



AGENDA
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, OCTOBER 27, 2015
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH 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) October 13, 2015 Committee of the Whole Meeting (See Page 11)
 - b) October 13, 2015 Regular Meeting (See Page 14)
 - c) October 20, 2015 Committee of the Whole Meeting (See Page 29)
- 7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT**
- 8. MESSAGES FROM THE COUNTY EXECUTIVE**
- 9. LEGISLATION INTRODUCED BY COUNCIL**
 - a) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION OF COUNCIL FOR SECOND READING**
 - 1) R2015-0171: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to City of

Euclid for the benefit of Phase II of the Waterfront Improvement Plan located in the City of Euclid; directing the Director of Development or his/her designee to prepare all documents to effectuate said loan; directing and authorizing the County Executive and/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. (See Page 33)

Sponsors: Councilmembers Simon, Miller and Greenspan

Committee Assignment and Chair: Committee of the Whole – Brady

10. LEGISLATION INTRODUCED BY EXECUTIVE

a) CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

- 1) R2015-0217: A Resolution amending the 2014/2015 Biennial Operating Budget for 2015 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 36)

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

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

- 1) R2015-0218: A Resolution authorizing the issuance and sale of County sales tax revenue bonds, in an aggregate principal amount not-to-exceed \$22,000,000.00, for the purpose of paying or reimbursing the costs of constructing, reconstructing, refurbishing, renovating, upgrading, improving and equipping the Huntington Park Garage, together with connectors and other appurtenances and work incidental thereto, and for the purpose of paying any capitalized interest on the bonds and paying the costs of issuance in connection therewith; authorizing the preparation and use of a preliminary official statement; authorizing the preparation,

execution and use of an official statement; approving and authorizing the execution of a trust indenture and a continuing disclosure agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this Resolution become immediately effective. (See Page 57)

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

- 2) R2015-0219: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$500,000.00 to City of Euclid for the benefit of the St. Clair Industrial Roadway Project located at St. Clair Avenue from East 222nd Street to Babbitt Road in the City of Euclid; authorizing the County Executive and Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 69)

Sponsor: County Executive Budish/Department of Development

- 3) R2015-0220: A Resolution making an award on RQ33385 and authorizing an Economic Development Fund loan to JumpStart, Inc. in the amount not-to-exceed \$2,000,000.00 for administration of the Cuyahoga County Early Stage Loan Fund; authorizing the County Executive and Director of Development to execute all documents consistent with said award and loan and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 76)

Sponsor: County Executive Budish/Department of Development

- 4) R2015-0221: A Resolution making an award on RQ33461 and authorizing an Economic Development Fund loan to JumpStart, Inc. in the amount not-to-exceed \$2,500,000.00 for administration of the Cuyahoga County Innovation Match for Pre-Seed Capital Fund Program; authorizing the County Executive and Director of Development to execute all documents consistent with said award and loan and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 83)

Sponsor: County Executive Budish/Department of Development

- 5) R2015-0222: A Resolution making an award on RQ34252 to Educational Service Center of Cuyahoga County in the amount not-to-exceed \$602,000.00 for fiscal agent services for Families and Schools Together, Bright Beginnings and Parent Services Programs in connection with the FY2016 Ohio Children's Trust Fund Grant Program for the period 10/1/2015 - 9/30/2016; authorizing the County Executive to execute the agreement and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 90)

Sponsor: County Executive Budish/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council

c) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- 1) R2015-0204: A Resolution confirming the County Executive's reappointment of Erika Anthony to serve on the Cuyahoga County Public Defender Commission for the term 1/1/2016 - 12/31/2019, and declaring the necessity that this Resolution become immediately effective. (See Page 99)

Sponsor: County Executive Budish

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

- 2) R2015-0212: A Resolution declaring the necessity of submitting to the electors of Cuyahoga County the question of a renewal levy of 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provision of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective. (See Page 101)

Sponsors: County Executive Budish/Department of Health and Human Services and Councilmember Miller

Committee Assignment and Chair: Committee of the Whole – Brady

- 3) R2015-0213: A Resolution determining to proceed with submitting to the electors of Cuyahoga County to renew an existing 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provisions of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective. (See Page 104)

Sponsors: County Executive Budish/Department of Health and Human Services and Councilmembers Miller and Conwell

Committee Assignment and Chair: Committee of the Whole – Brady

- 4) R2015-0214: A Resolution authorizing a contract with United Way of Greater Cleveland in the amount not-to-exceed \$1,095,450.00 for fiscal agent services for emergency food purchases for Cuyahoga County residents for the period 1/1/2016 - 12/31/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 108)

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

Committee Assignment and Chair: Health, Human Services & Aging – Jones

- 5) R2015-0215: A Resolution authorizing an amendment to Contract No. CE1200260-01 with Mental Health Services for Homeless Persons, Inc. dba FrontLine Service for transitional housing program services for the period 6/1/2012 - 9/30/2015 to extend the time period to 9/30/2016 and for additional funds in the amount not-to-exceed \$1,208,240.00; 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 110)

Sponsor: County Executive Budish/Department of Health and Human Services/Division of Community Initiatives/Office of Homeless Services

Committee Assignment and Chair: Health, Human Services & Aging – Jones

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

- 1) R2015-0202: A Resolution confirming the County Executive's appointment of various individuals to serve on The MetroHealth System Board of Trustees for an unexpired term ending 2/28/2021; and declaring the necessity that this Resolution become immediately effective: (See Page 113)

- i) Reverend Thomas Anthony Minor
- ii) Mitchell Schneider

Sponsor: County Executive Budish

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

- 2) R2015-0203: A Resolution confirming the County Executive's appointment of Erika Anthony to serve on the Cuyahoga County Public Defender Commission for an unexpired term ending 12/31/2015, and declaring the necessity that this Resolution become immediately effective. (See Page 115)

Sponsor: County Executive Budish

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

- 3) R2015-0206: A Resolution making an award on RQ34074 to R.W. Clark Co. in the amount not-to-exceed \$1,179,073.00 for the Cuyahoga County Courthouse Americans with Disabilities Act Improvements Project; 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 117)

Sponsor: County Executive Budish/Department of Public Works

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

- 4) R2015-0207: A Resolution authorizing a revenue generating Utility Agreement with Village of Newburgh Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 22; 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 119)

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

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

- 5) R2015-0208: A Resolution authorizing an amendment to Contract No. CE1000546-01 with Pioneer Building II Ltd for lease of office and warehouse space for a Special Waste Convenience Center, located at 4750 East 131st Street, Garfield Heights, for the period 11/1/2010 - 10/31/2015 to extend the time period to 10/31/2020 and for additional funds in the amount not-to-exceed \$1,179,525.00; 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 121)

Sponsors: County Executive Budish/Department of Public Works on behalf of Cuyahoga County Solid Waste District

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

- 6) R2015-0216: A Resolution authorizing the execution of a cooperative agreement in furtherance of constructing, reconstructing, refurbishing, renovating and improving permanent improvements to publicly owned park space known as Public Square; and declaring the necessity that this Resolution become immediately effective. (See Page 123)

Sponsors: County Executive Budish/Department of Development

Committee Assignment and Chair: Finance & Budgeting –
Greenspan

e) CONSIDERATION OF RESOLUTIONS FOR THIRD READING ADOPTION

- 1) R2014-0271: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to Landmark-May, LLC for the benefit of the May Company Building Project located at 158 Euclid Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution. (See Page 126)

Sponsors: Former County Executive FitzGerald/Department of Development and Councilmembers Conwell, Schron, Miller and Germana

- 2) R2015-0181: A Resolution making an award on RQ34100 to Mark Schaffer Excavating & Trucking, Inc. in the amount not-to-exceed \$4,573,614.00 for Cuyahoga County Airport Runway 6/24 Safety Area Improvements Project No. 1 in connection with the Airport Improvement Program; 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 128)

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

- 3) R2015-0192: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5022 for replacement of Avery Road Bridge No. 01.16 over Chippewa Creek in the City of Broadview Heights; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective. (See Page 130)

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

- 4) R2015-0200: A Resolution authorizing a revenue generating agreement with FirstMerit Corporation in the amount of \$10,321,344.00 for the sale of naming rights for the Cleveland Convention Center for the period 11/1/2015 - 10/31/2035; authorizing the County Executive or his authorized designee to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 133)

Sponsor: County Executive Budish/Department of Public Works

f) COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

- 1) O2015-0013: An Ordinance enacting Chapter 719 of the Cuyahoga County Code to establish payroll procedures for years in which the number of pay periods exceeds the usual and customary number of pay periods, and declaring the necessity that this Ordinance become immediately effective. (See Page 138)

Sponsor: County Executive Budish/Fiscal Officer

Committee Assignment and Chair: Finance & Budgeting – Greenspan

11. MISCELLANEOUS COMMITTEE REPORTS

12. MISCELLANEOUS BUSINESS

13. PUBLIC COMMENT UNRELATED TO AGENDA

14. ADJOURNMENT

NEXT MEETINGS

COMMITTEE OF THE WHOLE MEETING-BUDGET: THURSDAY, OCTOBER 29, 2015
9:00 AM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE MEETING-BUDGET: THURSDAY, NOVEMBER 5, 2015
9:00 AM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE MEETING-BUDGET: FRIDAY, NOVEMBER 6, 2015
10:00 AM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE MEETING-BUDGET:

TUESDAY, NOVEMBER 10, 2015
9:00 AM / COUNCIL CHAMBERS

REGULAR MEETING:

TUESDAY, NOVEMBER 10, 2015
5:00 PM / COUNCIL CHAMBERS

**Complimentary parking for the public is available in the attached garage at 900 Prospect. A skywalk extends from the garage to provide additional entry to the Council Chambers from the 5th floor parking level of the garage. Please see the Clerk to obtain a complimentary parking pass.*

***Council Chambers is equipped with a hearing assistance system. If needed, please see the Clerk to obtain a receiver.*



MINUTES

**CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING
TUESDAY, OCTOBER 13, 2015
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
2:30 PM**

1. CALL TO ORDER

Council President Brady called the meeting to order at 2:34 p.m.

2. ROLL CALL

Council President Brady asked Clerk Schmotzer to call the roll. Councilmembers Hairston, Simon, Greenspan, Miller, Gallagher, Schron, Jones and Brady were in attendance and a quorum was determined. Councilmembers Conwell, Brown and Germana entered the meeting shortly after the roll call was taken.

3. PUBLIC COMMENT RELATED TO AGENDA

There were no public comments given related to the agenda.

