terms and Provisions of the Series 2014 Bonds. The Series 2014 Bonds (i) shall be issued only in fully registered form, substantially in the form set forth in Exhibit A to the Indenture; (ii) shall be exchangeable for Series 2014 Bonds of authorized denominations, as provided in the Indenture; (iii) shall be numbered from R-1 upwards or in such other manner as the Trustee may direct; (iv) shall be in such authorized denominations as are permitted by the Indenture; (v) shall be subject to optional and mandatory redemption, or purchase in lieu of redemption, and optional and mandatory tender for purchase, in the amounts, upon the conditions, and at the times and prices set forth in the Indenture; (vi) shall be payable in such manner and at such time or times and at such place or places as set forth in the Indenture; (vii) shall be dated as of the date of their original issuance; and (viii) shall mature on the date or dates set forth in the Indenture, the final maturity date of which shall be no later than June 1, 2049; provided, however, that, pursuant to the provisions of the Indenture, the Series 2014 Bonds shall be originally issued to the Depository for use in a Book Entry System.

The Series 2014 Bonds shall be issued in the maximum aggregate principal amount of \$39,900,000 or such lesser amount as is provided for in the Indenture. The Series 2014 Bonds shall bear interest at a Weekly Rate, a Long-Term Rate, a Bank Rate, a Fixed Rate or a Pledged Bond Rate, all as provided in the Series 2014 Bonds and in the Indenture; provided, however, that in no event will the interest rate on the Series 2014 Bonds exceed maximum rate, if any, specified in the Indenture. The Series 2014 Bonds will bear interest initially at the Weekly Rate (or such other Interest Rate Mode as may be set forth in the Bond Purchase Agreement) as established in the Indenture upon the advice of the Corporation and the Underwriter, and the Remarketing Agent shall establish the applicable interest rate during each Interest Rate Period from time to time as provided in the Indenture. Interest rate periods and determination methods may be changed by the Corporation as described in the Indenture.

In addition to the terms specified herein, the Indenture shall contain such other terms or provisions as are approved by or on behalf of the Issuer and which the officer or officers of the Issuer executing such Indenture determine to be appropriate or necessary, consistent with this resolution, to more fully effectuate the intent of this resolution, such execution and delivery of said documents being conclusive evidence of such approval and determination.

Section 5. Sale of the Series 2014 Bonds. The Series 2014 Bonds are being purchased pursuant to the Bond Purchase Agreement in accordance with the

terms and conditions described in the Bond Purchase Agreement at a purchase price specified in the Bond Purchase Agreement of not less than 98% of the principal amount thereof, plus accrued interest to the date of delivery, if any. The County Executive, the Clerk of this Council and the Fiscal Officer are authorized and directed, alone or together, upon the advice of bond counsel, for and in the name and on behalf of the Issuer, to make the necessary arrangements with the Underwriter to establish the date, location, procedure and conditions for the delivery of the Series 2014 Bonds to the Underwriter, and to take all steps necessary to effect due execution, authentication and delivery to the Underwriter of the Series 2014 Bonds under the terms of this resolution, the Indenture and the Bond Purchase Agreement. It is determined by the Issuer that the terms of the Series 2014 Bonds and of the sale thereof, including the purchase price thereof, all as authorized in this resolution and the Indenture, and based upon the advice of Bond Counsel, are in compliance with all legal requirements.

The Issuer consents to the use and distribution of any Preliminary Offering Circular relating to the Series 2014 Bonds, if deemed necessary or advisable by the Underwriter, and the use and distribution of a final Offering Circular, substantially in the form of the draft Offering Circular now on file with the Issuer, and the use and distribution of any amendments or supplements thereto not adverse to the Issuer, in each case subject to the approval of the County's legal officer. The Issuer has not confirmed, and assumes no responsibility for, the accuracy, sufficiency, completeness or fairness of any statements (i) in any Preliminary Offering Circular or the final Offering Circular or any supplements thereto, other than, to the extent provided in the Bond Purchase Agreement, the statements and information therein relating to the Issuer under the caption "THE COUNTY" or (ii) in any reports, financial information, offering or disclosure documents or other information in any way relating to the Project, the Corporation, the Depository or the Underwriter.

Section 6. Allocation of Proceeds of the Series 2014 Bonds. Proceeds from the sale of the Series 2014 Bonds shall be delivered and deposited in accordance with the terms of the Indenture for refunding of the Prior Bonds and, if applicable, the payment of costs of issuance of the Series 2014 Bonds in accordance with the terms of the Sublease.

Section 7. Security for the Series 2014 Bonds. To the extent provided in, and except as otherwise permitted under the Indenture, the Series 2014 Bonds shall be equally and ratably payable solely from the Revenues. To secure the payment of Bond Service Charges, all right, title and interest of the Issuer in and to all moneys and investments in the Bond Fund and all of the Issuer's rights and remedies under the Sublease (except for the Unassigned Rights) have been duly and validly pledged to the Trustee by the Indenture.

Anything in this resolution, the Series 2014 Bonds or the Indenture to the contrary notwithstanding, the Series 2014 Bonds do not and shall not represent or constitute a debt or pledge of the faith and credit of the Issuer or the State or any

political subdivision thereof, and the owners of the Series 2014 Bonds have no right to have taxes levied by the General Assembly of the State or the taxing authority of any political subdivision of the State, including the Issuer, for the payment of the principal of or interest or any premium on the Series 2014 Bonds or any other costs of the Project, but such Series 2014 Bonds are payable solely from the Revenues, and the Series 2014 Bonds shall contain a statement to that effect and to the effect that the Series 2014 Bonds are payable solely from the Revenues.

Section 8. Covenants and Agreements of the Issuer. In addition to the other covenants and agreements of the Issuer in this resolution, the Sublease and the Indenture, the Issuer hereby makes the following covenants and agreements:

(a) Arbitrage Provisions and Information Return. The Issuer covenants that in the Sublease it will require the Corporation to restrict the use of the proceeds of the Series 2014 Bonds in such manner and to such extent as may be necessary so that the Series 2014 Bonds will not constitute arbitrage bonds under Sections 103(b)(2) and 148 of the Code. The members of this Council, the County Executive, the Fiscal Officer or the Clerk of this Council or any other officer of the County having responsibility for the issuance of the Series 2014 Bonds, are authorized and directed to give:

(i) an appropriate certificate of the Issuer prepared by Bond Counsel and approved by the County's legal officer, for inclusion in the transcript of proceedings for the Series 2014 Bonds, setting forth the reasonable expectations of the Issuer regarding the amount and use of all of the proceeds of the Series 2014 Bonds, the facts, circumstances and estimates on which those expectations are based and other facts and circumstances relevant to the tax treatment of interest on the Series 2014 Bonds, as provided by the Corporation, all as of the date of delivery of and payment for the Series 2014 Bonds; and

(ii) a statement setting forth the information required by Section 149(e) of the Code.

The Issuer covenants that it (i) will take or require to be taken to the extent of its power or control all actions that may be required of it for the interest on the Series 2014 Bonds to be and to remain excluded from gross income for federal income tax purposes, and (ii) will not take or authorize to be taken any actions that would adversely affect that exclusion under the provisions of the Code. The members of this Council, the County Executive, the Fiscal Officer or the Clerk of this Council or any other officer of the County having responsibility for the issuance of the Series 2014 Bonds, are hereby authorized and directed to take any and all actions and make or give reports and certifications, as may be appropriate to assure such exclusion of that interest.

In its performance of these covenants and other covenants of the Issuer pertaining to federal income tax laws, the Issuer may rely in good faith upon the advice of nationally recognized bond counsel which is in writing and is provided to the Trustee, the cost of which shall be paid by the Corporation.

(b) Transcript of Proceedings. The Issuer shall furnish to the Underwriter for the benefit of the purchasers of the Series 2014 Bonds a true transcript of (i) all proceedings had with reference to the issuance of the Series 2014 Bonds and (ii) any other information from the records of the Issuer that may be necessary or appropriate to determine the regularity and validity of the issuance of the Series 2014 Bonds.

Section 9. Approval of Bond Purchase Agreement, Indenture, Lease and Sublease. To provide for the issuance and sale of the Series 2014 Bonds and the consummation of the transactions contemplated herein and therein, the County Executive (or his designee) and the Fiscal Officer at the direction of the County Executive, alone or in conjunction with any of the foregoing, for and in the name and on behalf of the Issuer: to execute and deliver the Bond Purchase Agreement, in substantially the form submitted to and now on file with the Issuer and approved by the Issuer's legal officer, with such changes thereto not inconsistent with this resolution and not adverse to the Issuer and which are permitted by the Act; and to execute and deliver the Indenture, the Lease and the Sublease, each in substantially the form submitted to and now on file with the Issuer and approved by the Issuer's legal officer, with such changes thereto not inconsistent with this resolution and not adverse to the Issuer and which are permitted by the Act, and shall be approved by the officer or officers executing the Bond Purchase Agreement, the Indenture, the Lease and the Sublease and by the County's legal officer, such execution and delivery of said documents being conclusive evidence of the approval of any such changes. The Fiscal Officer is authorized to give any certifications that may be required under Ohio Revised Code Sections 5705.41 and 5705.44 with respect to any of the foregoing.

Section 10. Other Documents. The County Executive (or his designee), the President of the Council, the Fiscal Officer, the Clerk of the Council or any other officer of the County, alone or in conjunction with any of the foregoing, is authorized and directed, for and in the name and on behalf of the Issuer, to execute any undertakings, certifications, financing statements, assignments and other instruments in a form approved by the legal officer of the Issuer or to take any and all other such actions which are necessary or appropriate to perfect the assignments set forth in the Indenture and to consummate the transactions contemplated in this resolution, the Indenture, the Lease, the Sublease and the Bond Purchase Agreement, including without limitation, the issuance of the Series 2014 Bonds and any actions that may be necessary to satisfy the requirements of Securities and Exchange Commission Rule 15c2-12 or any filing requirements of the Code.

Section 11. Appointment of Remarketing Agent. The Northern Trust Company is hereby initially appointed as Remarketing Agent pursuant to the terms of the Indenture.

Section 12. Public Approval. It is found and determined that, following reasonable public notice and prior to the adoption of this resolution, a public hearing was held on March 11, 2014 with respect to the issuance of the Series 2014 Bonds as required by Section 147(f) of the Code. For purposes of complying with Section 147(f) of the Code, this Council, the “applicable elected representative” within the meaning of Section 147(f), hereby approves the issuance of the Series 2014 Bonds in the maximum aggregate principal amount of \$39,900,000 to refinance the costs of a health care facility, including a nursing home and assisted living facility, owned and operated by The A.M. McGregor Home and located at 14900 Private Drive, East Cleveland, Ohio 44112.

Section 13. Compliance with Open Meeting Requirements. It is found and determined that all formal actions of this Council relating to the adoption of this resolution were taken in an open meeting of this Council, and that all deliberations of this Council and of any 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.