4. PRESENTATION/DISCUSSION

- a) Overview of 2016/2017 Biennial Operating Budget and Capital Improvements Program – Fiscal Officer Dennis Kennedy

[Clerk's Note: Item No. 4 a) was taken out of order and considered after Item No. 5 a)]

County Executive Budish gave opening remarks to Council regarding the proposed 2016/2017 biennial operating budget and addressed the goals of balancing the budget, providing services for today and investing in the future.

Council President Brady turned the gavel over to Mr. Greenspan, Chair of the Finance & Budgeting Committee.

Mr. Dennis Kennedy, Fiscal Officer, and Mr. Chris Glassburn, Senior Policy Advisor, provided Council with an overview of the recommended 2016/2017 Biennial Operating Budget and Capital Improvements Program. Discussion ensued.

Councilmembers asked questions of Mr. Kennedy and Mr. Glassburn pertaining to the item, which they answered accordingly.

Mr. Greenspan then turned the gavel back over to Council President Brady to chair the remainder of the meeting.

5. ITEMS REFERRED TO COMMITTEE

- a) R2015-0171: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to City of Euclid for the benefit of Phase II of the Waterfront Improvement Plan located in the City of Euclid; directing the Director of Development or his/her designee to prepare all documents to effectuate said loan; directing and authorizing the County Executive and/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.

The Honorable Bill Cervenik, Mayor of the City of Euclid; The Honorable Kirsten Holzheimer Gail, President of Euclid City Council; and Mr. Frank Pietravoia, Special Assistant to the Mayor for Development at the City of Euclid, addressed the Council regarding Resolution No. R2015-0171. Discussion ensued.

Councilmembers asked questions of Mayor Cervenik, Council President Holzheimer Gail and Mr. Pietravoia pertaining to the item, which they answered accordingly.

On a motion by Ms. Simon with a second by Mr. Gallagher, Resolution No. R2015-0171 was considered and approved by majority roll-call vote to be referred to the full Council agenda for second reading, with Councilmember Schron casting the only dissenting vote.

Councilmember Greenspan requested his name be added to the legislation as co-sponsor.

- b) R2015-0200: A Resolution authorizing a revenue generating agreement with FirstMerit Corporation in the amount of \$10,321,344.00 for the sale of naming rights for the Cleveland Convention Center for the period 11/1/2015 - 10/31/2035; authorizing the County Executive or his authorized designee to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Mr. Jeffrey Applebaum, representing Thompson Hine LLP, and Mr. Sean Richardson, Executive Vice President and CEO North Coast Region at FirstMerit Bank, addressed Council regarding Resolution No. R2015-0200. Discussion ensued.

Councilmembers asked questions of Mr. Applebaum and Mr. Richardson pertaining to the item, which they answered accordingly.

On a motion by Mr. Schron with a second by Mr. Germana, Resolution No. R2015-0200 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.

MISCELLANEOUS BUSINESS

There was no miscellaneous business.

6. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given unrelated to the agenda.

7. ADJOURNMENT

With no further business to discuss, the meeting was adjourned at 5:02 p.m., without objection.



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, OCTOBER 13, 2015
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
5:00 PM**

1. CALL TO ORDER

Council President Brady called the meeting to order at 5:10 p.m.

2. ROLL CALL

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

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Brady requested a moment of silent meditation be dedicated to contemplating the unacceptable level of gun violence in our community over the last year.

5. PUBLIC COMMENT RELATED TO AGENDA

Rev. Pamela Pinkney-Butts addressed Council related to various agenda and non-agenda matters.

In accordance with Rule 6B of the County Council Rules, a parliamentary motion was made by Mr. Schron, seconded by Mr. Germana and approved by unanimous vote to

add Resolution No. R2015-0216 to the agenda as an additional item under Item No. 9.b) for consideration for first reading and referral to committee.

6. APPROVAL OF MINUTES

- a) September 22, 2015 Regular Meeting

A motion was made by Mr. Hairston, seconded by Ms. Brown and approved by majority vote to approve the minutes of the September 22, 2015 meeting, with Ms. Simon abstaining from the vote.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

There were no messages from Council President Brady.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish gave condolences to Edward Kraus on the recent passing of his father.

9. LEGISLATION INTRODUCED BY EXECUTIVE

- a) CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2015-0201.

- 1) R2015-0201: A Resolution amending the 2014/2015 Biennial Operating Budget for 2015 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 Budish/Fiscal Officer/Office of Budget & Management

Mr. Greenspan introduced a proposed substitute to Resolution No. R2015-0201. Discussion ensued.

A motion was then made by Mr. Greenspan, seconded by Mr. Miller and approved by unanimous vote to accept the proposed substitute.

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2015-0201 was considered and adopted by unanimous vote, as substituted.

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

1) R2015-0202: A Resolution confirming the County Executive's appointment of various individuals to serve on The MetroHealth System Board of Trustees for an unexpired term ending 2/28/2021; and declaring the necessity that this Resolution become immediately effective:

- i) Reverend Thomas Anthony Minor
- ii) Mitchell Schneider

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0202 to the Human Resources, Appointments & Equity Committee.

2) R2015-0203: A Resolution confirming the County Executive's appointment of Erika Anthony to serve on the Cuyahoga County Public Defender Commission for an unexpired term ending 12/31/2015, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0203 to the Human Resources, Appointments & Equity Committee.

3) R2015-0204: A Resolution confirming the County Executive's reappointment of Erika Anthony to serve on the Cuyahoga County Public Defender Commission for the term 1/1/2016 - 12/31/2019, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0204 to the Human Resources, Appointments & Equity Committee.

- 4) R2015-0205: A Resolution confirming the County Executive's reappointment of Gary Shamis to serve on the Cuyahoga County Audit Committee for the term 1/1/2016 - 1/1/2021, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0205 to the Human Resources, Appointments & Equity Committee.

- 5) R2015-0206: A Resolution making an award on RQ34074 to R.W. Clark Co. in the amount not-to-exceed \$1,179,073.00 for the Cuyahoga County Courthouse Americans with Disabilities Act Improvements Project; 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 Budish/Department of Public Works

Council President Brady referred Resolution No. R2015-0206 to the Public Works, Procurement & Contracting Committee.

- 6) R2015-0207: A Resolution authorizing a revenue generating Utility Agreement with Village of Newburgh Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 22; 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 Budish/Department of Public Works/Division of County Engineer

Council President Brady referred Resolution No. R2015-0207 to the Public Works, Procurement & Contracting Committee.

- 7) R2015-0208: A Resolution authorizing an amendment to Contract No. CE1000546-01 with Pioneer Building II Ltd for lease of office and warehouse space for a Special Waste Convenience Center, located at 4750 East 131st Street, Garfield Heights, for the period 11/1/2010 - 10/31/2015 to

extend the time period to 10/31/2020 and for additional funds in the amount not-to-exceed \$1,179,525.00; 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.

Sponsors: County Executive Budish/Department of Public Works on behalf of Cuyahoga County Solid Waste District

Council President Brady referred Resolution No. R2015-0208 to the Public Works, Procurement & Contracting Committee.

- 8) R2015-0209: A Resolution adopting the 2016/2017 Biennial Operating Budget and Capital Improvements Program, and declaring the necessity that this Resolution become immediately effective.

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

Mr. Greenspan introduced a proposed substitute to Resolution No. R2015-0209. Discussion ensued.

A motion was then made by Mr. Greenspan, seconded by Mr. Germana and approved by unanimous vote to accept the proposed substitute.

Council President Brady referred Resolution No. R2015-0209 to the Committee of the Whole.

- 9) R2015-0210: A Resolution authorizing the issuance and sale of bonds, in an aggregate principal amount not-to-exceed \$65,000,000.00, for the purpose of paying the cost of constructing, renovating, improving, or repairing sports facilities; and declaring the necessity that this Resolution become immediately effective.

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

Bond Counsel: Squire Patton Boggs

Council President Brady referred Resolution No. R2015-0210 to the Committee of the Whole.

- 10) R2015-0211: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$4,300,000.00 to Van Aken Shopping Center, Ltd. for the benefit of the Van Aken Shopping Plaza Project located at Farnsleigh Road and Warrensville Center Road in the City of Shaker Heights; authorizing the County Executive and Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Development

Council President Brady referred Resolution No. R2015-0211 to the Committee of the Whole.

- 11) R2015-0212: A Resolution declaring the necessity of submitting to the electors of Cuyahoga County the question of a renewal levy of 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provision of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Health and Human Services and Councilmember Miller

Council President Brady referred Resolution No. R2015-0212 to the Committee of the Whole.

- 12) R2015-0213: A Resolution determining to proceed with submitting to the electors of Cuyahoga County to renew an existing 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provisions of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Health and Human Services and Councilmember Miller

Council President Brady referred Resolution No. R2015-0213 to the Committee of the Whole.

- 13) R2015-0214: A Resolution authorizing a contract with United Way of Greater Cleveland in the amount not-to-exceed \$1,095,450.00 for fiscal agent services for emergency food purchases for Cuyahoga County residents for the period 1/1/2016 - 12/31/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

Council President Brady referred Resolution No. R2015-0214 to the Health, Human Services & Aging Committee.

- 14) R2015-0215: A Resolution authorizing an amendment to Contract No. CE1200260-01 with Mental Health Services for Homeless Persons, Inc. dba FrontLine Service for transitional housing program services for the period 6/1/2012 - 9/30/2015 to extend the time period to 9/30/2016 and for additional funds in the amount not-to-exceed \$1,208,240.00; 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 Budish/Department of Health and Human Services/Division of Community Initiatives/Office of Homeless Services

Council President Brady referred Resolution No. R2015-0215 to the Health, Human Services & Aging Committee.

[Clerk's Note: In accordance with Rule 6B of the County Council Rules, the following item was added to the agenda and read into the record by the Clerk of Council.]

R2015-0216: A Resolution authorizing the execution of a cooperative agreement in furtherance of constructing, reconstructing, refurbishing, renovating and improving permanent improvements to publicly owned park space known as Public Square; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Development

Council President Brady referred Resolution No. R2015-0216 to the Committee of the Whole.

c) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- 1) R2014-0271: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to Landmark-May, LLC for the benefit of the May Company Building Project located at 158 Euclid Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution.

Sponsors: Former County Executive FitzGerald/Department of Development **and Councilmembers Conwell, Schron, Miller and Germana**

Committee Assignment and Chair: Economic Development & Planning – Schron

Clerk Schmotzer read Resolution No. R2014-0271 into the record.

This item will move to the October 27, 2015 Council meeting agenda for consideration for third reading adoption.