Section 14. Effective Date. 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.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

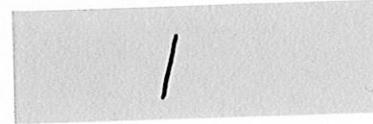
Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned

Journal _____
_____, 20__



Item Details:

Agency/Dept. Name:	Department of Development	Agency/Dept. Head Name:	Larry Benders, Director
Type of Request:	Other		
Request Prepared by:	Paul Herdeg, Development Administrator	Telephone No.	(216) 443-7257
SUMMARY OF REQUESTED ACTION:			
<p>Department of Development requesting a resolution authorizing the issuance and sale of up to \$39,900,000 in aggregate principal amount of County of Cuyahoga, Ohio Health Care Facilities Refunding Revenue Bonds, Series 2014 (A.M. McGregor Home project) for the purpose of refunding bonds issued by the County of Cuyahoga in 2009 and 2010 (the "series 2009, 2010A, and 2010B bonds"), the proceeds of which were loaned to A.M. McGregor Home to assist in refinancing the costs of two "projects" within the meaning of chapter 140, Ohio Revised Code, originally financed in part by bonds issued by the County of Cuyahoga in 2001 and 2004 (the "series 2001 and 2004 bonds"); providing for the pledge of revenues for the payment of such bonds; authorizing execution of various documents including a loan agreement, a trust agreement, a bond purchase agreement, and a tax regulatory agreement in connection with the issuance of such bonds and authorizing and approving related matters.</p>			
PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):			
Explanation for late submittal:			

Contract/Agreement Information:

Procurement Method:
Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

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Funding source:	Explanation: N/A no cost to County
Total Amount Requested: \$	

ATTACHMENTS:

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- [Executive Summary](#)
- [Request for Issuance](#)
- [Draft Resolution](#)
- [Reso Word Version](#)

History

Time

Who

Clerk of the Board

Approval



County Council of Cuyahoga County, Ohio

Resolution No. R2014-0054

Sponsored by: County Executive FitzGerald/County Sheriff	A Resolution authorizing a revenue generating Underlying Agreement with City of Euclid in the amount not-to-exceed \$2,600,000.00 for operation of jail services for County Euclid Prisoners for the period 4/1/2014 - 3/31/2019; authorizing a Lease in connection with said agreement in the amount-not-exceed \$5.00 for a County Jail satellite facility located at 545 East 222 nd Street, Euclid; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive on behalf of the Cuyahoga County Sheriff's Office has authorized a revenue generating underlying agreement with the City of Euclid in the amount not-to-exceed \$2,600,000.00 for operation of jail services for County Euclid prisoners for the period 4/1/2014-3/21/2019; authorizing a lease in the amount not-to-exceed \$5.00 at the Euclid Jail, 545 East 222nd Street, Euclid, OH for the County Jail satellite facility for the period 4/1/2014 – 3/31/2019; and

WHEREAS, the primary goal of the agreement with the City of Euclid is for the operation of jail services the County Jail satellite facility for the period 4/1/2014 – 3/31/2019; and

WHEREAS, the funding for the agreement is from the revenue generating agreement with the City of Euclid; and

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

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

SECTION 1. The Cuyahoga County Council authorizes a revenue generating underlying agreement with City of Euclid in the amount not-to-exceed \$2,600,000.00 for operation of jail services for County Euclid prisoners for the period 4/1/2014 – 3/31/2019; authorizing a Lease in the amount not-to-exceed \$5.00 in connection with said agreement;



3a-b

Item Details:

Agency/Dept. Name:	County Sheriff	Agency/Dept. Head Name:	Sheriff Frank Bova
Type of Request:	Agreement/Amendment		
Request Prepared by:	Beth Supan	Telephone No.	443-6053

SUMMARY OF REQUESTED ACTION:

A) Scope of Work Summary:

The Cuyahoga County Sheriff's Department is requesting approval of a lease with the City of Euclid for the anticipated cost of \$5.00 as well as a revenue generating agreement in the amount of \$2,600,000.00 for the Sheriff's Department to operate the Euclid Jail as a County Jail Satellite Facility. The anticipated start and completion dates are 04/01/2014 - 03/31/2019.

B) Procurement:

1. The procurement method for this project is an inter-agency purchase. The total value of the lease is \$5.00.

C) Contractor and Project Information:

1. The address(es) of all vendors and /or contractors is:

City of Euclid
585 East 222nd Street
Euclid, OH 44123

2. The mayor for the City of Euclid is Bill Cervenik.

3. The address or location of the project is:

Euclid City Jail
545 East 222nd Street
Euclid, OH 44123

D) Project Status and Planning:

1. The project is new to the County.

E) Funding:

- 1. The lease funding is 100% General Fund.
- 2. The operational costs of the County Jail Satellite Facility is a revenue generating agreement paid by the City of Euclid.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: Explanation:

Total Amount Requested:

\$

ATTACHMENTS:

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- [Department Acknowledgement Form](#)
- [Contract Cover](#)
- [Lease Agreement TAB \(1\)](#)
- [Underlying Agreement TAB \(1\)](#)
- [Lease Exhibits A & B](#)
- [Transfer Protocols](#)
- [Unresolved Findings](#)

History

Time	Who	Approval
2/3/2014 10:20 AM	Clerk of the Board	Yes
2/5/2014 12:37 PM	Department of Law Clerk of the Board	Yes



County Council of Cuyahoga County, Ohio

Resolution No. R2014-0055

Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Cuyahoga Job and Family Services	A Resolution making an award on RQ28967 to Catholic Charities Corporation in the amount not-to-exceed \$554,240.00 for sanction compliance programming and support services for Ohio Works First families losing cash assistance for the period 3/1/2014 - 2/28/2015; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Health and Human Services/Cuyahoga Job and Family Services have recommended an award on RQ28967 to Catholic Charities Corporation in the amount not-to-exceed \$554,240.00 for sanction compliance programming and support services for Ohio Works First families losing cash assistance for the period 3/1/2014 – 2/28/2015; and

WHEREAS, the primary goals of the program are: (1) to offer sanctioned individuals the opportunity to engage in allowable sanction compliance activities that will result in benefit eligibility; and (2) to ensure that the health, safety and basic needs of families losing cash assistance are maintained both in the short and long term; and

WHEREAS, this project is funded 100% by Federal Temporary Assistance for Needy Families (“TANF”) funding; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

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 RQ28967 to Catholic Charities Corporation in the amount not-to-exceed \$554,240.00 for sanction compliance programming and support services for Ohio Works First families losing cash assistance for the period 3/1/2014 – 2/28/2015.



4

Item Details:

Agency/Dept. Name:	Employment and Family Services	Agency/Dept. Head Name:	Joseph Gauntner
Type of Request:	Award Recommendation		
Request Prepared by:	Robert K. Math	Telephone No.	216.987.6911

SUMMARY OF REQUESTED ACTION:

Title: Cuyahoga Job and Family Services 2014 Recommended Award RQ#28967
 Catholic Charities Corporation
 Contract: Sanction Compliance Programming & Support Services for OWF Families Losing Cash Assistance

A. Scope of Work Summary

1. Cuyahoga Job and Family Services is requesting to award a contract with the Catholic Charities Corporation for the cost of \$554,240.00. The planned contract period is March 1, 2014 to February 28, 2015.
2. The primary goal of the program: 'To offer sanctioned individuals the opportunity to engage in allowable sanction compliance activities that will result in OWF benefit eligibility and to ensure that the health, safety and basic needs of families losing cash assistance are maintained, both in the short and long term.

B. Procurement

1. The procurement method for this project was RFP.
2. The RFP RQ#28967 was closed on November 22, 2013.
3. There were four (4) proposals submitted for review, one (1) proposal is being recommended for approval.

C. Contractor and Project Information

1. The address of the vendor:
 Catholic Charities Corporation
 7911 Detroit Avenue
 Cleveland, OH 44102

Council District (07)
 2. The Executive Director for the vendor is Maureen Dee.
 3. a. The location of the project is:
 Catholic Charities Corporation
 3135 Euclid Avenue
 Cleveland, OH 44114
 Council District (07)

D. Project Status and Planning

1. The project reoccurs annually.
2. The project is on a critical action path to enable service delivery beginning March 1, 2014.

E. Funding

1. The project is funded 100% by Federal TANF funding.
2. The schedule of payments is by monthly invoice.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source:	Explanation:
Federal	TANF Funding

Total Amount Requested:
 \$554,240.00

ATTACHMENTS:

Click to download

- [RFP RQ28967 Sanction Compliance](#)
- [Award Ltrs RQ28967](#)
- [Vendor's Compliance Form Catholic Charities](#)
- [Dept Acknowledgement](#)
- [Contract RQ28967 Catholic Charities - TAB](#)
- [Proposal RQ28967 Catholic Charities](#)
- [Signature Auth Catholic Charities](#)
- [Noncollusion Affidavit Catholic Charities](#)
- [Ins Liability Cert Catholic Charities](#)
- [Workers Comp Cert Catholic Charities](#)
- [W9 Catholic Charities](#)
- [Auditors Findings Catholic Charities](#)
- [Business Filing Catholic Charities](#)
- [Contract Eval Catholic Charities](#)
- [BSO Req RQ28967](#)
- [COOP Purchase Form Catholic Charities](#)

Date sent to Dept: _____
 Date Received from Dept: _____
 OPD Use Only)



**CUYAHOGA COUNTY
 TABULATION OF PROPOSALS RECEIVED**

DEPARTMENT NAME: Job & Family Services

PROPOSAL DUE DATE: November 22, 2013

Number of Proposals Sent/Returned: 11 / 4

RFP TITLE: Sanction Compliance Programming & Support Services

RFP #: WT - 13 - 28967 **SBE:** 0%

TO BE COMPLETED BY OPD	TO BE COMPLETED BY SBE CONTRACT COMPLIANCE OFFICER					USER DEPT.	
	IG/ETHICS REGISTRATION COMPLETE	SBE SUBCONTRACTOR NAME AMOUNT & PERCENTAGE	SBE PRIME %	TOTAL SBE %	COMPLY Y/N		COMMENTS & INITIALS
Vendor Name & Address Catholic Charities Corporation 7911 Detroit Avenue Cleveland, Ohio 44102	YES AP 11-25-13						Y
The Centers for Families & Children 4300 Euclid Avenue Cleveland, Ohio 44103	YES AP 11-25-13						N
Goodwill Industries of Greater Cleveland and East Central Ohio, Inc. 6151 Wilson Mills Road, Suite 120 Highland Heights, Ohio 44143	YES AP 11-25-13						N
ResCare Workforce Services 9901 Linn Station Road Louisville, KY 40223	YES AP 11-25-13						N

SBE WANTED

Robert K. Nash
 Department Director Name
 Rptab - Updated 10/15/2013

R. K. Nash
 Department Director Signature of Approval
 Date: 11/18/13

CONTRACT EVALUATION FORM

(To be completed by user department for all contract renewals or amendments.)

Contractor: Catholic Charities Corporation Pre-Employment Screening
Contract Number: CE-1300322-01
Contract Amount: \$600,672.00 **Time Period:** July 1, 20013 – June 30, 2014
Amended Amount : (1) **Amended Time Period:(1)**
(2) (2)
Funding Source: TANF

Background

Following the implementation of welfare reform in 1996, TANF caseloads both nationally and locally began to decrease dramatically. Despite this decrease, there was still a segment of the TANF population that struggled to end their dependence on cash assistance because of the presence of significant barriers to getting and keeping a job. Under the Ohio Administrative Code, Cuyahoga Job and Family Services was required to conduct an upfront employment assessment for all Ohio Works First (OWF) applicants in order to identify some of these issues. As a result, in 2000, CJFS contracted with the county mental health and the county alcohol and drug boards to screen new OWF applicants for issues related to alcohol and drug use and mental health to identify clients with these issues and link them to appropriate treatment programs with the goal of enhancing their ability to eventually secure employment.