- 2) R2015-0181: A Resolution making an award on RQ34100 to Mark Schaffer Excavating & Trucking, Inc. in the amount not-to-exceed \$4,573,614.00 for Cuyahoga County Airport Runway 6/24 Safety Area Improvements Project No. 1 in connection with the Airport Improvement Program; 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 Budish/Department of Public Works/Division of County Engineer

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

Clerk Schmotzer read Resolution No. R2015-0181 into the record.

This item will move to the October 27, 2015 Council meeting agenda for consideration for third reading adoption.

- 3) R2015-0192: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5022 for replacement of Avery Road Bridge No. 01.16 over Chippewa Creek in the City of Broadview Heights; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective.

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

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

Clerk Schmotzer read Resolution No. R2015-0192 into the record.

This item will move to the October 27, 2015 Council meeting agenda for consideration for third reading adoption.

- 4) R2015-0200: A Resolution authorizing a revenue generating agreement with FirstMerit Corporation in the amount of \$10,321,344.00 for the sale of naming rights for the Cleveland Convention Center for the period 11/1/2015 - 10/31/2035; authorizing the County Executive or his authorized designee 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 Budish/Department of Public Works

Committee Assignment and Chair: Committee of the Whole – Brady

Clerk Schmotzer read Resolution No. R2015-0200 into the record.

This item will move to the October 27, 2015 Council meeting agenda for consideration for third reading adoption.

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

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2015-0180, R2015-0182, R2015-0183, R2015-0184, R2015-0193, R2015-0194, R2015-0195, R2015-0197, R2015-0198 and R2015-0199.

- 1) R2015-0180: A Resolution authorizing a revenue generating Utility Agreement with City of Richmond Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 3; 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 Budish/Department of Public Works/Division of County Engineer

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

On a motion by Mr. Germana with a second by Mr. Brady, Resolution No. R2015-0180 was considered and adopted by unanimous vote.

- 2) R2015-0182: A Resolution accepting the rates as determined by the Budget Commission; authorizing the necessary tax levies and certifying them to the County Fiscal Officer; and declaring the necessity that this Resolution become immediately effective.

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

Committee Assignment and Chair: Finance & Budgeting – Greenspan

On a motion by Mr. Greenspan with a second by Mr. Schron, Resolution No. R2015-0182 was considered and adopted by unanimous vote.

- 3) R2015-0183: A Resolution authorizing the use of a portion of the proceeds of the Cuyahoga County Sales Tax Revenue Bonds, Series 2014 (County Facilities Improvement), in an aggregate principal amount not-to-exceed \$2,000,000.00 for

the purposes of paying certain costs of demolition of blighted and nuisance properties and making grants therefor; authorizing other actions related to the use of such proceeds; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Fiscal Officer/Office of Budget & Management **and Councilmember Conwell**

Committee Assignment and Chair: Finance & Budgeting – Greenspan

Mr. Greenspan introduced a proposed substitute to Resolution No. R2015-0183. Discussion ensued.

A motion was then made by Mr. Greenspan, seconded by Mr. Schron and approved by unanimous vote to accept the proposed substitute.

On a motion by Mr. Brady with a second by Ms. Conwell, Resolution No. R2015-0183 was considered and adopted by unanimous vote, as substituted.

- 4) R2015-0184: A Resolution authorizing an Economic Development Fund Redevelopment and Modernization Loan in the amount not-to-exceed \$685,000.00 to LaSalle AMC, LLC for the benefit of the LaSalle Arts and Media Center Project located at 819-829 East 185th Street, Cleveland; authorizing the County Executive and 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 Budish/Department of Development and Councilmembers Schron, Hairston, Jones and Miller

Committee Assignment and Chair: Economic Development & Planning – Schron

On a motion by Mr. Schron with a second by Mr. Hairston, Resolution No. R2015-0184 was considered and adopted by unanimous vote.

- 5) R2015-0193: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5023 for replacement of Bagley Road Bridge No. 03.45 over Plum Creek in the City of Olmsted Falls; 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.

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

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

On a motion by Mr. Germana with a second by Mr. Brady, Resolution No. R2015-0193 was considered and adopted by unanimous vote.

- 6) R2015-0194: A Resolution making an award on RQ34179 to S.A. Comunale Co., Inc. in the amount not-to-exceed \$672,000.00 for the Cuyahoga County Juvenile Justice Center Sprinkler Modifications Project for the period 10/1/2015 - 4/1/2016; 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 Budish/Department of Public Works/Division of County Engineer

Committee Assignment and Chair: Public Safety & Justice Affairs – Gallagher

On a motion by Mr. Gallagher with a second by Ms. Conwell, Resolution No. R2015-0194 was considered and adopted by unanimous vote.

- 7) R2015-0195: A Resolution authorizing an amendment to Contract No. CE0500565-05 with JPMC 2001-A Southgate, LLC c/o Capital Services, Inc. for lease of space located at 5398-1/2 Northfield Road, Maple Heights, for the Southeast Neighborhood Family Service Center for the period 6/1/2005 - 5/31/2015 to assign the interest to Southgate Center Associates, LLC, effective 6/1/2014, to change the scope of services, effective 6/1/2014, to extend the time period to 5/31/2016 and for additional funds in the amount not-to-exceed \$489,708.04; 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 Budish/Departments of Public Works and Health and Human Services/Cuyahoga Job and Family Services

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

On a motion by Mr. Germana with a second by Mr. Miller, Resolution No. R2015-0195 was considered and adopted by unanimous vote.

- 8) R2015-0197: A Resolution making an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$3,763,701.00 for software implementation services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020; 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 Budish/County Treasurer

Committee Assignment and Chair: Finance & Budgeting – Greenspan

On a motion by Mr. Greenspan with a second by Mr. Miller, Resolution No. R2015-0184 was considered and adopted by unanimous vote.

- 9) R2015-0198: A Resolution making an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$1,441,900.00 for software licenses for the Real Property Tax System, effective 10/1/2015; authorizing the County Executive to execute the Software License Agreement and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/County Treasurer

Committee Assignment and Chair: Finance & Budgeting – Greenspan

On a motion by Mr. Greenspan with a second by Mr. Miller, Resolution No. R2015-0198 was considered and adopted by unanimous vote.

- 10) R2015-0199: A Resolution making an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$2,410,668.00 for support and maintenance services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020; 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 Budish/County Treasurer

Committee Assignment and Chair: Finance & Budgeting – Greenspan

On a motion by Mr. Greenspan with a second by Mr. Miller, Resolution No. R2015-0199 was considered and adopted by unanimous vote.

- e) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION FOR SECOND READING AND REFERRAL TO COMMITTEE

- 1) R2015-0196: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$2,000,000.00 to Corning Place Ohio, LLC for the benefit of the Garfield Building Project located at 1965 East 6th Street, Cleveland; authorizing the County Executive and Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Development

Committee Assignment and Chair: Economic Development & Planning – Schron

Council President Brady referred Resolution No. R2015-0196 to the Committee of the Whole.

- f) CONSIDERATION OF AN ORDINANCE FOR FIRST READING AND REFERRAL TO COMMITTEE

- 1) O2015-0013: An Ordinance enacting Chapter 719 of the Cuyahoga County Code to establish payroll procedures for years in which the number of pay periods exceeds the usual

and customary number of pay periods, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive Budish/Fiscal Officer

Council President Brady referred Ordinance No. O2015-0013 to the Finance & Budgeting Committee.

10. MISCELLANEOUS COMMITTEE REPORTS

Mr. Greenspan reported that the Finance & Budgeting Committee will meet on Monday, October 19, 2015 at 1:00 p.m.

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, October 20, 2015 at 10:00 a.m.

Mr. Germana reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, October 21, 2015 at 10:00 a.m.

Mr. Jones reported that the Health, Human Services & Aging Committee will meet on Wednesday, October 21, 2015 at 1:00 p.m.

11. MISCELLANEOUS BUSINESS

Mr. Greenspan announced that he is having a Town Hall meeting on Thursday, October 15, 2015 at 7:00 p.m. at Cuyahoga Community College, West Shore Campus.

12. PUBLIC COMMENT UNRELATED TO AGENDA

Mr. Satindur Puri addressed Council regarding the renewal of the excise tax on cigarette sales in order to fund Cuyahoga County arts and cultural programs.

The following citizens addressed Council regarding the Norma Herr Women's Center:

- a) Ms. Loh
- b) Ms. Ramona Turnbull

Rev. Pamela Pinkney-Butts addressed Council regarding violence against women and children.

13. ADJOURNMENT

With no further business to discuss, Council President Brady adjourned the meeting at 6:08 p.m., without objection.



MINUTES

CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING
TUESDAY, OCTOBER 20, 2015
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
1:00 PM

1. CALL TO ORDER

Council President Brady called the meeting to order at 1:03 p.m.

2. ROLL CALL

Council President Brady asked Deputy Clerk Carter to call the roll. Councilmembers Greenspan, Miller, Germana, Gallagher, Schron, Conwell, Jones, Brown, Hairston, Simon and Brady were in attendance and a quorum was determined.

3. PUBLIC COMMENT RELATED TO AGENDA

No public comments were given related to the agenda.

4. ITEMS REFERRED TO COMMITTEE

[Clerk's Note: Item No. 4 was taken out of order and considered after Item No. 5. Council President Brady turned the gavel over to Mr. Greenspan, Chair of the Finance & Budgeting Committee to chair during Item No. 5. At the conclusion of Item No. 5, Mr. Greenspan then turned the gavel over to Council Vice-President Jones, Chair of the Health, Human Services & Aging Committee to chair of the remainder of the meeting.]

- a) R2015-0212: A Resolution declaring the necessity of submitting to the electors of Cuyahoga County the question of a renewal levy of 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provision of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective.

Mr. Chris Glassburn, Senior Policy Advisor, addressed Council regarding Resolution No. R2015-0212. Discussion ensued.

Councilmembers asked questions of Mr. Glassburn pertaining to the item, which he answered accordingly.

A motion was made and subsequently withdrawn by Mr. Jones and seconded by Mr. Miller to refer Resolution No. R2015-0212 to the full Council agenda with a recommendation for passage under second reading suspension of the rules.

On a new motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2015-0212 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.

- b) R2015-0213: A Resolution determining to proceed with submitting to the electors of Cuyahoga County to renew an existing 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provisions of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective.

Mr. Glassburn addressed Council regarding Resolution No. R2015-0213. Discussion ensued.

Councilmembers asked questions of Mr. Glassburn pertaining to the item, which he answered accordingly.

On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2015-0213 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.

5. DISCUSSION

Mr. Greenspan gave opening remarks regarding the budget briefing materials prepared by Council staff and discussed the budget hearing schedule.

- a) 2016/2017 Biennial Operating Budget and Capital Improvements Program and Policy Initiatives
 - 1) New Funding for Universal Pre-Kindergarten

Ms. Sharon Sobol Jordan, Chief of Staff to County Executive Budish, and Mr. Paul Clark, Regional President of PNC Bank, addressed Council regarding new funding for Universal Pre-Kindergarten programs and the creation of the Cuyahoga County Early Childhood Trust. Discussion ensued.

Councilmembers asked questions of Ms. Sobol Jordan and Mr. Clark pertaining to the item, which they answered accordingly.

- 2) **Realignment of Department of Children and Family Services and Cuyahoga Job and Family Services**

Mr. Matthew Carroll, Director of the Department of Health and Human Services; Mr. David Merriman, Administrator of Cuyahoga Job and Family Services; and Mr. Thomas Pristow, Administrator of Children and Family Services, addressed the Committee regarding the current organizational structure of the Department of Health and Human Services, sharing resources between the agencies and improving services for County residents. Discussion ensued.

Councilmembers asked questions of Mr. Carroll, Mr. Merriman and Mr. Pristow pertaining to the item, which they answered accordingly.

- 3) **New Funding for Workforce Development**

Ms. Jordan and Mr. Merriman, addressed Council regarding poverty rates, current programs and partnering with outside entities relating to increasing funding for workforce development initiatives. Discussion ensued.

Councilmembers asked questions of Ms. Jordan and Mr. Merriman pertaining to the item, which they answered accordingly.

- 4) **New Funding for Infant Mortality**

Mr. Carroll provided Council with an overview of infant mortality; data related to Cuyahoga County residents; outreach initiatives; treatment and prevention strategies. Discussion ensued.

Councilmembers asked questions of Mr. Carroll pertaining to the item, which he answered accordingly.

The Honorable Kevin Kelly, President of the City of Cleveland Council, addressed Council regarding the need for increased funding for infant mortality and establishing the First Year Cleveland Program. Discussion ensued.

- 5) **New Reserve Policy**

Mr. Glassburn and Mr. Dennis Kennedy, Fiscal Officer, addressed Council regarding the General Fund Reserve policy, goals of the budget process and reserve balance models of other counties. Discussion ensued.

Councilmembers asked questions of Mr. Glassburn and Mr. Kennedy pertaining to the item, which they answered accordingly.

Mr. Steve Strnisha, CEO of Cleveland International Fund, introduced himself to Council and discussed recommendations made by the Budget Taskforce. Discussion ensued.

Councilmembers asked questions of Mr. Strnisha pertaining to the item, which he answered accordingly.

6) New Debt Policy

Mr. Glassburn and Mr. Kennedy addressed Council regarding the County's debt service, current deficits and committing future reserves. Discussion ensued.

Councilmembers asked questions of Mr. Glassburn and Mr. Kennedy pertaining to the item, which they answered accordingly.

6. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

7. PUBLIC COMMENT UNRELATED TO AGENDA

There were no public comments were given unrelated to the agenda.

8. ADJOURNMENT

With no further business to discuss, Council Vice-President Jones adjourned the meeting at 3:45 p.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0171

<p>Sponsored by: Councilmembers Simon and Miller</p> <p>Co-sponsored by: Councilmember Greenspan</p>	<p>A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to City of Euclid for the benefit of Phase II of the Waterfront Improvement Plan located in the City of Euclid; directing the Director of Development or his/her designee to prepare all documents to effectuate said loan; directing and authorizing the County Executive and/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.</p>
--	---

WHEREAS, the County Council desires to provide a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to City of Euclid for the benefit of Phase II of the City of Euclid Waterfront Improvement Plan located on the waterfront in the City of Euclid; and

WHEREAS, Charter Section 3.09(8) empowers Council to “cooperate or join by contract with any municipality, county, state or political subdivision or agency thereof, for the planning, development, construction, acquisition or operation of any public improvement or facility...” and that “in furtherance of such intergovernmental cooperation, the Council may provide for grants or loans to other political subdivisions and public agencies;” and

WHEREAS, the Cuyahoga County Code Section 709.05(B) states in part “after June 30, 2015 and before July 1, 2016, the County Executive or the County Council may propose spending monies on specific projects promoting economic development in any area of Cuyahoga County. Council shall determine whether any specific project justifies an earlier than anticipated expenditure of funds;” and

WHEREAS, the primary goal of this project is to assist in financing the City of Euclid Waterfront Improvement Plan including engineering, designing, permitting, and constructing shoreline erosion control, providing public access, constructing a multipurpose trail and enhancing the beach area; and

WHEREAS, the County will initially provide \$825,000.00 of the \$4,000,000 for final engineering expenses and the remaining balance will be provided to the City of Euclid in 2016 and 2017; and

WHEREAS, up to \$2,000,000.00 of the \$4,000,000.00 Casino Fund Loan may be forgivable if the agreed upon benchmarks are met; and

WHEREAS, this project will be funded from the Casino Revenue Fund and is located in County Council District 11.

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

SECTION 1. That the Cuyahoga County Council authorizes a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to City of Euclid for the benefit of Phase II of the Waterfront Improvement Plan located in the City of Euclid.

SECTION 2. That the Director of Development or his/her designee is directed to prepare all documents to effectuate said loan.

SECTION 3. That the County Executive and/or Director of Development are authorized to execute all documents consistent with said loan and this Resolution.

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 the 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: September 8, 2015

Committee(s) Assigned: Committee of the Whole

Additional Sponsorship Requested: October 13, 2015

Committee Report/Second Reading: October 27, 2015

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0217

Sponsored by: County Executive Budish/Fiscal Officer/Office of Budget & Management	A Resolution amending the 2014/2015 Biennial Operating Budget for 2015 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.
---	---

WHEREAS, on December 9, 2014, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program Update for 2015 (Resolution No. R2014-0267) establishing the 2015 biennial budget update for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2015 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 2015 be amended to provide for the following additional appropriation increases and decreases:

<u>Fund Nos./Budget Accounts</u>		<u>Journal Nos.</u>
A.	01A001 – General Fund MC001016 – Global Center Operating Account Other Expenses \$ 874,896.00	BA1500890
Funding Source: The source of funding is General Fund.		
B.	40A069 – Capital Projects Future Debt Issuance CC768226 – HPG Design and Construction – Phase II Personal Services \$ 371,901.00 Other Expenses \$ 30.00 Capital Outlays \$ 18,663,260.00	BA1500892
Funding Source: The source of funding is General Fund.		
C.	40A069 – Capital Projects Future Debt Issuance CC768473 – Capital Projects General A&E Services Other Expenses \$ 1,150,000.00	BA1500907
Funding Source: The Source of funding is General Fund.		
D.	01A001 – Capital Projects SU514141 – Capital Improvement General Fund Subsidy Other Expenses \$ 20,844,491.00	BA1500915
Funding Source: The source of funding is General Fund.		
E.	01A001 – General Fund IT601104 – Mainframe Operations Other Expenses \$ 16,791.34	BA1500541
Funding Source: The source of funding is General Fund.		
F1.	01A001 – General Fund IT601104 – Mainframe Operations Other Expenses \$ (162,433.63)	BA1500874
F2.	20A301 – Real Estate Assessment Fund FS109702 – Fiscal Operations – Tax Assessments Other Expenses \$ 162,433.63	BA1500875
Funding Source: The source of funding is Real Estate Assessment Fund.		
G.	20A800 – Subsidy – Operation & Maint. Of Det. Fac. JC372300 - Subsidy – Operation & Maint. Of Det. Fac. Other Expenses \$ 11,100.00	BA1500931
Funding Source: The source of fund comes from child support payments of children committed by the Court to institutions operated by the Ohio Department of Youth Services.		

H.	54A100 – Sanitary Engineer		BA1500371
	ST540252 – Sanitary Engineer Administration		
	Other Expenses	\$	485,000.00
	Capital Outlays	\$	161,492.50

Funding Source: The source of funds comes from sewer district fees.

I.	20A302 – Dog & Kennel		BA1500372
	CT050047 – Dog Kennel Operations		
	Other Expenses	\$	140,000.00

Funding Source: The source of funds comes from dog license registration fees and adoption fees.

J.	21A091 – Sexual Assault Kit Initiative (SAKI)		BA1500933
	PR756445 - FY15 CCSAKI (2015-2018)		
	Personal Services	\$	1,397,954.00
	Other Expenses	\$	595,787.00

Funding Source: The source of funds comes from a grant funded through the Ohio Attorney General at \$450,000 and funded through the County’s General Fund at \$600,000 in 2015.

K.	28W038 – Workforce – WIOA		BA1500805
	WI150904 - Workforce Development – WIOA		
	Personal Services	\$	1,154,712.00
	Other Expenses	\$	8,229,310.00

Funding Source: The source of funds comes from the U.S. Department of Labor passed through the Ohio Department of Job and Family Services.

L.	21A020 - TB Control Program – Metro Health		BA1500811
	HS157313- TB Control Program – Metro Health		
	Other Expenses	\$	147,433.00

Funding Source: The source of funds is a grant from the Ohio Department of Health.

M.	21A578 – JJDP Block Grant		BA1500858
	JA757278-JJDP-Cuyahoga County Title II 2012		
	Other Expenses	\$	(1,709.87)

Funding Source: The source of funds is the Juvenile Justice Delinquency Prevention (JJDP) Block Grant Title II 2012 in preparation for closure.

N.	21A837 – State Homeland Security Grant		BA1500859
	JA763524-SHSP FY13 Region 2 Training & Exercise 13/15		
	Other Expenses	\$	(45,475.79)
	Capital Outlays	\$	(5,000.00)

Funding Source: The source of funds is from United States Department of Homeland Security passed through the Ohio Emergency Management Agency.

O. 22A046 – Community Develop. Block Grant Year 37-2011 **BA1500916**
 DV713362-Community Develop. Block Grant Proj. Plan FY11
 Other Expenses \$ (297,347.21)

Funding Source: Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2011 through December 31, 2015.

P. 22A960 – Community Develop. Block Grant Year 39-2013 **BA1500917**
 DV713170-Community Develop. Block Grant Proj. Plan FY13
 Other Expenses \$ (6,360.00)

Funding Source: Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2013 through December 31, 2017.

Q. 22A910 – Community Develop. Block Grant Year 40-2014 **BA1500918**
 DV714360-Community Develop. Block Grant Proj. Plan 14/15
 Other Expenses \$ (797,806.87)

Funding Source: Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2014 through December 31, 2018.

R. 22A914 – Community Develop. Block Grant Year 41-2015 **BA1500919**
 DV714436-Community Develop. Block Grant Proj. Plan 15
 Other Expenses \$ (350,000.00)

Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2015 through December 31, 2018.