At the same time, local and national research clearly indicated that our "hard to serve" TANF recipients generally faced a multitude of barriers beyond AOD and mental health. As a result, beginning in 2004, we implemented a comprehensive pre-employment screen which encompassed a broader range of employability issues. Using professionally trained and licensed clinicians, areas that were screened included: domestic violence, learning disabilities, employment history, education, vocational skills, physical health problems, learning disabilities, child abuse, substance abuse, mental health as well as determining clients' skills, interests, and abilities.

Today, an individual who applies for OWF cash assistance must have a pre-employment screen conducted prior to their eligibility intake appointment. CJFS eligibility specialists then receive a summary report of the screen which assists them in determining the most appropriate employment and training activities for that client.

Service Description

- Catholic Charities Corporation (CCC) provides comprehensive, on-site, pre-employment screening interviews at Cuyahoga Job and Family Services' (CJFS) Virgil E. Brown building for all OWF applicants.
- CCC employs six screeners, licensed independent social workers, to conduct the screens and assessments. Two screeners are bilingual and able to conduct the screening interview in Spanish.
- The interview is designed to gather information from applicants in key functioning areas in order to identify potential strengths and critical needs and ascertain barriers which interfere with appropriate functioning and job success.
- These key areas include: employment needs/interests; education needs/interests; domestic violence risk; health problems; learning disabilities; physical disabilities; abuse of children; demands on time to care for other family members; pregnancy; legal history; housing stability and homelessness; legal assistance, and emergency assistance needs such as food or clothes.
- When determined appropriate through the screening process, staff also conduct comprehensive, clinical assessments of mental health and alcohol/drug use and make referrals to community partners for treatment services.
- Summary reports of the screens are entered into a locally maintained database and made available to the CJFS specialist through the electronic document management system within one business day.

- Summary reports can also be requested and used by other contracted service providers to serve OWF applicants once benefits have been approved and work assignments have been made.
- CCC also provides in-house consultation to staff and existing OWF recipients experiencing a variety of crises and works with Employment Specialists to link them to the appropriate community resources to resolve these issues.

Performance Indicators (July 2013– December 2013)

- 329 pre-employment screens have been scheduled and completed.
- An additional 1402 pre-employment screens were conducted on “walk-in” clients.
- An average of 289 screens is completed per month which is on target for serving an estimated 3600 during this contract year.
- 23 clinical assessments (mental health and drug/alcohol) have been completed on-site for clients indicating struggles in these areas.
- 31 clients were connected through referral directly to Catholic Charities treatment programs and other community agencies. Majority of the applicants already are connected to services.
- Wait time to schedule a pre-employment screen has met or surpassed the program goal of three days almost every month.
- Client satisfaction with the services they receive have met or exceeded contracted benchmarks since the beginning of the program year.

Rating of Overall Performance of Contractor (check one)

- Exceeding Expectations
- Meeting Expectations
- Not Meeting Expectations

Justification of Rating

The pre-employment screen is a mandated activity for all OWF applicants. The summary reports provide valuable information to the CJFS specialist in determining the work activities that are in the best interest of the client moving towards self sufficiency.

Work First Services staff monitor program activities on weekly and monthly basis to ensure and improve the program’s productivity. Summary reports are reviewed and scored on a quarterly basis in an effort to improve overall quality in the content and the value of information conveyed to CJFS staff in the reports. WFS continues to work with Catholic Charities in improving the pre-employment screen summary report content.

The Pre-employment Screen also yields demographic and characteristic data about OWF applicants and participants that is used for new and/or on-going program planning.

Cuyahoga Job and Family Services

January 10, 2014

Using Department

Date

Sanction Compliance Programming Support Services for OWF Families Losing Cash Assistance

		Catholic Charities Corp	Centers for Families & Children	Goodwill Industries of GC	ResCare Workforce Services
I.	Program Model & Design	Score	Score	Score	Score
a.	Rate the plan describing how families losing cash benefits will be contacted, appraised, & provided information & referrals for services to assist with mitigating health & safety risks & meeting basic needs.	4.2	4.2	3.6	3.0
b.	Rate the services offered to sanctioned individuals who wish to resume benefit eligibility. This includes the locations, schedule & curriculum for the informational workshop; the components of the one-on-one compliance interview; and the sanction compliance activities offered by the provider and how these activities will be coordinated & tracked for each participant.	4.8	3.0	3.6	4.8
c.	Rate the description of the resource packet to be distributed to families in need. The resources must be comprehensive, current and organized by service type & neighborhood.	3.6	3.6	2.4	3.6
d.	Rate the procedures for providing emergency assistance to families. The process must include the criteria for receipt of assistance (including specific measurable indicators of risk), timeframes for processing, the method by which the assistance will be issued, & how the process will be managed for quality assurance. The provider must demonstrate that sufficient cash reserves are available to issue these services prior to invoicing CJFS (emergency assistance is 100% reimbursable).	4.2	3.6	3.6	3.6
e.	Rate the services, supports & tools in place to ensure non-English speaking individuals have full & equal access to services.	4.8	4.2	4.8	3.0
		216	186	180	180
		Total Section Score (Maximum 30 points)	Score	Score	Score
II.	Program Management	Score	Score	Score	Score
a.	Rate the completed staffing chart along with current resumes for all positions identified as "Filled" & a job description for positions identified as "Vacant." Both the resumes & job descriptions must reflect the minimum qualifications described in the staffing model section of the RFP. For existing staff, the proposal must identify by name & position & outline the responsibilities for each. The staffing model must also identify bi-lingual staff (Spanish).	4.0	2.7	2.7	4.0
b.	Rate the plan to ensure only qualified candidates will be selected for this program as well as new hire training activities, methods of evaluating staff performance, ongoing professional development requirements & offerings and plans to replace staff in the event of separation so as not to impact operations.	4.7	4.7	4.0	4.0

Sanction Compliance Programming Support Services for OWF Families Losing Cash Assistance

		Catholic Charities Corp	Centers for Families & Children	Goodwill Industries of GC	ResCare Workforce Services
c.	A program organizational chart is provided. (Not scored Y/N)	Y	Y	Y	Y
d.	Rate the organization's Business Continuity Plan relating to electronic files, data backup and computer/system recovery.	5.3	5.3	4.0	4.0
Total Section Score (Maximum 20 points)		14.0	12.7	10.7	12.0
III.	Organizational Capacity	Score	Score	Score	Score
a.	Rate the organization's prior experience providing support services, information & referral and employment readiness programming for low income & working poor populations.	4.0	4.0	3.5	3.5
b.	Rate the indicators of efficiency, effectiveness, quality and outcomes achieved for similar programs. If the desired outcomes were not met, the proposal must include an explanation of the	4.0	3.0	3.0	3.0
c.	Rate the documented results of evaluations by external reviewers including nationally recognized accreditations and Cuyahoga County if applicable, that demonstrate the organization's ability to successfully serve this population.	3.0	3.0	2.0	2.5
Total Section Score (Maximum 15 points)		11.0	10.0	8.5	9.0
IV.	Internal Evaluation	Score	Score	Score	Score
a.	Rate the benchmarks, performance measures & outcomes for this program and rationale for targeting these measures.	3.8	3.8	2.5	3.1
b.	Rate the quality assurance activities to ensure quality sanction compliance programming, triage & appraisal and information & referral are provided to each client & the plan for documenting these services in readily accessible files.	5.0	5.0	5.0	3.8
c.	Rate the organization's process for tracking, analyzing & reporting sanction compliance outcome activities, triage, appraisal & program data to CJFS and a description of the data systems in place to accomplish this.	5.0	3.8	3.8	3.8
d.	Rate the tools and methods in place to measure customer satisfaction of clients. Satisfaction survey tools must be included in the proposal as well as plans for utilizing satisfaction data.	4.4	5.0	5.0	3.1
Total Section Score (Maximum 25 points)		18.2	17.6	16.3	13.8

Sanction Compliance Programming Support Services for OWF Families Losing Cash Assistance

	Catholic Charities Corp	Centers for Families & Children	Goodwill Industries of GC	ResCare Workforce Services
	Y/N	Y/N	Y/N	Y/N
V. Collaborations (Not Scored) Identify the lead organization if the program is offered through a collaboration of organizations. Should contain letters of agreements between the partners detailing the commitments, the reason and nature of the collaboration of each. Identify all sub-contractors, if applicable and the responsibility of each.	N	N	Y	N
VI. Customer References (Not Scored) Names and telephone numbers of three (3) references for whom the organization has completed similar projects.	Y	Y	Y	Y
VII. Program Budget	Score	Score	Score	Score
a. Rate the budget and budget narrative, that describes the budgeting approach to support program management and program implementation.	7.0	4.0	5.0	5.0
b. (BONUS 2 Points) Rate the plan for leveraging other funding and sources of financial support.	0.0	1.0	0.0	0.0
	Total Section Score (Maximum 12 points)	5.0	5.0	5.0
	Total Evaluation Score (Maximum 102 points)	63.9	58.5	57.8

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0038

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p> <p>Co-sponsored by: Councilmember Gallagher</p>	<p>A Resolution declaring that public convenience and welfare requires resurfacing of Bennett Road from Edgerton Road to just south of Bridgewater Drive in the City of North Royalton; total estimated project cost \$1,580,669.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/ Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires the resurfacing of Bennett Road to just south of Bridgewater Drive in the City of North Royalton and that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and

WHEREAS, the anticipated construction cost for this improvement is \$1,580,669.00; and

WHEREAS, this project will be funded as follows: (a) 80% or \$1,264,536.00 will be paid from the County's Road and Bridge Fund, and (b) 20% or \$316,133.00 by the City of North Royalton; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure; and

WHEREAS, the project is located at Bennett Road from Edgerton Road to just south of Bridgewater Drive in the City of North Royalton in Council District 5; and

WHEREAS, the anticipated start date for construction of this project is 2015; 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 declares that public convenience and welfare requires resurfacing of Bennett Road from Edgerton Road to just south of Bridgewater Drive in the City of North Royalton; total estimated project cost is \$1,580,669.00.

SECTION 2. That special assessments are not to be levied nor collected to pay any part of the County's cost of this improvement.

SECTION 3. That the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents with the City of North Royalton in connection with this project.

SECTION 4. 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 5. 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: February 11, 2014

Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested on the Floor: February 11, 2014

Journal CC013

February 25, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0039

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution approving Right-of-Way plans as set forth in Plat No. M-5018 for rehabilitation of East 49 th Street Bridge No. 00.54 over abandoned railroad tracks in the City of Cleveland; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended approval of the Right-of Way plans as set forth in Plat No. M-5018 for rehabilitation of East 49th Street Bridge No. 00.54 over abandoned railroad tracks in the City of Cleveland; and,

WHEREAS, Resolution No. R2013-0004 was adopted on January 22, 2013 which declared that public convenience and welfare requires rehabilitation of East 49th Street Bridge No. 00.54 over abandoned railroad tracks in the City of Cleveland; and,

WHEREAS, the current estimated construction cost is \$1,940,000.00, with 25% of eligible costs being funded with Issue I funds, and 75% being funded by the County (Road and Bridge Fund); and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby approves Right-of-Way plans as set forth in Plat No. M-5018 for rehabilitation of East 49th Street Bridge No. 00.54 over abandoned railroad tracks in the City of Cleveland.

SECTION 2. That the County Executive through the Department of Public Works is hereby authorized to acquire the Rights-of-Way necessary for said improvement.

SECTION 3. That all proceedings relative to Right-of-Way Plat No. M-5018 are hereby ordered copied into the Road Record of the County by Department of Public

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0041

<p>Sponsored by: County Executive FitzGerald/Department of Human Resources</p> <p>Co-sponsored by: Councilmember Gallagher</p>	<p>A Resolution authorizing an agreement with City of Olmsted Falls for participation in the Cuyahoga County Benefits Regionalization Program for the period 1/1/2014 - 12/31/2016; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Human Resources has submitted an agreement with the City of Olmsted Falls for participation in the Cuyahoga County Benefits Regionalization Program for the period 1/1/2014 - 12/31/2016; 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 authorizes an agreement with the City of Olmsted Falls for participation in the Cuyahoga County Benefits Regionalization Program for the period 1/1/2014 - 12/31/2016.

SECTION 2. That the County Executive is authorized to execute an agreement of cooperation with the City of Olmsted Falls consistent with 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.

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0042

Sponsored by: County Executive FitzGerald/Department of Law	A Resolution authorizing an amendment to Contract No. CE1200705-01 with Hylant Group, Inc. for insurance brokerage and risk management services and premiums for the period 1/1/2013 - 12/31/2015 for additional funds in the amount not-to-exceed \$888,000.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Law has recommended an amendment to Contract No. CE1200705-01 with Hylant Group, Inc. for insurance brokerage and risk management services and premiums for the period 1/1/2013 - 12/31/2015 for additional funds in the amount not-to-exceed \$888,000.00; and

WHEREAS, the County entered into a contract with Hylant effective as of January 1, 2013 and ending December 31, 2015; and

WHEREAS, the original Contract No. CE1200705-01 was approved pursuant to Resolution R2012-0233 in the amount not to exceed \$3,600,000.00 for risk management services and insurance brokerage and premiums; and

WHEREAS, the original Contract No. CE1200705-01 with Hylant Group, Inc. was amended pursuant to BC2013-28 for additional funds in the amount of \$500,000.00 to provide the eminent-domain insurance in connection with the financing of the new County Administration Building; and

WHEREAS, the additional funds are required for: (1) the Convention Center and Global Center for Health Innovation property insurance in the amount of \$198,000.00 in annual premiums; and (2) for the Builder's Risk, Owner's Protective Professional Insurance, and Pollution/Environmental Insurance for the Convention Center Hotel for approximately \$690,000.00; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby authorizes an amendment to Contract No. CE1200705-01 with Hylant Group, Inc. for insurance brokerage and risk management services and premiums for the period 1/1/2013 - 12/31/2015 for additional funds in the amount not-to-exceed \$888,000.00.

SECTION 2. That the County Executive is authorized to execute all documents required in connection with said amendment.

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: February 11, 2014
Committee(s) Assigned: Human Resources, Appointments & Equity

Legislation Withdrawn from Human Resources, Appointments & Equity Committee
and Referred to Public Works, Procurement & Contracting Committee at Request of
the Council President: February 14, 2014

Journal CC013
February 25, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0044

Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood	A Resolution authorizing an agreement with City of Cleveland/Department of Public Health in the amount not-to-exceed \$682,276.00 for the MomsFirst Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive FitzGerald/Department of Health and Human Services/Community Initiatives Division/Office of Early Childhood has recommended an agreement with City of Cleveland/Department of Public Health in the amount not-to-exceed \$682,276.00 for the MomsFirst Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015; and

WHEREAS, this project will be funded 100% from Health and Human Services Levy Funds; and

WHEREAS, the primary goals of the project are to: (1) reduce infant mortality, and (2) reduce low and extremely low birth weight; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby approves an agreement with City of Cleveland/Department of Public Health in the amount not-to-exceed \$682,276.00 for the MomsFirst Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015.

SECTION 2. That the County Executive is authorized to execute the agreement and all documents consistent with 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,

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0045

<p>Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood</p>	<p>A Resolution authorizing an agreement with Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County in the amount not-to-exceed \$1,339,104.00 for the Early Childhood Mental Health Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood has submitted an agreement for Council's approval with Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County in the amount not-to-exceed \$1,339,104.00 for the Early Childhood Mental Health Program for the Invest in Children Program for the period 1/1/2014 – 12/31/2015; and,

WHEREAS, the primary goals of the project are to a) promote healthy social and emotional development of young children, b) prevention and early intervention of mental health difficulties, and c) treatment of mental health conditions among very young children in the context of their families; and,

WHEREAS, this project is funded 100% by the Health and Human Services Levy Funding; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

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

SECTION 1. That the Cuyahoga County Council authorizes an agreement with Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County in the amount not-to-exceed \$1,339,104.00 for the Early Childhood Mental Health Program for the Invest in Children Program for the period 1/1/2014 – 12/31/2015.

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0046

<p>Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood</p>	<p>A Resolution authorizing an agreement with Cuyahoga County District Board of Health in the amount not-to-exceed \$906,000.00 for the Newborn Home Visiting Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood has recommended an agreement with Cuyahoga County District Board of Health in the amount not-to-exceed \$906,000.00 for the Newborn Home Visiting Program for the Invest in Children Program for the period 1/1/2014 - 12/31/2015; and

WHEREAS, the primary goals of the project are: (1) to improve maternal and infant health; (2) to connect families to other community resources that support families; (3) enhance parent skills; and (4) link families to a medical home; and

WHEREAS, this project is funded 100% from the County Health & Human Services Levy Funds; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

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

SECTION 1. That the Cuyahoga County Council authorizes an agreement with the Cuyahoga County District Board of Health in the amount not-to-exceed \$906,000.00 for the Newborn Home Visiting Program for the Invest in Children Program for the period 1/1/2014 – 12/31/2015.

SECTION 2. That the County Executive is authorized to execute an agreement and all documents consistent with 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: February 11, 2014
Committee(s) Assigned: Education, Environment & Sustainability

Journal CC013
February 25, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0031

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution making an award on RQ28818 to Karvo Paving, Co. in the amount not-to-exceed \$8,372,654.20 for reconfiguration of the Warrensville Center Road/Van Aken Boulevard/Chagrin Boulevard/Northfield Road intersection in the City of Shaker Heights and Village of Highland Hills; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$5.00 License Tax Funds in the amount of \$418,632.71 to fund said contract; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works/ Division of County Engineer has recommended an award on RQ28818 to Karvo Paving, Co. in the amount not-to-exceed \$8,372,654.20 for reconfiguration of the Warrensville Center Road/Van Aken Boulevard/Chagrin Boulevard/ Northfield Road intersection in the City of Shaker Heights and Village of Highland Hills; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure for which the County is responsible; and

WHEREAS, the funding for this project is as follows: (a) 65% will be paid from Federal Funds, (b) 24% will be paid from the Ohio Public Works Commission Issue 1 Funds, (c) 6% will be paid by the City of Shaker Heights and the Village of Highland Hills, and (d) 5% will be paid from the County's \$5.00 Vehicle License Tax Fund; and

WHEREAS, the project is located in Council District 9 and scheduled to begin April 1, 2014 and will be completed in November of 2015; 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 RQ28818 to Karvo Paving, Co. in the amount not-to-exceed \$8,372,654.20 for reconfiguration of the Warrensville Center Road/Van Aken Boulevard/Chagrin Boulevard/ Northfield Road intersection in the City of Shaker Heights and Village of Highland Hills.

SECTION 2. That the County Executive is authorized to execute a contract in connection with said award and all documents consistent with this Resolution.

SECTION 3. That the County Council hereby authorizes the County Engineer, on behalf of the County Executive, to make an application for the allocation from the County Motor Vehicle \$5.00 License Tax Fund in the amount of \$418,632.71 to fund its share of the contract.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the 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: January 28, 2014

Committee(s) Assigned: Public Works, Procurement & Contracting

Committee Report/Second Reading: February 11, 2014

Journal CC013

February 25, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0034

<p>Sponsored by: County Executive FitzGerald/ Department of Development</p>	<p>A Resolution authorizing the issuance of not-to-exceed \$11,955,000.00 County of Cuyahoga, Ohio Economic Development Revenue Refunding Bonds, Series 2014 (Cleveland Hearing and Speech Center Project), for the purpose of refunding the outstanding principal amount of County of Cuyahoga, Ohio Tax-exempt Variable Rate Economic Development Revenue Bonds, Series 2008 (Cleveland Hearing and Speech Center Project), that were issued to provide funds to assist the Cleveland Hearing and Speech Center in financing costs of a project consisting generally of the acquisition, construction, improvement, furnishing and equipping of real and personal property consisting of an approximately 48,000 square foot headquarters and operations facility located at 11635 Euclid Avenue, Cleveland, Ohio; authorizing the execution and delivery of a loan agreement and trust indenture; authorizing the execution and delivery of a bond purchase agreement and authorizing the execution and delivery of certain other documents and actions in connection with the issuance of such bonds; and declaring the necessity that this Resolution become immediately effective.</p>
<p>Co-sponsored by: Councilmember Conwell</p>	

WHEREAS, the County of Cuyahoga, Ohio (the “*County*”), a county and political subdivision duly organized and validly existing under the laws of the State of Ohio and its Charter, is authorized and empowered, by virtue of the laws of the State of Ohio, including without limitation, Chapter 165, Ohio Revised Code (the “*Act*”) and Section 13 of Article VIII, Ohio Constitution, (i) to issue bonds for the purpose of assisting in the financing of eligible costs of constructing and equipping facilities of The Cleveland Hearing and Speech Center (the

“Borrower”) constituting a “project” within the meaning of the Act for industry, commerce, distribution, or research located within the boundaries of the County; (ii) to enter into a loan agreement with the Borrower with respect to those facilities to provide for “revenues” sufficient to pay the principal and purchase price and interest and any premium on those revenue bonds, (iii) to secure those revenue bonds by a trust indenture and by an assignment of those revenues for the benefit of the owners of those revenue bonds, and (iv) to enact this Resolution and to sign and deliver documents in connection therewith upon the terms and conditions provided herein; and

WHEREAS, this Council of the County of Cuyahoga, Ohio (the “Council”), pursuant to the foregoing authority and at the request of, and based upon the representations of, the Borrower, has requested that the County issue revenue refunding bonds (the “Series 2014 Bonds”) pursuant to the Act to assist it in financing and refinancing the costs of acquiring, constructing, equipping and improving real and personal property consisting of an approximately 48,000 square foot headquarters and operations facility located at 11635 Euclid Avenue, Cleveland, Ohio 44106 (the “Project”) by refunding the outstanding principal amount of the County’s \$17,000,000 Tax-Exempt Variable Rate Economic Development Revenue Bonds, Series 2008 (The Cleveland Hearing and Speech Center Project) (the “Prior Bonds”), which were issued pursuant to a Trust Indenture dated as of June 1, 2008, by and between the County and The Huntington National Bank, as trustee, and the proceeds of which were used to finance a portion of the costs of the Project; and

WHEREAS, the Series 2014 Bonds will be issued pursuant to the provisions of the Act and a Trust Indenture (the “Indenture”) between the County and The Huntington National Bank, as trustee (the “Trustee”); and

WHEREAS, the Series 2014 Bonds shall not represent or constitute a general obligation, debt or bonded indebtedness, or a pledge of moneys raised by taxation or the faith and credit of the County, the State or any political subdivision thereof, and the holders of the Series 2014 Bonds shall not be given and shall not have any right to have excises or taxes levied by this Council or the County, or the State or the taxing authority of any political subdivision thereof, for the payment of bond service charges or any other costs of the Project, and the Series 2014 Bonds will be payable solely from the rentals, revenues, and other income, charges, and moneys as are pledged for their payment in accordance with the bond proceedings;

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

SECTION 1. Definitions and Interpretations. All words and terms used herein as defined words and terms but not otherwise defined herein shall have the respective meanings given to them in the Indenture, the substantially final form of which is on file with this Council.