S. 21A837 – State Homeland Security Grant **BA1500922**
 JA763516-SHSP FY13 Special Team Sustainment 13/15
 Capital Outlays \$ (5,895.17)

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency the period September 1, 2013 through June 30, 2015. The original grant award was \$78,750 of which 92.5% was expended.

T. 21A003 – High Visibility Enforcement Overtime **BA1500923**
 SH756452-High Visibility Enforcement Step 2016
 Personal Services \$ 32,471.37
 Other Expenses \$ 1,183.00

Funding Source: Funding is from the United States Department of Transportation Federal Fiscal Year 2016 passed through the Ohio Department of Public Safety, Office of Criminal Justice Services to the Cuyahoga County Sheriff.

U. 40A526 – Ohio Dept. of Transportation-Local Projects Admin. **BA1500367**
 CE785006 – ODOT-LPA
 Other Expenses \$ 421,699.21

Funding Source: Funding comes from the Road and Bridge Fund.

V.	40A526 – Ohio Dept. of Transportation-Local Projects Admin.		BA1500368
	CE785006 – ODOT-LPA		BA1500369
	Personal Services	\$	1,269,900.00
	Other Expenses	\$	224,100.00
	Capital Outlays	\$	16,133,500.00

Funding Source: ODOT-LPA federally funded with a portion coming from the Road and Bridge Fund.

W.	40A524 – Ohio Dept. of Public Works Integrating Committee		BA1500370
	CE785329 – Bagley Road 1143		
	Personal Services	\$	130,000.00
	Capital Outlays	\$	2,730,000.00

Funding Source: The source of funds is 50% from OPWC and 50% from Cuyahoga County's \$7.50 fund. The project is set to be sold in 2016 and is located in Olmsted Township.

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

Fund Nos./Budget Accounts **Journal Nos.**

A. FROM:	01A001 – General Fund		BA1500873
	IT601104 – Mainframe Operations		
	Other Expenses	\$	13,536.14
TO:	01A001 – General Fund		
	DR495515 – Domestic Relations Child Support		
	Other Expenses	\$	13,536.14

Funding Source: The source of funding is 37% General Fund and 63% Title IV-D Reimbursement.

B. FROM	01A001 – General Fund		BA1500876
	FS109637 – Financial Reporting		
	Personal Services	\$	125,000.00
TO:	01A001 – General Fund		
	FS109611 – Fiscal Office Administration		
	Other Expenses	\$	125,000.00

Funding Source: The source of funding is General Fund.

C. FROM:	01A001 – General Fund		BA1500872
	FS109637 – Financial Reporting		
	Personal Services	\$	23,780.00
TO:	01A001 – General Fund		
	FS109637 – Fiscal Office Administration		
	Other Expenses	\$	23,780.00

Funding Source: The source of funding is General Fund.

D. FROM:	01A001 –General Fund		BA1500921
	JA100354 –Justice Services-CECOMS		
	Personal Services	\$	39,000.00
TO:	01A001–General Fund		
	JA100354 –Justice Services-CECOMS		
	Other Expenses	\$	39,000.00

Funding Source: Funding is from the General Fund.

E. FROM:	50A410 –Cuyahoga County Information System		BA1500920
	JA090068 –Cuyahoga Regional Information System		
	Other Expenses	\$	36,000.00
TO:	50A410–Cuyahoga County Information System		
	JA090068 –Cuyahoga Regional Information System		
	Personal Services	\$	36,000.00

Funding Source: Funding is from a fee collected through each moving violation fines and user fees.

F. FROM:	21A598 –State Homeland Security Projects		BA1500857
	JA741694 –State Homeland Security FY14-Fusn. Ctr. Sus.		
	Other Expenses	\$	60,000.00
TO:	20A598–State Homeland Security Projects		
	JA741694 –State Homeland Security FY14-Fusn. Ctr. Sus.		
	Capital Outlays	\$	60,000.00

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency.

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

<u>Fund Nos./Budget Accounts</u>	<u>Journal Nos.</u>
A. FROM:	
01A001 – General Fund	JT1500066
SU514141 – Capital Improvement General Fund Subsidy	
Transfer Out	\$ 19,694,491.00
TO:	
40A069 – Capital Projects Future Debt Issuance	
CC768226 – HPG Design and Construction – Phase II	
Revenue Transfer	\$ 19,694,491.00

Funding Source: The source of funds is the General Fund, which will be reimbursed at a later date by future debt issuance.

B. FROM:	01A001 – General Fund	JT1500067
	SU514141 – Capital Improvement General Fund Subsidy	
	Transfer Out	\$ 1,150,000.00
TO:	40A069 – Capital Projects Future Debt Issuance	
	CC768473 – Capital Projects General A&E Services	
	Revenue Transfer	\$ 1,150,000.00

Funding Source: The source of funds is the General Fund.

C. FROM:	40A526 – Ohio Dept. of Trans.-Local Project Admin.	JT1500044
	CE785006 – ODOT-LPA	
	Transfer Out	\$ 421,699.21
TO:	26A651 – \$7.50 License Tax Fund Capital Improvements	
	CE417477 – \$7.50 R&B Registration Tax	
	Revenue Transfer	\$ 421,699.21

Funding Source: The source of funding is the Road & Bridge Fund.

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 CC020
October 27, 2015



ARMOND BUDISH
Cuyahoga County Executive

October 20, 2015

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 October 27, 2015, 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
Global Center Operating Account – Additional appropriation to cover expenses through year-end. Funding is from the General Fund. This is a permanent use of General Fund reserves. (Item A.)	\$874,896.00
Huntington Park Garage Design and Construction – Phase II – Appropriation for the rehabilitation of the Huntington Park Garage. Funding is from a General Fund advance to be reimbursed from a future debt issuance. This is a temporary use of General Fund reserves. (Item B.)	\$19,035,191.00
Capital Project/General Architectural and Engineering Services – Additional appropriation to cover Architecture and Engineering services (\$400,000), Mechanical/Electrical/Plumbing services (\$250,000), Building Assessment Study (\$200,000), and Environmental Services (\$300,000) at various locations. Funding is from the General Fund. This is a permanent use of General Fund reserves. (Item C.)	\$1,150,000.00
Capital Improvement General Fund Subsidy – To appropriate the General Fund subsidy for the Huntington Park Garage Design and Construction Phase II and Architectural and Engineering Services projects (Items B and C above). Funding is from the General Fund. This is a temporary and permanent use of General Fund reserves. (Item D.)	\$20,844,491.00
Information Technology – Additional appropriation for the Mainframe Operations account to cover invoices for Iron Mountain for data, film and records storage from 2013 – 2015. Funding is from the General Fund. This is a one-time use of reserves. (Item E.)	\$16,791.34
TOTAL	\$41,921,369.34

General Fund/Health & Human Services	Amount
Information Technology – Decreasing appropriation from the Mainframe Operations account with a corresponding increase to the Real Estate Tax Assessment Fund to shift the Oracle maintenance contract. Funding is from the General Fund. (Item F1.)	-\$162,433.63
Municipal Judicial Costs – Additional appropriation to cover hospitalization benefits and assigned counsel costs through year-end. Funding is from the General Fund. (Item G.)	\$335,000.00
TOTAL	\$172,566.37

Other Operating Funds	Amount
Fiscal Office/Real Estate Assessment Fund – An increase to the Real Estate Assessment Fund with a corresponding decrease to the Information Technology/Mainframe Operations account to shift funding for the Oracle maintenance contract. (Item F2.)	\$162,433.63
Juvenile Court – Additional appropriation for Subsidy/Operations & Maintenance of Detention Facility fund. Funding is from child support payments of children committed to institutions. (Item H.)	\$11,100.00
Public Works/Sanitary Engineer – Additional appropriation to cover certification of maintenance related contracts, utility invoices and contract payments. Funding is from sewer district fees. (Item I.)	\$646,492.50
Public Works/Dog & Kennel – Additional appropriation for the additional certification of a veterinary services contract and current utilities and medical supplies. Funding is from dog license registration and adoption fees. (Item K.)	\$140,000.00
TOTAL	\$960,026.13

Grants/Projects	Amount
Prosecutor – To appropriate the FY15 National Sexual Assault Kit Initiative grant from the U.S. Department of Justice, Office of Justice Programs. No cash match is required. (Item L.)	\$1,993,741.00
Workforce Development – To appropriate funding for the Workforce Innovation and Opportunity Act from the U.S. Department of Labor. (Item L.)	\$9,384,022.00
TB Control Program/MetroHealth – To appropriate an additional award from the Ohio Department of Health for tuberculosis treatment. (Item M.)	\$147,433.00
Public Safety and Justice Services – Decreasing appropriation in the Juvenile Justice Delinquency Prevention Block Grant Title II 2012 grant in preparation of grant closure. Funding is from the U.S. Department of Justice. (Item N.)	-\$1,709.87
Public Safety and Justice Services – Decreasing appropriation in the State Homeland Security FY13 Region 2 Training and Exercise 13/15 grant in preparation of closure. Funding is from the U.S. Department of Homeland Security. (Item O.)	-\$50,475.79
Development – Decreasing appropriation in various Community Development Block Grants for program income that was either never received or repurposed for other projects with higher priorities. Funding is from the U.S. Department of Housing and Urban Development. (Items P, Q, R, and S.)	-\$1,451,514.08
Public Safety and Justice Services – Decreasing appropriation in the State Homeland Security FY13 Special Team Sustainment 13/15 grant in preparation of grant closure. Funding is from the U.S. Department of Homeland Security. (Item T.)	-\$5,895.17
Sheriff – To appropriate the High Visibility Enforcement Overtime – Selective Traffic Enforcement Program (STEP) grant from the U.S. Department of Transportation Federal Fiscal Year 2016. (Item U.)	\$33,654.37
Public Works/Road and Bridge – Additional appropriation to correct the double posting of a cash transfer for the Bagley/Pleasant Valley Right of Way Project, which posted in September and December 2014. Funding is from the Road and Bridge Fund. (Item V.)	\$421,699.21

Public Works/Road and Bridge – Additional appropriation to establish the Lakeshore Highland Road, Cedar Road Bridges and Towpath Trail Stage II projects. Funding is a portion from Road and Bridge Fund, 2% from the City of Cleveland for the Towpath Trail, and the Highland Road Bridge will receive 4% additional funding from the Ohio Public Works Commission Issue I. (Item W.)	\$17,627,500.00
Public Works/Road and Bridge – Additional appropriation to establish the Bagley Road Project. Funding is 50% from Ohio Public Works Commission, and 50% from Cuyahoga County \$7.50 fund. (Item X.)	\$2,860,000.00
TOTAL	\$30,958,454.67

Total Additional Appropriations - All Funds	\$74,012,412.51
--	------------------------

The following represents the overall changes made to the Annual Appropriation Measure for 2015 since its adoption on December 9, 2014 Resolution R2014-0267. The changes reflect the Additional Appropriations, Appropriation Transfers and Cash Transfers to the original adopted appropriation resolution.