Any reference herein to the County or this Council or to any officers, employees or members thereof, shall include those which succeed to their functions, duties or responsibilities pursuant to or by operation of law or who are lawfully performing their functions.

SECTION 2. Authorization of the Series 2014 Bonds. This Council determines, based on the representations of the Borrower, that it is necessary to, and the County shall, issue, sell and deliver, as provided and authorized herein and in accordance with the Indenture and pursuant to the authority of the Act, the Series 2014 Bonds in the aggregate principal amount that shall be determined in the Bond Purchase Agreement, but in any event not to exceed \$11,955,000, for the purposes of refinancing a portion of the costs of the Project by refunding the Prior Bonds, and paying certain costs of issuing the Series 2014 Bonds.

SECTION 3. Terms and Provisions of the Series 2014 Bonds

(a) Bond Terms. The Series 2014 Bonds shall (i) be issuable only in fully registered form and substantially as set forth in the Indenture; (ii) be exchangeable only for Bonds of the same series in Authorized Denominations, as provided in the Indenture; (iii) be numbered in a manner determined by the Trustee which will distinguish each Bond of a series from each other Bond of that series; (iv) be dated as set forth in the Indenture, provided that such date shall not be later than May 1, 2014; (v) bear interest from the most recent date to which interest has been paid or duly provided for, or if no interest has been paid or duly provided for, from their date of delivery, at the rates set forth in the Indenture, provided that the rates for the Series 2014 Bonds shall not exceed ___% per year; (vi) payable on the interest payment dates set forth in the Indenture; (vii) be subject to optional redemption, extraordinary optional redemption, mandatory redemption, optional and mandatory tender for purchase, and purchase in lieu of redemption in accordance with the Indenture; and (viii) mature, subject to prior redemption as set forth above, on the dates set forth in the Indenture, the final maturity date of which shall be no later than June 1, 2038.

The Series 2014 Bonds shall initially bear interest at the Bank Rate described in the Bond Purchase Agreement during the initial Bank Rate Period, and thereafter shall bear interest at the Bank Rate, a Weekly Rate, a Long-Term Rate, a Fixed Rate, or a Pledged Bond Rate for a particular rate period (being a Bank Rate Period, Weekly Rate Period, Long-Term Rate Period, Fixed Rate Period, or Pledged Bond Rate Period all as defined and provided for in the Indenture).

(b) Method of Payment; Paying Agents. The principal of and any premium and interest on the Series 2014 Bonds (the “*Bond Service Charges*”) shall be payable as provided in the Indenture without deduction for the services of any paying agent. The Trustee initially shall be paying agent for the Series 2014 Bonds and may designate additional paying agents as provided in the Indenture.

(c) Execution. The Series 2014 Bonds shall be signed by the County Executive or his designee. Neither the County Executive, the members of this Council nor any person executing the Series 2014 Bonds shall be liable personally on the Series 2014 Bonds by reason of issuance thereof. In case the County Executive shall cease to be in office before the issuance or delivery of the Series 2014 Bonds, such signature or facsimile thereof shall nevertheless be valid and sufficient for all purposes, the same as if he or she had remained in office until after that time.

(d) Book-Entry System. The Series 2014 Bonds are permitted, but not required, to be issued to the Depository for holding in a book-entry system as provided in the Indenture, as the official(s) or member(s) executing and delivering the Indenture shall approve in the manner described in and under authority of Section 8 hereof.

SECTION 4. Sale of the Series 2014 Bonds.

The Series 2014 Bonds are hereby sold and awarded to PNC Bank, National Association or its designee (the “*Original Purchaser*”) in accordance with the terms of this Resolution and the Bond Purchase Agreement, at a purchase price equal to the aggregate principal amount of the Series 2014 Bonds to be issued. The sale of the Series 2014 Bonds to the Original Purchaser shall be conditioned upon the Original Purchaser’s delivery of an investor acknowledgement letter to the County, or the inclusion of investor acknowledgement provisions in the Bond Purchase Agreement, in a form acceptable to the County and its legal counsel. It is hereby determined, based upon the advice of Bond Counsel and the representations of the Original Purchaser that the purchase price and the manner of sale and the terms of the Series 2014 Bonds, as provided in this Resolution and the Indenture, are consistent with all legal requirements and will carry out the public purposes of the Act.

The County Executive, the Clerk of this Council and the Fiscal Officer are authorized and directed, alone or together, to make the necessary arrangements, as directed by the Trustee and upon the advice of Bond Counsel, with the Original Purchaser to establish the date, location, procedure and conditions for the delivery of the Series 2014 Bonds to the Original Purchaser. The County Executive is further authorized and directed, upon the advice of Bond Counsel, to make the necessary arrangements for the execution, authentication and delivery of the Series 2014 Bonds to the Original Purchaser under the terms of this Resolution, the Indenture and the Bond Purchase Agreement.

SECTION 5. Security for the Series 2014 Bonds. The Series 2014 Bonds shall be special obligations of the County and, except as otherwise provided under the Indenture, the principal of and interest and any premium on, and any other obligations relating to, the Series 2014 Bonds shall be equally and ratably payable solely from the Revenues. To secure the payment of Bond

Service Charges, all right, title and interest of the County in and to all moneys and investments in the Bond Fund and all of the County's rights and remedies under the Loan Agreement (except for the Unassigned Issuer's Rights) have been duly and validly pledged to the Trustee by the Indenture.

Anything in this Resolution, the Series 2014 Bonds or the Indenture to the contrary notwithstanding, the Series 2014 Bonds do not and shall not represent or constitute general obligations, debt, bonded indebtedness or a pledge of the faith and credit of the County, the State or any other political subdivision thereof and further, nothing herein or therein gives the holders or owners of the Series 2014 Bonds, and they do not have, the right to have excises, ad valorem or other taxes levied by the County, or by the State or the taxing authority of any other political subdivision, for the payment of the principal of and interest and any premium on, or any other obligations relating to, the Series 2014 Bonds. The Series 2014 Bonds shall contain a statement to that effect and to the effect that the Series 2014 Bonds are payable solely from the Special Funds established under and other sources permitted by the Indenture and from any other money paid by Borrower or obtained by the Trustee upon the exercise of rights and remedies under the Indenture and the Loan Agreement. Nothing in the Series 2014 Bonds or the documents securing them, however, shall be deemed to prohibit the County from using, of its own volition, to the extent that it is authorized by law to do so, any other resources for the fulfillment of any of the terms or conditions of, or its obligations under, the Indenture or the Series 2014 Bonds.

SECTION 6. Covenants and Agreement of County. In addition to the other covenants of the County set forth in this Resolution and the Issuer Documents (as hereinafter defined), the County further covenants and agrees as follows:

(a) Authority and Actions. The County is, and upon delivery of the Series 2014 Bonds will be, duly authorized by the laws of the State, particularly and without limitation the Act, to issue the Series 2014 Bonds, to execute and deliver the Issuer Documents and other instruments and documents to which it is a party, to provide the security for payment of the principal of and any premium or interest on the Series 2014 Bonds solely in the manner and from the sources and to the extent set forth herein, all as authorized by this Council and upon the advice of Bond Counsel. All actions on the part of the County for the issuance of the Series 2014 Bonds and the execution and delivery of the Issuer Documents and such other instruments and documents have been or will be duly and effectively taken. The Series 2014 Bonds will be valid and enforceable special obligations of the County according to the terms thereof. Each duty of the County and of its officers and employees undertaken pursuant to the Series 2014 Bonds and the Issuer Documents, is a duty specifically enjoined by law upon the County and each of those officers and employees having authority thereunder or by provision of law to perform the duty, resulting from an office, trust or station, within the meaning of Section 2731.01, Ohio Revised Code, providing for enforcement by writ of mandamus.

(b) Arbitrage and Tax Compliance Provisions; Transcript.

Upon the advice of Bond Counsel and to the extent within its authority and control, the County will restrict the use of the proceeds of the Series 2014 Bonds in such manner and to such extent as is necessary so that the Series 2014 Bonds will not constitute arbitrage bonds under Section 148 of the Code. The members of this Council, the County Executive, the Fiscal Officer or the Clerk of this Council or any other officer of the County having responsibility for the issuance of the Series 2014 Bonds, alone or in conjunction with the Borrower or any officer, employee or agent of or consultant to the Borrower, shall give an appropriate certificate of the County for inclusion in the transcript of proceedings for the Series 2014 Bonds setting forth the reasonable expectations of the County regarding the amount and use of all of the proceeds of the Series 2014 Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on the Series 2014 Bonds.

Upon the advice of Bond Counsel, and to the extent within its authority and control, the County (i) will take, or require to be taken, all actions that are required of it for the interest on the Series 2014 Bonds to be and remain excluded from gross income for federal income tax purposes, and (ii) will not knowingly take or authorize to be taken any actions that would adversely affect that exclusion under the provisions of the Code. The members of this Council, the County Executive, the Fiscal Officer and the Clerk of this Council and any other appropriate officers are hereby authorized and directed to take any and all actions and make or give such reports and certifications, as may be appropriate to assure such exclusions of that interest.

In its performance of these covenants, and other covenants of the County pertaining to the Series 2014 Bonds and federal income tax laws, the County may rely upon the advice of Bond Counsel.

The Clerk of this Council shall furnish to the Original Purchaser a true transcript of proceedings, certified by the Clerk, of all proceedings had with reference to the issuance of the Series 2014 Bonds together with such information from the records as is necessary to determine the regularity and validity of the issuance of the Series 2014 Bonds.

(c) Further Assurances. To the extent within its authority and control, the County shall do all things and take all actions on its part necessary to comply with the obligations, duties and responsibilities on its part under the Issuer Documents. Nothing herein or in the Issuer Documents shall be construed as requiring the County to operate the Project or to use any moneys from any source other than those provided in the Indenture and the Loan Agreement.

SECTION 7. Issuer Documents. To provide for the issuance and sale of the Series 2014 Bonds and the consummation of the transactions contemplated herein, the County Executive (or his designee) and the Fiscal Officer at the

direction of the County Executive, alone or in conjunction with any of the foregoing, are authorized and directed to execute, acknowledge and deliver, for and in the name and on behalf of the County, the Indenture, the Loan Agreement, the Bond Purchaser Agreement and each other document to which the County is party in connection with the issuance and delivery of the Series 2014 Bonds (collectively, the “*Issuer Documents*”), in substantially the respective forms thereof submitted to and approved by the County’s legal officer. The Issuer Documents are approved with any changes therein which are not inconsistent with this Resolution, are not adverse to the County, are permitted by the Act, and are approved by the member or members or officer or officers executing the respective Issuer Documents and by Bond Counsel and the County’s legal officer. The approval of those changes by such member or members or officer or officers, and the character of those changes as not being adverse to the County, shall be evidenced conclusively by the execution and delivery of the respective Issuer Documents by such member or members or officer or officers. The Fiscal Officer is authorized to give any certifications that may be required under Ohio Revised Code Sections 5705.41 and 5705.44 with respect to any of the Issuer Documents.

SECTION 8. Other Documents. The County Executive (or his designee), the President of the Council, the Fiscal Officer, the Clerk of the Council or any other officer of the County, alone or in conjunction with any of the foregoing, are authorized and directed to execute, deliver and, if applicable, file, for and in the name and on behalf of the County, any certifications, financing statements, assignments and other instruments and documents which are, in the opinion of the County’s legal officer and Bond Counsel to the County, necessary or appropriate to perfect the assignments contemplated in the Indenture and to consummate the transactions contemplated in the Issuer Documents, including the issuance of the Series 2014 Bonds. Those certifications and other instruments and documents include, without limitation, one or more reports on IRS Form 8038, any other certifications and forms necessary or advisable under the Code and a certification by the Clerk of this Council of the transcript of proceedings relating to the issuance of the Series 2014 Bonds. The Borrower is hereby authorized and directed, upon the request or direction of the County, to file any such certifications or instruments that require filing.

SECTION 9. No Personal Liability. No recourse under or upon any obligation, covenant, acceptance or agreement contained in this Resolution, or in the Series 2014 Bonds, or in the Issuer Documents, or under any judgment obtained against the County or by the enforcement of any assessment or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise, or under any circumstances, shall be had against any officer or employee as such, past, present, or future, of the County, including any member of the Council, either directly or through the County, or otherwise, for the payment for or to the County or any receiver thereof, or for or to the Holder, or otherwise, of any sum that may be due and unpaid by the County upon any of the Series 2014 Bonds. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such officer or

Additional Sponsorship Requested on the Floor: February 11, 2014

Journal CC013
February 25, 2014

[PROPOSED SUBSTITUTE RESOLUTION]

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0034

<p>Sponsored by: County Executive FitzGerald/ Department of Development</p> <p>Co-sponsored by: Councilmember Conwell</p>	<p>A Resolution authorizing the issuance of not-to-exceed \$11,955,000.00 County of Cuyahoga, Ohio Economic Development Revenue Refunding Bonds, Series 2014 (Cleveland Hearing and Speech Center Project), for the purpose of refunding the outstanding principal amount of County of Cuyahoga, Ohio Tax-exempt Variable Rate Economic Development Revenue Bonds, Series 2008 (Cleveland Hearing and Speech Center Project), that were issued to provide funds to assist the Cleveland Hearing and Speech Center in financing costs of a project consisting generally of the acquisition, construction, improvement, furnishing and equipping of real and personal property consisting of an approximately 48,000 square foot headquarters and operations facility located at 11635 Euclid Avenue, Cleveland, Ohio; authorizing the execution and delivery of a loan agreement and trust indenture; authorizing the execution and delivery of a bond purchase agreement and authorizing the execution and delivery of certain other documents and actions in connection with the issuance of such bonds; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County of Cuyahoga, Ohio (the “*County*”), a county and political subdivision duly organized and validly existing under the laws of the State of Ohio and its Charter, is authorized and empowered, by virtue of the laws of the State of Ohio, including without limitation, Chapter 165, Ohio Revised

Code (the “Act”) and Section 13 of Article VIII, Ohio Constitution, (i) to issue bonds for the purpose of assisting in the financing of eligible costs of constructing and equipping facilities of The Cleveland Hearing and Speech Center (the “Borrower”) constituting a “project” within the meaning of the Act for industry, commerce, distribution, or research located within the boundaries of the County; (ii) to enter into a loan agreement with the Borrower with respect to those facilities to provide for “revenues” sufficient to pay the principal and purchase price and interest and any premium on those revenue bonds, (iii) to secure those revenue bonds by a trust indenture and by an assignment of those revenues for the benefit of the owners of those revenue bonds, and (iv) to enact this Resolution and to sign and deliver documents in connection therewith upon the terms and conditions provided herein; and

WHEREAS, this Council of the County of Cuyahoga, Ohio (the “Council”), pursuant to the foregoing authority and at the request of, and based upon the representations of, the Borrower, **determined that it is willing to authorize the issuance and sale of** ~~has requested that the County issue~~ revenue refunding bonds (the “Series 2014 Bonds”) pursuant to the Act to assist Borrower~~in~~ in financing and refinancing the costs of acquiring, constructing, equipping and improving real and personal property consisting of an approximately 48,000 square foot headquarters and operations facility located at 11635 Euclid Avenue, Cleveland, Ohio 44106 (the “Project”) by refunding the outstanding principal amount of the County’s \$17,000,000 Tax-Exempt Variable Rate Economic Development Revenue Bonds, Series 2008 (The Cleveland Hearing and Speech Center Project) (the “Prior Bonds”), which were issued pursuant to a Trust Indenture dated as of June 1, 2008, by and between the County and The Huntington National Bank, as trustee, and the proceeds of which were used to finance a portion of the costs of the Project; and

WHEREAS, the Series 2014 Bonds will be issued pursuant to the provisions of the Act and a Trust Indenture (the “Indenture”) between the County and The Huntington National Bank, as trustee (the “Trustee”); and

WHEREAS, the Series 2014 Bonds shall not represent or constitute a general obligation, debt or bonded indebtedness, or a pledge of moneys raised by taxation or the faith and credit of the County, the State or any political subdivision thereof, and the holders of the Series 2014 Bonds shall not be given and shall not have any right to have excises or taxes levied by this Council or the County, or the State or the taxing authority of any political subdivision thereof, for the payment of bond service charges or any other costs of the Project, and the Series 2014 Bonds will be payable solely from the rentals, revenues, and other income, charges, and moneys as are pledged for their payment in accordance with the bond proceedings;

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

SECTION 1. Definitions and Interpretations. All words and terms used herein as defined words and terms but not otherwise defined herein shall have the respective meanings given to them in the Indenture, the substantially final form of which is on file with this Council.

Any reference herein to the County or this Council or to any officers, employees or members thereof, shall include those which succeed to their functions, duties or responsibilities pursuant to or by operation of law or who are lawfully performing their functions.

SECTION 2. Authorization of the Series 2014 Bonds. This Council determines, based on the representations of the Borrower, that it is necessary to, and the County shall, issue, sell and deliver, as provided and authorized herein and in accordance with the Indenture and pursuant to the authority of the Act, the Series 2014 Bonds in the aggregate principal amount that shall be determined in the Bond Purchase Agreement, but in any event not to exceed \$11,955,000, for the purposes of refinancing a portion of the costs of the Project by refunding the Prior Bonds, and paying certain costs of issuing the Series 2014 Bonds.

SECTION 3. Terms and Provisions of the Series 2014 Bonds

(a) Bond Terms. The Series 2014 Bonds shall (i) be issuable only in fully registered form and substantially as set forth in the Indenture; (ii) be exchangeable only for Bonds of the same series in Authorized Denominations, as provided in the Indenture; (iii) be numbered in a manner determined by the Trustee which will distinguish each Bond of a series from each other Bond of that series; (iv) be dated as set forth in the Indenture, provided that such date shall not be later than May 1, 2014; (v) bear interest from the most recent date to which interest has been paid or duly provided for, or if no interest has been paid or duly provided for, from their date of delivery, at the rates set forth in the Indenture, provided that the rates for the Series 2014 Bonds shall not exceed **the maximum rate, if any, set forth in the bond indenture** ~~—% per year~~; (vi) payable on the interest payment dates set forth in the Indenture; (vii) be subject to optional redemption, extraordinary optional redemption, mandatory redemption, optional and mandatory tender for purchase, and purchase in lieu of redemption in accordance with the Indenture; and (viii) mature, subject to prior redemption as set forth above, on the dates set forth in the Indenture, the final maturity date of which shall be no later than June 1, 2038.

The Series 2014 Bonds shall initially bear interest at the Bank Rate described in the Bond Purchase Agreement during the initial Bank Rate Period, and thereafter shall bear interest at the Bank Rate, a Weekly Rate, a Long-Term Rate, a Fixed Rate, or a Pledged Bond Rate for a particular rate period (being a Bank Rate Period, Weekly Rate Period, Long-Term Rate Period, Fixed Rate Period, or Pledged Bond Rate Period all as defined and provided for in the Indenture).

(b) Method of Payment; Paying Agents. The principal of and any premium and interest on the Series 2014 Bonds (the “*Bond Service Charges*”) shall be payable as provided in the Indenture without deduction for the services of any paying agent. The Trustee initially shall be paying agent for the Series 2014 Bonds and may designate additional paying agents as provided in the Indenture.

(c) Execution. The Series 2014 Bonds shall be signed by the County Executive or his designee. Neither the County Executive, the members of this Council nor any person executing the Series 2014 Bonds shall be liable personally on the Series 2014 Bonds by reason of issuance thereof. In case the County Executive shall cease to be in office before the issuance or delivery of the Series 2014 Bonds, such signature or facsimile thereof shall nevertheless be valid and sufficient for all purposes, the same as if he or she had remained in office until after that time.

(d) Book-Entry System. The Series 2014 Bonds are permitted, but not required, to be issued to the Depository for holding in a book-entry system as provided in the Indenture, as the official(s) or member(s) executing and delivering the Indenture shall approve in the manner described in and under authority of Section 8 hereof.

SECTION 4. Sale of the Series 2014 Bonds.

The Series 2014 Bonds are hereby sold and awarded to PNC Bank, National Association or its designee (the “*Original Purchaser*”) in accordance with the terms of this Resolution and the Bond Purchase Agreement, at a purchase price equal to the aggregate principal amount of the Series 2014 Bonds to be issued. The sale of the Series 2014 Bonds to the Original Purchaser shall be conditioned upon the Original Purchaser’s delivery of an investor acknowledgement letter to the County, or the inclusion of investor acknowledgement provisions in the Bond Purchase Agreement, in a form acceptable to the County and its legal counsel. It is hereby determined, based upon the advice of Bond Counsel and the representations of the Original Purchaser that the purchase price and the manner of sale and the terms of the Series 2014 Bonds, as provided in this Resolution and the Indenture, are consistent with all legal requirements and will carry out the public purposes of the Act.

The County Executive, the Clerk of this Council and the Fiscal Officer are authorized and directed, alone or together, to make the necessary arrangements, as directed by the Trustee and upon the advice of Bond Counsel, with the Original Purchaser to establish the date, location, procedure and conditions for the delivery of the Series 2014 Bonds to the Original Purchaser. The County Executive is further authorized and directed, upon the advice of Bond Counsel, to make the necessary arrangements for the execution, authentication and delivery of the Series 2014 Bonds to the Original Purchaser under the terms of this Resolution, the Indenture and the Bond Purchase Agreement.

SECTION 5. Security for the Series 2014 Bonds. The Series 2014 Bonds shall be special obligations of the County and, except as otherwise provided under the Indenture, the principal of and interest and any premium on, and any other obligations relating to, the Series 2014 Bonds shall be equally and ratably payable solely from the Revenues. To secure the payment of Bond Service Charges, all right, title and interest of the County in and to all moneys and investments in the Bond Fund and all of the County's rights and remedies under the Loan Agreement (except for the Unassigned Issuer's Rights) have been duly and validly pledged to the Trustee by the Indenture.