APPROPRIATION STATUS SUMMARY:

	<u>Proposed 10/27/2015</u>	<u>Year-To-Date Amendments</u>	<u>R2014-0267*</u>	<u>Adjusted Annual Appropriation</u>
General Fund Impact	\$ 42,093,935.71	\$ 77,645,878.45	\$ 386,926,872.00	\$ 464,572,750.45
HHS Levy Impact	\$ 0.00	\$ 6,694,265.86	\$ 234,988,318.00	\$ 241,682,583.86
Other Fund Impact	\$ 31,918,480.80	\$ 223,566,529.38	\$ 711,691,293.00	\$ 935,257,822.38
Total Impact	\$ 74,012,416.51	\$ 307,906,673.69	\$ 1,333,606,483.00	\$ 1,641,513,156.69

* 2015 Budget Update appropriation levels adopted by resolution R2014-0267 on December 9, 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 – Realigning appropriation from Information Technology’s Mainframe Operations to Domestic Relations’ Child Support for the Oracle maintenance contract. Funding is 37% General Fund and 63% Title IV-D Reimbursement. (Item A.)	\$13,536.14
Fiscal Office – Realigning appropriation from Financial Reporting to Administration to cover the Ernst & Young Health Care Benefits Best Practices contract. Funding is from the General Fund. (Item B.)	\$125,000.00
Fiscal Office – Realigning appropriation from Financial Reporting to Administration to cover the CY2014 Annual Audit contract. Funding is from the General Fund. (Item C.)	\$23,780.00
Public Safety and Justice Services – Realigning appropriation within CECOMS to cover phone line changes and Ethernet charges. Funding is from the General Fund. (Item D.)	\$39,000.00
TOTAL	\$201,316.14

Other Operating Funds	Amount
Public Safety and Justice Services/Cuyahoga Regional Information System – Realigning appropriation within the Cuyahoga Regional Information System to cover personnel costs associated with the reclassification study. Funding is from a fee collected through each moving violation, fines and user fees. (Item E.)	\$36,000.00
TOTAL	\$36,000.00

Grants/Projects	Amount
Public Safety and Justice Services – Realigning appropriation within the State Homeland Security Program Fusion Center Sustainment grant to cover the purchase of a capital item approved by the funding source. Funding is from the U.S. Department of Homeland Security. (Item F.)	\$60,000.00

TOTAL	\$60,000.00
Total Appropriation Transfers - All Funds	\$297,316.14

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.

General Fund/Health & Human Services	Amount
Capital Improvement General Fund Subsidy – A cash transfer from the General Fund subsidy to the Huntington Park Garage Design and Construction Phase II project. Funding is from the General Fund. This is a temporary use of General Fund reserves. (Item A.)	\$19,694,491.00
General Fund Subsidy – A cash transfer from the General Fund subsidy to the Capital Projects General Architecture and Engineering Services. Funding is from the General Fund. This is a permanent use of General Fund reserves. (Item B.)	\$1,150,000.00
TOTAL	\$20,844,491.00

Grants/Projects	Amount
Public Works/Road and Bridge – A cash transfer to correct the duplication of a previous cash transfer for the Bagley/Pleasant Valley Right of Way Project in September and December of 2014. Funding is from the Road and Bridge fund. (Item C.)	\$421,699.21
TOTAL	\$421,699.21

Total Cash Transfers - All Funds	\$21,266,190.21
---	------------------------

Thank you for your consideration regarding this matter.

Sincerely,

Dennis G. Kennedy
 Fiscal Officer
dkennedy@cuyahogacounty.us
 (216) 443-8173
 Fax: (216) 443-8193

TO: Jeanne Schmotzer, Clerk of Council
 FROM: Dennis G. Kennedy, Fiscal Officer
 DATE: October 20, 2015
 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 October 27, 2015. The requested fiscal items including additional appropriations, appropriation transfers, and cash transfers meet agency budgetary needs.

Resolution: Additional Appropriations

A.	01A001 – General Fund	BA1500890
	MC001016 – Global Center Operating Account	
	Other Expenses	\$ 874,896.00

Appropriation is necessary for the Global Center Operating account to cover expenses through the end of the year. The operating payment made each month totals \$450,000. To make it to the end of the year, the Global Center will need \$900,000. There will be \$25,104 in remaining appropriation in the Global Center’s account. Therefore, to make it to the end of the year, the Global Center will require \$874,896 in additional appropriation. Funding for the Global Center comes from the General Fund. This is a permanent use of General Fund reserves.

B.	40A069 – Capital Projects Future Debt Issuance	BA1500892
	CC768226 – HPG Design and Construction – Phase II	
	Personal Services	\$ 371,901.00
	Other Expenses	\$ 30.00
	Capital Outlays	\$ 18,663,260.00

Appropriation is requested for the rehabilitation of the Huntington Park Garage. Total project costs are estimated to be \$20,000,000. \$964,809 has already been appropriated; the balance of appropriation needed is \$19,035,191. Funding for the HPG rehabilitation will come from an advance from the General Fund to be reimbursed later through a future debt issuance. This represents a temporary use of General Fund reserves.

C.	40A069 – Capital Projects Future Debt Issuance	BA1500907
	CC768473 – Capital Projects General A&E Services	
	Other Expenses	\$ 1,150,000.00

Appropriation is requested for Public Works' General Engineering and Architectural Services project fund. This appropriation covers the following expenses: General Architecture Engineering Services – various locations \$400,000; General Mechanical-Electrical-Plumbing Services – Various Locations, \$250,000; General Building Assessment Study Services – Various Locations, \$200,000; General Environmental Services – Various Locations, \$300,000. Funding for these projects will come from the General Fund. This represents a permanent use of General Fund Reserves.

D.	01A001 – Capital Projects	BA1500915
	SU514141 – Capital Improvement General Fund Subsidy	
	Other Expenses	\$ 20,844,491.00

Appropriation is requested in the General Fund Subsidy account to subsidize Public Work's capital project requests: General Engineering and Architectural Services and the Huntington Park Garage Rehabilitation. Funding is from the General Fund. This is a temporary (\$19,694,491.00) and permanent (\$1,150,000) use of General Fund Reserves. See the descriptions above and below for each project.

E.	01A001 – General Fund	BA1500541
	IT601104 – Mainframe Operations	
	Other Expenses	\$ 16,791.34

An additional appropriation is requested for the Department of Information Technology, Mainframe Operations account for payment of past due invoices to Iron Mountain for the storage of data, film, and records from 2013 - 2015. The source of funding is General Fund and is a one-time use of reserves.

F1.	01A001 – General Fund	BA1500874
	IT601104 – Mainframe Operations	
	Other Expenses	\$ (162,433.63)

F2.	20A301 – Real Estate Assessment Fund	BA1500875
	FS109702 – Fiscal Operations – Tax Assessments	
	Other Expenses	\$ 162,433.63

An appropriation decrease is requested for the Mainframe Operations account and an appropriation increase is requested for the Fiscal Operations – Tax Assessments account for the Oracle maintenance contract with Mythics Inc. The source of funding is being shifted from General Fund to Real Estate Assessment Fund.

G.	20A800 – Subsidy – Operation & Maint. Of Det. Fac.		BA1500931
	JC372300 - Subsidy – Operation & Maint. Of Det. Fac.		
	Other Expenses	\$	11,100.00

The Juvenile Court requests appropriation of this special revenue account to cover expenses. Funding comes from child support payments of children committed by the Court to institutions operated by the Ohio Department of Youth Services. As of September 30, 2015, the cash balance in this fund was \$260,223.

H.	54A100 – Sanitary Engineer		BA1500371
	ST540252 – Sanitary Engineer Administration		
	Other Expenses	\$	485,000.00
	Capital Outlays	\$	161,492.50

The Department of Public Works- Sanitary division is requesting additional appropriation to account for the additional certification of maintenance related contracts, utility invoices, and contract payments. Funding comes from sewer district fees.

I.	20A302 – Dog & Kennel		BA1500372
	CT050047 – Dog Kennel Operations		
	Other Expenses	\$	140,000.00

The Dog Kennel is requesting additional appropriation to account for the additional certification of veterinary services contract and current utilities and medical supplies. Funding primarily comes from dog license registration fees and adoption fees.

J.	21A091 – Sexual Assault Kit Initiative (SAKI)		BA1500933
	PR756445 - FY15 CCSAKI (2015-2018)		
	Personal Services	\$	1,397,954.00
	Other Expenses	\$	595,787.00

This request is to appropriate grant funds that were awarded to the Prosecutor’s Office from the U.S. Dept. of Justice, Office of Justice Programs for the FY 15 National Sexual Assault Kit Initiative (SAKI). The funds will supplement the Sexual Assault Kit Initiative grant funded through the Ohio Attorney General at \$450,000 and funded through the County’s General Fund at \$600,000 in 2015. The funding period is October 1, 2015 through September 30, 2018. No cash match is required.

K.	28W038 – Workforce – WIOA		BA1500805
	WI150904 - Workforce Development – WIOA		
	Personal Services	\$	1,154,712.00
	Other Expenses	\$	8,229,310.00

This request would provide appropriation for the Department of Workforce Development allocation for state fiscal year 2016. The allocation provides funding for the Workforce Innovation and Opportunity Act (WIOA). WIOA helps job seekers and workers access employment, education, training, and support services to succeed in the labor market and match employers with skilled workers. WIOA became effective July 1, 2015 and supersedes the Workforce Investment Act of 1998 (WIA). Funding is provided from the U.S. Department of Labor passed through the Ohio Department of Job and Family Services.

L.	21A020 - TB Control Program – Metro Health HS157313- TB Control Program – Metro Health Other Expenses	\$ 147,433.00	BA1500811
----	---	---------------	------------------

To increase appropriation to cover an additional award from the Ohio Department of Health, received as a pass thru by Cuyahoga County for use by Metro Health Hospital for tuberculosis treatment. The total due from 2014 payments received is \$22,860 and 2015 award amount is \$124,572. There is no cash match requirement for this funding.

M.	21A578 – JJDP Block Grant JA757278-JJDP-Cuyahoga County Title II 2012 Other Expenses	\$ (1,709.87)	BA1500858
----	--	---------------	------------------

Reduce appropriations in the Juvenile Justice Delinquency Prevention (JJDP) Block Grant Title II 2012 in preparation for closure. Funding is from the United States Department of Justice covering the period July 1, 2012 through June 30, 2013. The original grant award was \$284,072 of which 99.4% was expended.