Anything in this Resolution, the Series 2014 Bonds or the Indenture to the contrary notwithstanding, the Series 2014 Bonds do not and shall not represent or constitute general obligations, debt, bonded indebtedness or a pledge of the faith and credit of the County, the State or any other political subdivision thereof and further, nothing herein or therein gives the holders or owners of the Series 2014 Bonds, and they do not have, the right to have excises, ad valorem or other taxes levied by the County, or by the State or the taxing authority of any other political subdivision, for the payment of the principal of and interest and any premium on, or any other obligations relating to, the Series 2014 Bonds. The Series 2014 Bonds shall contain a statement to that effect and to the effect that the Series 2014 Bonds are payable solely from the Special Funds established under and other sources permitted by the Indenture and from any other money paid by Borrower or obtained by the Trustee upon the exercise of rights and remedies under the Indenture and the Loan Agreement. Nothing in the Series 2014 Bonds or the documents securing them, however, shall be deemed to prohibit the County from using, of its own volition, to the extent that it is authorized by law to do so, any other resources for the fulfillment of any of the terms or conditions of, or its obligations under, the Indenture or the Series 2014 Bonds.

SECTION 6. Covenants and Agreement of County. In addition to the other covenants of the County set forth in this Resolution and the Issuer Documents (as hereinafter defined), the County further covenants and agrees as follows:

(a) Authority and Actions. The County is, and upon delivery of the Series 2014 Bonds will be, duly authorized by the laws of the State, particularly and without limitation the Act, to issue the Series 2014 Bonds, to execute and deliver the Issuer Documents and other instruments and documents to which it is a party, to provide the security for payment of the principal of and any premium or interest on the Series 2014 Bonds solely in the manner and from the sources and to the extent set forth herein, all as authorized by this Council and upon the advice of Bond Counsel. All actions on the part of the County for the issuance of the Series 2014 Bonds and the execution and delivery of the Issuer Documents and such other instruments and documents have been or will be duly and effectively taken. The Series 2014 Bonds will be valid and enforceable special obligations of the County according to the terms thereof. Each duty of the County and of its officers and employees undertaken pursuant to the Series 2014

Bonds and the Issuer Documents, is a duty specifically enjoined by law upon the County and each of those officers and employees having authority thereunder or by provision of law to perform the duty, resulting from an office, trust or station, within the meaning of Section 2731.01, Ohio Revised Code, providing for enforcement by writ of mandamus.

(b) Arbitrage and Tax Compliance Provisions; Transcript.

Upon the advice of Bond Counsel and to the extent within its authority and control, the County will restrict the use of the proceeds of the Series 2014 Bonds in such manner and to such extent as is necessary so that the Series 2014 Bonds will not constitute arbitrage bonds under Section 148 of the Code. The members of this Council, the County Executive, the Fiscal Officer or the Clerk of this Council or any other officer of the County having responsibility for the issuance of the Series 2014 Bonds, alone or in conjunction with the Borrower or any officer, employee or agent of or consultant to the Borrower, shall give an appropriate certificate of the County for inclusion in the transcript of proceedings for the Series 2014 Bonds setting forth the reasonable expectations of the County regarding the amount and use of all of the proceeds of the Series 2014 Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on the Series 2014 Bonds.

Upon the advice of Bond Counsel, and to the extent within its authority and control, the County (i) will take, or require to be taken, all actions that are required of it for the interest on the Series 2014 Bonds to be and remain excluded from gross income for federal income tax purposes, and (ii) will not knowingly take or authorize to be taken any actions that would adversely affect that exclusion under the provisions of the Code. The members of this Council, the County Executive, the Fiscal Officer and the Clerk of this Council and any other appropriate officers are hereby authorized and directed to take any and all actions and make or give such reports and certifications, as may be appropriate to assure such exclusions of that interest.

In its performance of these covenants, and other covenants of the County pertaining to the Series 2014 Bonds and federal income tax laws, the County may rely upon the advice of Bond Counsel.

The Clerk of this Council shall furnish to the Original Purchaser a true transcript of proceedings, certified by the Clerk, of all proceedings had with reference to the issuance of the Series 2014 Bonds together with such information from the records as is necessary to determine the regularity and validity of the issuance of the Series 2014 Bonds.

(c) Further Assurances. To the extent within its authority and control, the County shall do all things and take all actions on its part necessary to comply with the obligations, duties and responsibilities on its part under the Issuer Documents. Nothing herein or in the Issuer Documents shall be construed as

requiring the County to operate the Project or to use any moneys from any source other than those provided in the Indenture and the Loan Agreement.

SECTION 7. Issuer Documents. To provide for the issuance and sale of the Series 2014 Bonds and the consummation of the transactions contemplated herein, the County Executive (or his designee) and the Fiscal Officer at the direction of the County Executive, alone or in conjunction with any of the foregoing, are authorized and directed to execute, acknowledge and deliver, for and in the name and on behalf of the County, the Indenture, the Loan Agreement, the Bond Purchaser Agreement and each other document to which the County is party in connection with the issuance and delivery of the Series 2014 Bonds (collectively, the “*Issuer Documents*”), in substantially the respective forms thereof submitted to and approved by the County’s legal officer. The Issuer Documents are approved with any changes therein which are not inconsistent with this Resolution, are not adverse to the County, are permitted by the Act, and are approved by the member or members or officer or officers executing the respective Issuer Documents and by Bond Counsel and the County’s legal officer. The approval of those changes by such member or members or officer or officers, and the character of those changes as not being adverse to the County, shall be evidenced conclusively by the execution and delivery of the respective Issuer Documents by such member or members or officer or officers. The Fiscal Officer is authorized to give any certifications that may be required under Ohio Revised Code Sections 5705.41 and 5705.44 with respect to any of the Issuer Documents.

SECTION 8. Other Documents. The County Executive (or his designee), the President of the Council, the Fiscal Officer, the Clerk of the Council or any other officer of the County, alone or in conjunction with any of the foregoing, are authorized and directed to execute, deliver and, if applicable, file, for and in the name and on behalf of the County, any certifications, financing statements, assignments and other instruments and documents which are, in the opinion of the County’s legal officer and Bond Counsel to the County, necessary or appropriate to perfect the assignments contemplated in the Indenture and to consummate the transactions contemplated in the Issuer Documents, including the issuance of the Series 2014 Bonds. Those certifications and other instruments and documents include, without limitation, one or more reports on IRS Form 8038, any other certifications and forms necessary or advisable under the Code and a certification by the Clerk of this Council of the transcript of proceedings relating to the issuance of the Series 2014 Bonds. The Borrower is hereby authorized and directed, upon the request or direction of the County, to file any such certifications or instruments that require filing.

SECTION 9. No Personal Liability. No recourse under or upon any obligation, covenant, acceptance or agreement contained in this Resolution, or in the Series 2014 Bonds, or in the Issuer Documents, or under any judgment obtained against the County or by the enforcement of any assessment or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise, or under any circumstances, shall be had against any officer or employee as such,

past, present, or future, of the County, including any member of the Council, either directly or through the County, or otherwise, for the payment for or to the County or any receiver thereof, or for or to the Holder, or otherwise, of any sum that may be due and unpaid by the County upon any of the Series 2014 Bonds. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such officer or employee, as such, to respond by reason of any act or omission on his or her part, or otherwise, for, directly or indirectly, the payment for or to the County or any receiver thereof, or for or to the Borrower or the Holder, or otherwise, of any sum that may remain due and unpaid upon any Bond, shall be deemed to be expressly waived and released as a condition of and consideration for the execution and delivery of the Issuer Documents and the issuance of the Series 2014 Bonds.

SECTION 10. Open Meeting. This Council hereby finds and determines that all formal actions of this Council and its committees concerning and relating to the adoption of this resolution were adopted in an open meeting of this 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, Ohio Revised Code.

SECTION 11. Effective Date. 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. ~~This Resolution shall be in full force and effect immediately upon the signature of the County Executive, provided this Resolution receives the affirmative vote of eight members elected to Council. It is hereby determined to be necessary that this Resolution become immediately effective in order that the project may proceed in a timely manner.~~

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: January 28, 2014
Committee(s) Assigned: Economic Development & Planning

Committee Report/Second Reading: February 11, 2014

Additional Sponsorship Requested on the Floor: February 11, 2014

Legislation Substituted on the Floor: February 25, 2014

Journal CC013
February 25, 2014

County Council of Cuyahoga County, Ohio

Ordinance No. O2014-0003

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Procurement & Diversity	An Ordinance amending Cuyahoga County Code Chapter 506: Procurement Card Program Policies and Procedures to approve revised Cuyahoga County Procurement Card Program Policies and Procedures, effective 3/1/2014; and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, the Cuyahoga County Executive/Fiscal Officer/Office of Procurement & Diversity has submitted a revised Procurement Card Program Policies and Procedures, effective 3/1/14; and,

WHEREAS, the Procurement Card Program Policies and Procedures was previously established by the Board of Commissioners in Resolution No. 084247 on October 7, 2008, and revised by Council in Ordinance No. O2012-0006 on March 27, 2012, as codified in Chapter 506 of the Cuyahoga County Code; and,

WHEREAS, the primary goal of the revised Procurement Card Program Policies and Procedures is to enable the use of a County procurement card for purchases and charges currently being made by County credit cards; and,

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

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

SECTION 1. Chapter 506 of the Cuyahoga County Code is hereby amended to read as follows:

Chapter 506: Procurement Card Program Policies and Procedures

The revised Procurement Card Program Policies and Procedures, attached to Ordinance No. O2014-0003 as Exhibit A, is hereby adopted effective 3/1/2014.

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,

Cuyahoga County Procurement Card Program Policies and Procedures

Background

Procurement cards are designed to make purchases in accordance with the Cuyahoga County Code and Cuyahoga County's Procurement Procedures.

The procurement card reduces paperwork and processing time. The program is an alternative payment method; and for small purchases that do not require prior approval, it is an alternative procurement method to the traditional purchasing process. Hence, it can significantly reduce the number of purchase orders and payments processed.

Benefits include an expanded list of merchants from whom purchases can be made, accelerated payment to the vendor, expedited delivery of goods, reduced paperwork, lower overall transaction processing costs per purchase, and the ability to set and control purchasing dollar limits.

Authority

Section 3.09(4) of the Cuyahoga County Charter empowers County Council "to establish procedures governing the making of County contracts and the purchasing of County supplies and equipment pursuant to competitive bidding." The Office of Procurement & Diversity has formulated this policy for the use of procurement cards, which has been approved by legislative act of County Council. This policy shall set limits for spending, activity and allowable expenditures as well as administrative controls that the County determines will be sufficient for use of a procurement card. The County Fiscal Officer shall develop internal accounting controls in consultation with the Auditor of State.

General Information

The procurement card program is not intended to avoid or bypass the competitive bid requirements of ORC 307.86 or the Cuyahoga County Code, appropriation of funds process, approval or payment processes. Rather, the program complements the existing processes. A competitive process is encouraged for these types of purchases. Expenditures may not exceed appropriations under current County policy under any circumstances.

The card can be used for in-store purchases as well as mail, e-mail, Internet, telephone in addition, fax orders. It is not an ATM (automated teller machine) card or a debit card. The card is not to be used for personal or non-work-related purchases.

A "cardholder" is an individual who has been approved by an appointing authority to pay for certain work-related expenses with a procurement card. The cardholder is responsible for the security and physical custody of the card, and is accountable for all transactions made with the card. The cardholder must comply with the programs

record-keeping requirements (including retention of original receipts) for the protection of both the cardholder and the County. The cardholder is also responsible for timely reconciliation of the billing statement. Employees have a responsibility to report instances where the County's policies and procedures are not being followed.

The card program carries corporate, not individual, liability. The cardholder's personal credit history is not impacted in any way, and credit checks are not done on individual cardholders. Billings for authorized purchases will be paid with County funds.