N.	21A837 – State Homeland Security Grant JA763524-SHSP FY13 Region 2 Training & Exercise 13/15 Other Expenses Capital Outlays	\$ (45,475.79) \$ (5,000.00)	BA1500859
----	--	---------------------------------	------------------

Reduce appropriations in the State Homeland Security FY13 Region 2 Training and Exercise 13/15 grant in preparation for closure. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency the period September 1, 2013 through June 30, 2015. The original grant award was \$202,650 of which 75.1% was expended.

O.	22A046 – Community Development Block Grant Year 37-2011 DV713362-Community Development Block Grant Project Plan FY2011 Other Expenses	\$ (297,347.21)	BA1500916
----	---	-----------------	------------------

Reduce appropriations in the Community Development Block Grant Year 37 Project Plan FY2011 for program income that was either never received or repurposed for other projects with higher priorities. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2011 through December 31, 2015.

P.	22A960 – Community Development Block Grant Year 39-2013 DV713170-Community Development Block Grant Project Plan FY2013 Other Expenses	\$ (6,360.00)	BA1500917
----	---	---------------	------------------

Reduce appropriations in the Community Development Block Grant Year 39 Project Plan FY2013 for program income that was either never received or repurposed for other projects with higher priorities. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2013 through December 31, 2017.

Q.	22A910 – Community Development Block Grant Year 40-2014 DV714360-Community Development Block Grant Project Plan 2014/2015 Other Expenses	\$ (797,806.87)	BA1500918
----	--	-----------------	------------------

Reduce appropriations in the Community Development Block Grant Year 40 Project Plan 2014/2015 for program income that was either never received or repurposed for other projects with higher priorities. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2014 through December 31, 2018.

R.	22A914 – Community Development Block Grant Year 41-2015 DV714436-Community Development Block Grant Project Plan 2015 Other Expenses	BA1500919 \$ (350,000.00)
----	---	---

Reduce appropriations in the Community Development Block Grant Year 41 Project Plan 2015 for program income that was either never received or repurposed for other projects with higher priorities. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2015 through December 31, 2018.

S.	21A837 – State Homeland Security Grant JA763516-SHSP FY13 Special Team Sustainment 13/15 Capital Outlays	BA1500922 \$ (5,895.17)
----	--	---------------------------------------

Reduce appropriations in the State Homeland Security FY13 Special Team Sustainment 13/15 grant in preparation for closure. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency the period September 1, 2013 through June 30, 2015. The original grant award was \$78,750 of which 92.5% was expended.

T.	21A003 – High Visibility Enforcement Overtime SH756452-High Visibility Enforcement Step 2016 Personal Services Other Expenses	BA1500923 \$ 32,471.37 \$ 1,183.00
----	--	---

Establish appropriations in the Sheriff Department for the award of a grant titled High Visibility Enforcement Overtime –Selective Traffic Enforcement Program (STEP) for patrols on interstate highways to deter and enforcement of laws such as speeding, driving while intoxicated and ancillary crimes associated with traffic stops with a concentration on specific activities. Funding is from the United States Department of Transportation Federal Fiscal Year 2016 passed through the Ohio Department of Public Safety, Office of Criminal Justice Services to the Cuyahoga County Sheriff. The grant was accepted by the Deputy Chief on September 3, 2015, Approval Number DC2015-127. The grant period is October 1, 2015 through September 30, 2016. No cash match is required.

U.	40A526 – Ohio Dept. of Transportation-Local Projects Admin. CE785006 – ODOT-LPA Other Expenses	BA1500367 \$ 421,699.21
----	--	---------------------------------------

The Department of Public Works is requesting additional appropriation to correct the double posting of a cash transfer for the Bagley/Pleasant Valley Right of Way Project, which posted in September and December of 2014. This item will restore funds that were transferred twice from the \$7.50 Road Capital Improvements Fund. Funding comes from the Road and Bridge Fund. (see coordinating cash transfer JT1500044)

V.	40A526 – Ohio Dept. of Transportation-Local Projects Admin.		BA1500368
	CE785006 – ODOT-LPA		BA1500369
	Personal Services	\$	1,269,900.00
	Other Expenses	\$	224,100.00
	Capital Outlays	\$	16,133,500.00

The Department of Public Works is requesting additional appropriation to establish the Lakeshore, Highland Road, Cedar Road Bridges and Towpath Trail Stage III projects. These projects are ODOT-LPA federally funded with a portion coming from the Road and Bridge Fund. The Towpath Trail project will also receive 2% funding from the City of Cleveland and the Highland Road Bridge will receive 4% of its funding additionally from Ohio Public Works Commission, Issue 1.

W.	40A524 – Ohio Dept. of Public Works Integrating Committee		BA1500370
	CE785329 – Bagley Road 1143		
	Personal Services	\$	130,000.00
	Capital Outlays	\$	2,730,000.00

The Department of Public Works is requesting additional appropriation to establish the Bagley Road Project. This project is funded 50% from OPWC and 50% from Cuyahoga County's \$7.50 fund. The project is set to be sold in 2016 and is located in Olmsted Township.

Resolution: Appropriation Transfers:

A.	FROM:	01A001 – General Fund IT601104 – Mainframe Operations Other Expenses	\$	13,536.14	BA1500873
	TO:	01A001 – General Fund DR495515 – Domestic Relations Child Support Other Expenses	\$	13,536.14	

An appropriation realignment is requested from Department of Information Technology, Mainframe Operations to Domestic Relations Child Support account for the Oracle maintenance contract with Mythics Inc. The source of funding is 37% General Fund and 63% Title IV-D Reimbursement.

B.	FROM	01A001 – General Fund FS109637 – Financial Reporting Personal Services	\$	125,000.00	BA1500876
	TO:	01A001 – General Fund FS109611 – Fiscal Office Administration Other Expenses	\$	125,000.00	

An appropriation realignment is requested from the Fiscal Office, Financial Reporting account to Fiscal Office Administration account for the one-time Ernst & Young Health Care Benefits Best Practices Contract. The source of funding is General Fund.

C.	FROM:	01A001 – General Fund FS109637 – Financial Reporting Personal Services	\$	23,780.00	BA1500872
	TO:	01A001 – General Fund FS109637 – Fiscal Office Administration Other Expenses	\$	23,780.00	

An appropriation realignment is requested within the Fiscal Office, Financial Reporting for an amendment to the CY2014 Annual Audit contract. The source of funding is General Fund.

D.	FROM:	01A001 –General Fund JA100354 –Justice Services-CECOMS Personal Services	\$	39,000.00	BA1500921
	TO:	01A001–General Fund JA100354 –Justice Services-CECOMS Other Expenses	\$	39,000.00	

Transfer appropriations within the Department of Public Safety and Justice Services CECOMS center for phone lines changes and once switched to Ethernet charges should be reduced. Funding is from the General Fund covering the period January 1, 2015 through December 31, 2015.

E.	FROM:	50A410 –Cuyahoga County Information System	BA1500920
		JA090068 –Cuyahoga Regional Information System	
		Other Expenses	\$ 36,000.00

TO:	50A410–Cuyahoga County Information System
	JA090068 –Cuyahoga Regional Information System
	Personal Services
	\$ 36,000.00

Transfer appropriations within the Department of Public Safety and Justice Services Cuyahoga County Regional Information System (CRIS) now known as Regional Enterprise Data Sharing System to cover personnel costs associated with the reclassification study which impacted increases in wages. Funding is from a fee collected through each moving violation fines and user fees covering the period January 1, 2015 through December 31, 2015.

F.	FROM:	21A598 –State Homeland Security Projects	BA1500857
		JA741694 –State Homeland Security FY14-Fusion Center Sustainment	
		Other Expenses	\$ 60,000.00

TO:	20A598–State Homeland Security Projects
	JA741694 –State Homeland Security FY14-Fusion Center Sustainment
	Capital Outlays
	\$ 60,000.00

Transfer appropriations within the State Homeland Security Program-Fusion Center Sustainment grant for a purchase of a capital item approved by the funding source. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2014 through January 31, 2016.

Resolution: Cash Transfers:

A.	FROM:	01A001 – General Fund	JT1500066
		SU514141 – Capital Improvement General Fund Subsidy	
		Transfer Out	\$ 19,694,491.00
	TO:	40A069 – Capital Projects Future Debt Issuance	
		CC768226 – HPG Design and Construction – Phase II	
		Revenue Transfer	\$ 19,694,491.00

A cash transfer is requested from the General Fund to the garage rehabilitation project to cover the costs of the project. Of the \$20,000,000, \$305,509 has already been advanced by the General Fund; the remaining balance to be advanced from the General Fund is \$19,694,491.00. The General Fund will be reimbursed at a later date by future debt issuance. This is a temporary use of General Fund reserves.

B.	FROM:	01A001 – General Fund	JT1500067
		SU514141 – Capital Improvement General Fund Subsidy	
		Transfer Out	\$ 1,150,000.00
	TO:	40A069 – Capital Projects Future Debt Issuance	
		CC768473 – Capital Projects General A&E Services	
		Revenue Transfer	\$ 1,150,000.00

A cash transfer is requested to fund General Architecture and Engineering services for facilities capital projects. This represents a permanent use of General Fund Reserves.