Policies and Procedures

1. Selection of the procurement card issuer

The procurement card provider will be selected through the County's Request for Proposal (RFP) process or Request for Qualifications (RFQ) process. As part of the evaluation process, the contractor's ability to support the County in the following areas will be assessed and supported:

- Maximum practical use of the procurement card to make low-dollar value, high-volume purchases of goods and services as well as to pay for travel-related expenses
- Maximum return to the County in the form of a rebate/revenue-sharing awards program
- No cost to County (such as no annual fees, no interest charged on current balances, no fixed fees, transaction fees or late payment charges.)
- Soft dollar savings as a result of increased administrative efficiency and better resource allocation for County staff
- Internet-based/online program administration including workflow processes for card application, approval, suspension and cancellation; maintenance of cardholder profiles; control of approved merchant commodity codes; transaction reporting; account review and reconciliation
- Standard and custom reporting capabilities
- Ability to directly upload transactional data into the County's accounting system
- Ability for the County to pay the card issuer electronically
- Outstanding customer service through a toll-free, 24 hour, 365 day-a-year telephone number
- Recognizable card including County's name, logo and phrase "For Official Use Only – Tax Exempt" printed on the face, and toll-free customer service telephone number printed on the back

The agreement includes fee schedules, processing procedures, and rights and responsibilities of both parties.

2. Agencies' policies

The County requires departments and elected officials to apply for participation in the program with the Office of Procurement & Diversity and receive training for cardholders and agency coordinators in the use of procurement cards and related processes.

3. Designation of the program administrator and agency coordinators

Cuyahoga County designates an employee of the Office of Procurement & Diversity as administrator for the procurement card program. This person will be responsible for administration of the countywide contract and for establishment of the countywide policy adopted through approval /resolution. Specific duties include but are not limited to processing applications, troubleshooting problems encountered with care use or vendor authorization, following up on lost or stolen cards, training of agency coordinators and card users and acting as mail liaison with the procurement card vendor.

In addition, each County agency/department that participates in the procurement card program will name a program coordinator. The agency coordinator will be responsible for processing its' cardholders activity logs, suspensions, and cancellations; resolving disputes with merchants, reviewing and reconciling card activity; and maintaining cardholder profiles.

4. Establishment of card limits

In addition to the Cuyahoga County Code, individual procurement cards are subject to the following maximum limits:

- 1. Daily spending per card: \$ 5,000
- 2. Monthly spending per card: \$ 10,000
- 3. Single transaction limit: \$ see below
- 4. Daily number of transactions per card: 10
- 5. Monthly number of transactions per card: 150

Single transaction limit shall be as provided and in accordance with the Cuyahoga County Code. As authorized by the pertinent county contracting authority, the single transaction limit can be exceeded.

Purchases may not be split to bypass the single transaction limits.

Through the cardholder application process, agencies may also further define limits for specific cardholders, not to exceed the limits established above.

Cuyahoga County shall provide approval of the above card limits and number of cards issued to determine an estimated dollar amount of work-related expenses in accordance with Ohio Revised Code Sections 301.29 (F)(1) or 301.29 (F)(2).

5. Designation of allowed/disallowed transactions

In accordance with the Cuyahoga County Code, the procurement card may be used to purchase and pay for duty-related goods, services, and items specific and coded to the specific agency subject to the limits established above.

The procurement card issuer must maintain an annual record of all transactions that are 1099 reportable. Summarized transactions, including the vendors' tax identification number, name address and dollar amount paid, must be supplied in a manner acceptable to the County Fiscal Officer's office no later than the second Monday in January of the following year.

ATM, cash advance and all other cash-related transactions are strictly prohibited.

Through the cardholder application process, agencies will define allowed merchant Commodity codes for specific cardholders within the parameters established above.

6. Sales and use tax

Purchases made with the County procurement cards are tax-exempt. The name of the County agency and the words "tax-exempt" will be on each card.

If tax is charged inappropriately, the agency should present a tax exemption certificate to the vendor, and receive a credit for the unnecessary tax.

7. Application for procurement card and subsequent profile changes

Cards will be issued either in the name of the office of the appointing authority or in the designated individual's name, with the appropriate name clearly indicated as the buyer on the card. An individual cardholder must be a current full-time County employee.

The application will specify monetary and transaction limits, as well as approved Merchant commodity codes for the individual cardholder in compliance with sections 4 and 5 above. The agency coordinator will prepare the application, obtain the written approval of the agency's director or top executive and forward it to the program administrator. The program administrator also approves the application and submits it to the card issuer. The issuer assigns a card number and notifies the program administrator who, in turn, notifies the County Fiscal Officer and the agency coordinator.

Once a card has been issued, an agency may later wish to modify the card's limits such as adding approved merchant commodity codes or raising the daily dollar limit within those established in Section 4 above. Any changes or updates to a cardholder's name, job title, address, telephone number, spending limits or merchant commodity codes should be initiated by the agency coordinator and approved by the program administrator, who will take any recommended changes to the appropriate board for approval as required.

8. Cardholder acknowledgment and responsibilities

The cardholder is responsible for the physical custody of card, and for maintaining confidentiality of all information relating to the card such as the account number and expiration date. The card is not to be loaned to anyone or used by anyone other than the person designated to do so.

The cardholder will sign a written acknowledgment indicating that the cardholder understands the intent of the program and agrees to adhere to the policy and guidelines established by the approving authority. The program administrator will retain the signed acknowledgment, and maintain current record of all cardholders.

9. Making purchases; record keeping

a. Contract Encumbrance

A contract encumbrance will be established in the name of the card issuer based on estimates of approved card use within the monetary and transaction limits established for the card by the County to ensure that expenditures do not exceed available appropriations.

For accounting purposes, a contract encumbrance will be established for each procurement card to ensure that individual charges, reconciliation and payments are prompt and accurate.

b. Original receipts

When making a purchase, the cardholder should obtain and retain the original receipt. The receipt must contain the vendor's name, date of purchase, itemized description of purchase, and per unit price and extended price if applicable. The cardholder will match and attach receipts to billing statements as part of the account reconciliation.

c. Internet, telephone and fax purchases

Procurement cards may be used to purchase goods over the Internet, telephone or fax. The purchases must be evidenced by either the original packing slip that accompanied the purchased goods or an original or faxed itemized receipt.

When using the Internet, the cardholder must make sure the web site where the card information is being placed is secure, and that all account numbers are encrypted while being passed electronically. A cardholder can determine if the web site address is secure in two ways:

1. An Internet web site is secure when the address changes from <http://www> to <https://www>. The "s" stands for secure.

2. A symbol resembling a “lock” will appear at the bottom of the browser. The “lock” symbol signals that the web site is secure and that all card numbers will be encrypted when passed.

Cardholders will be held responsible for all orders placed, even those with vendors that turn out not to be legitimate businesses. The cardholder should inform the vendor that the purchase would be paid through the County procurement card and that the purchase is tax exempt. The cardholder should also ensure that the vendor will comply with the requirements of items **c** (above), and **e** and **f** (below).

d. Declined attempts

The procurement card will be declined if one of the embedded limits is exceeded, if the merchant commodity code is blocked, if the card issuer has a security concern because of the spending pattern, or, sometimes if the “bill to” address does not match the “ship to” address.

e. Agent, acceptance or service fees

The County will not pay agent, acceptance or service fees in order to process a procurement card charge. If fees of these types are not disclosed upfront the cardholder shall dispute the fee immediately, regardless of amount.

f. Vendor invoices

Vendors should not invoice the cardholder for purchases made with the procurement card. The vendor will be paid by the card issuer, not by the county. However, the cardholder must always receive an itemized receipt or order confirmation.

g. Purchasing log

Each cardholder will maintain a purchasing log. The log records the transaction date, vendor name, the merchandise purchased, dollar value of sale, how the order was placed (via Internet, phone, fax, mail or in person) and countywide or individual contract number (if applicable). A separate line is required for each purchase. The receipt for each purchase should be stapled to the log to expedite reconciliation with the billing statement. The log must be reviewed and signed by the agency coordinator or someone designated by the appointing authority. Cardholders cannot review and authorize their own purchasing logs.

h. Monitoring card activity

Certain County employees, such as the program administrator, agency coordinators, and County Fiscal Officer staff, will have access to view and monitor card activity. This review can occur at any time.

i. Inventory

Any items purchased with procurement cards considered attractive for personal use must be identified and inventoried in accordance with Ohio Revised Code Section 305.18 and County policy as applicable.

10. Account reconciliation and payment of procurement card billing

The program administrator will receive a comprehensive statement identifying all transactions made during the billing cycle. The cardholder and their agency coordinators will reconcile the statement's accuracy against the purchasing log and receipts and forward to the program administrator. Next, the program administrator and agency coordinators will communicate on a regularly scheduled basis to reconcile the comprehensive statement prior to making payment to the card issuer. Payment cannot be made until the cardholder confirms receipt of the goods and services. A quote or backorder notice is not substantive evidence of the occurrence of the transaction.

The agency coordinator is responsible for reviewing the log for the appropriateness of purchases made with the card and for approving the statement for each cardholder under their supervision. The approval must be evidenced by the agency coordinator's signature. Once all charges are approved for payment, the program administrator must submit the original comprehensive statement, purchasing log and supporting receipts to the County Fiscal Officer, who will issue payment to the card issuer by warrant.

11. Returns, credits and dispute resolution

Problems associated with procurement card purchases may include broken merchandise, a billed amount which does not match the quote, a billed amount that includes sales tax, the statement contains a charge not recognized by the cardholder, or the statement contains duplicate charges from a vendor. In these instances, the cardholder should try to resolve the dispute with the supplier or merchant. If the purchased item needs to be returned for any reason, a credit to the procurement card account should be requested. The cardholder shall notify the agency coordinator so they can verify that the credit appears on a subsequent statement. The cardholder cannot accept cash or a rain check instead of a vendor credit.

If the dispute cannot be resolved, the cardholder should contact the program administrator.

12. Late fees or finance charges

No late fees or finance charges shall be paid by the County under terms of the procurement card program.

13. Lost or stolen cards

If the card is lost or stolen, the cardholder must notify the card issuer immediately. Upon receipt of the phone call, further use of the card will be blocked. Prompt action will reduce the liability for fraudulent charges. The cardholder must confirm the phone call

by written notification to the care issuer via mail or fax, with copies to the program administrator, the agency coordinator and the County Fiscal Officer. The date and time of the phone report of the lost or stolen care should be included in the written notification. The program administrator will initiate issuance of a replacement card.

14. Suspension or cancellation of card

The agency coordinator will initiate suspension or cancellation of the card, and will notify the program administrator and the County Fiscal Officer that such action has been requested. Cardholders who terminate their employment or whose job duties change and no longer include purchasing must surrender the card immediately. The agency coordinator will cut canceled cards in half. Cardholders on extended leave or reassignment may have their card suspended or revoked. Intentional use of the card for personal purchases or for purchases made in violation of County policy will result in card cancellation.

15. Penalties for improper use of card

The card is to be used only by the cardholder to pay for authorized, work-related expenses. The cardholder is not allowed to lend the card to someone else. The card may not be used to pay for personal transactions. Improper use of the card can be considered misappropriation of County funds and may result in disciplinary action up to and including termination of employment. Improper use can result in revoking the card. In addition, the cardholder is personally liable for payment of improper purchases, including those in excess of dollar amounts appropriated or authorized by the County and subject to criminal prosecution under terms of Ohio Revised Code 309.29 (G)(4). Misuse of a procurement card is a violation of law for purposes of Section 2913.21 of the Ohio Revised Code.