C.	FROM:	40A526 – Ohio Dept. of Transportation-Local Project Admin.	JT1500044
		CE785006 – ODOT-LPA	
		Transfer Out	\$ 421,699.21
	TO:	26A651 – \$7.50 License Tax Fund Capital Improvements	
		CE417477 – \$7.50 R&B Registration Tax	
		Revenue Transfer	\$ 421,699.21

The Department of Public Works is requesting a cash transfer to correct the double posting of a previous cash transfer for the Bagley/Pleasant Valley Right of Way Project in September and December of 2014. The source of funding is the Road & Bridge Fund. (See coordinating appropriation request BA1500367)

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0218

<p>Sponsored by: County Executive Budish/Fiscal Officer/Office of Budget & Management</p>	<p>A Resolution authorizing the issuance and sale of County sales tax revenue bonds, in an aggregate principal amount not-to-exceed \$22,000,000.00, for the purpose of paying or reimbursing the costs of constructing, reconstructing, refurbishing, renovating, upgrading, improving and equipping the Huntington Park Garage, together with connectors and other appurtenances and work incidental thereto, and for the purpose of paying any capitalized interest on the bonds and paying the costs of issuance in connection therewith; authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official statement; approving and authorizing the execution of a trust indenture and a continuing disclosure agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this Resolution become immediately effective.</p>
--	---

WHEREAS, the County of Cuyahoga, Ohio owns and operates the Huntington Park Garage (the “Garage”) located on West Third Street in downtown Cleveland; and

WHEREAS, the Garage is used by the general public, via self-parking, reserved parking and monthly parking and services the Cuyahoga County Courthouse, Cuyahoga County Justice Center, the convention center and other nearby locations and the Garage is also used for special events; and

WHEREAS, the County has determined that the Garage is in need of repair and renovation; and

WHEREAS, the County desires to address the needed repair and renovation of the Garage in a manner that improves the appearance and function of the Garage for its existing customers and also for additional customers to be added upon the completion of the convention center hotel; and

WHEREAS, this Council has determined that it is necessary and in the best interest of the County for the County to issue sales tax revenue bonds for the purpose of paying or reimbursing the costs of constructing, reconstructing, refurbishing, renovating, upgrading, improving and equipping the Huntington Park Garage, together with connectors and other appurtenances and work incidental thereto, and for the purpose of paying any capitalized interest on the bonds and paying the costs of issuance in connection therewith; and

WHEREAS, this Council has determined that sales tax revenue bonds shall be issued in an aggregate principal amount not to exceed \$22,000,000 for the purposes herein stated and that the County should secure such bonds by a trust indenture, as provided herein; and

WHEREAS, pursuant to a resolution adopted July 6, 1987 (the “1987 County Sales Tax Resolution”), the Board of County Commissioners of the County (the “Board”), as the predecessor legislative authority to this Council, authorized the continuing levy and collection of sales and use taxes, authorized under Sections 5739.021 and 5741.021 of the Ohio Revised Code, at the rate of one percent (1%), and pursuant to a resolution adopted July 26, 2007 (the “2007 County Sales Tax Resolution” and, together with the 1987 County Sales Tax Resolution, the “County Sales Tax Resolutions”), the Board authorized an increase in the sales and use taxes to a rate of one and one-quarter percent (1-1/4%) (the “County Sales Tax”), each for the purpose of providing additional general revenues for the County; and

WHEREAS, this Council has determined to issue sales tax revenue bonds supported by the County Sales Tax for the Project described in Section 2; and

WHEREAS, the Fiscal Officer has certified that the estimated life of the Project is at least five (5) years, and that the estimated maximum maturity of the bonds described in Section 2 is at least [twenty (20) years]; and

WHEREAS, the Fiscal Officer has further certified to this Council that the maximum aggregate amount of sales tax revenue bonds, including the Bonds described in Section 2, that will be outstanding at any time will not exceed an amount which requires or is estimated by him, as Fiscal Officer, to require payments from sales tax receipts of debt charges on the sales tax revenue bonds, including the Bonds, in any calendar year in an amount exceeding the average of the amount received by the County for 2013 and 2014; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that the usual daily operation of the County be continued and the public peace, health or safety of the County be preserved and for the further

reason that funds be made available in a timely manner for the construction of the Project.

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

1. Definitions and Interpretation. As used herein, the following terms shall be defined as follows:

“Act” means Chapter 133, Ohio Revised Code, as enacted and amended from time to time.

“Book entry form” or “book entry system” means a form or system under which (a) the ownership of book entry interests in Bonds and the principal of and interest on the Bonds may be transferred only through a book entry, and (b) physical Bond certificates in fully registered form are issued by the County only to a Depository or its nominee as registered owner, with the Bonds deposited with and retained in the custody of the Depository or its agent. The book entry maintained by others than the County is the record that identifies the owners of book entry interests in those Bonds and that principal and interest.

“Certificate of Award” means the certificate authorized to be signed by the Fiscal Officer pursuant to Section 6, specifying and determining those terms or other matters pertaining to the Bonds and their issuance, sale and delivery as this Resolution requires or authorizes to be set forth or determined therein.

“Code” means the Internal Revenue Code of 1986, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

“County Executive” means the County Executive of the County; provided, for purposes of the signing of documents, certificates and other instruments other than the Bonds and the Official Statement, County Executive includes the County Executive’s Chief of Staff as the County Executive’s designee pursuant to Executive Order No. 02011-0002 and any other person duly designated by the County Executive.

“County Sales Tax Bond Fund” means the County Sales Tax Bond Fund created by the Indenture.

“County Sales Tax Receipts” means the monies received by the County from the County Sales Tax.

“County Sales Tax Revenue Fund” means the County Sales Tax Revenue Fund created by the Indenture.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of book entry interests in Bonds or the principal of and interest on Bonds, and to effect transfers of Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

“Director of Law” means the Director of Law of the County, including an interim or acting Director of Law.

“Fiscal Officer” means the Fiscal Officer of the County, including an interim or acting Fiscal Officer.

“Indenture” means the Trust Indenture dated as of December 1, 2014 between the County and the Trustee, as amended or supplemented from time to time, including by Supplemental Indenture No. 3.

“Interest Payment Dates” means, unless otherwise determined by the Fiscal Officer and specified in the Certificate of Award, June 1 and December 1 of each year during which the Bonds are outstanding, commencing December 1, 2016.

“Original Purchaser” means, Stifel, Nicolaus & Company, Incorporated, together with any other purchasers identified in the Certificate of Award.

“Participant” means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

“Pledged Funds” means the County Sales Tax Bond Fund and any other funds established under the Indenture and pledged as security for the Bonds.

“Pledged Revenues” means, collectively, (a) the County Sales Tax Receipts and (b) all monies in the Pledged Funds, including revenues related to the cooperative Project that are deposited in the Pledged Funds for the benefit of the Bonds, and all income and profit from the investment of those monies.

“Principal Payment Dates” means, unless otherwise determined by the Fiscal Officer and specified in the Certificate of Award, December 1 in each of the years from and including 2016 to and including 2036.

“Rule” means Rule 15c2-12(b)(5) promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as it may be amended from time to time.

“Supplemental Indenture No. 3” means Supplemental Trust Indenture No. 3, dated as of December 1, 2015, between the County and the Trustee and relating to the issuance of the Bonds, and any amendment or supplement thereto.

“Term Bonds” means those Bonds designated as such in the Certificate of Award, maturing on the date or dates set forth therein, bearing interest payable on each Interest Payment Date and subject to mandatory sinking fund redemption.

Any reference to this Council, the County or to its members or officers, or to other public officers, boards, commissions, departments, institutions, agencies, bodies or entities, shall include those which succeed to their functions, duties or responsibilities by operation of law and also those who at the time may legally act in their place.

The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

2. Authorized Principal Amount of Bonds and Purpose. It is necessary to issue sales tax revenue bonds of this County in an aggregate principal amount not to exceed \$22,000,000 (the “Bonds”) for the purpose of paying or reimbursing the costs of constructing, reconstructing, refurbishing, renovating, upgrading, improving and equipping the Huntington Park Garage, together with connectors and other appurtenances and work incidental thereto (the “Project”), and for the purpose of paying any capitalized interest on the Bonds and paying the costs of issuance in connection therewith.

3. Bond Terms. The Bonds shall be issued pursuant to the terms of the Indenture. The Bonds may be issued in one or more series, and shall be numbered in such manner as to distinguish each Bond from any other Bond of the same series. The Bonds shall be issued in denominations of \$5,000 or multiples of \$5,000 in excess thereof, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as determined by the Fiscal Officer, with the true interest cost on the Bonds not to exceed seven percent (7%) per year (computed on the basis of a 360-day year consisting of twelve 30-day months), provided that if the interest on the Bonds is not to be excluded from gross income for federal income tax purposes, the true interest cost on the Bonds shall not exceed twelve (12%) per year, payable on such semiannual dates or annual dates as determined by the Fiscal Officer in the Certificate of Award until the principal amount is paid, and shall mature on such semiannual dates or annual dates as determined by the Fiscal Officer in the Certificate of Award, provided that the final

maturity shall not be later than [December 1, 2036], in accordance with Section 133.21 of the Ohio Revised Code and as set forth in the Certificate of Award and the Indenture.

4. Redemption Provisions. The Bonds shall mature serially on such dates and in such principal amounts as are fixed by the Fiscal Officer in the Certificate of Award and the Indenture, provided that the Bonds stated to mature in any year may be issued as Term Bonds payable pursuant to Mandatory Sinking Fund Redemption Requirements as hereinafter defined and further described below and as provided for in the Indenture. The Fiscal Officer shall determine in the Certificate of Award whether any of the Bonds shall be issued as Term Bonds and any dates (the "Mandatory Redemption Dates") on which the principal amount stated above shall be payable pursuant to Mandatory Sinking Fund Redemption Requirements rather than at stated maturity (the "Mandatory Sinking Fund Redemption Requirements").

The Bonds shall be subject to redemption prior to stated maturity as follows:

(a) *Mandatory Sinking Fund Redemption.* If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to mandatory sinking fund redemption and be redeemed pursuant to Mandatory Sinking Fund Redemption Requirements, at a redemption price of 100% of the principal amount redeemed, plus interest accrued to the redemption date, on the Mandatory Redemption Dates.

(b) *Optional Redemption.* The Bonds shall be subject to redemption prior to maturity by or at the option of the County, at par, in whole or in part on any date on the dates, in the years and for the prices specified in the Certificate of Award, provided, however, that the Fiscal Officer may determine in the Certificate of Award that it is in the best interest of the County that the Bonds not be subject to redemption prior to maturity. If the Bonds are subject to redemption, the maximum redemption price shall be no greater than 100% of the principal amount redeemed, plus accrued interest to the redemption date.

5. Execution of Bonds. The Bonds shall be designated "Cuyahoga County Sales Tax Revenue Bonds, Series 2015B (Huntington Park Garage Project)" or such other name as may be designated in the Certificate of Award. The Bonds shall contain a summary statement of the purposes for which they are issued; shall state that they are issued pursuant to this Resolution; shall be executed by the County Executive and the Fiscal Officer, in the name and on behalf of the County and in their official capacities, provided that either or both of those signatures may be a facsimile; shall be issued only in fully registered form; and shall be registered as to both principal and interest at the corporate trust office of the Trustee. The Bonds shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the Fiscal Officer, and shall be numbered as determined by the Fiscal Officer.

The principal of the Bonds shall be payable at maturity of the Bonds upon presentation and surrender to the Trustee. Interest on any Bond shall be paid on each Interest Payment Date as defined in and as further provided in the Indenture. The principal and interest on the Bonds is payable in lawful money of the United States of America without deduction for the services of the Trustee.

No Bond shall be valid or become obligatory for any purpose unless and until an authentication certificate appearing on the Bond shall have been duly endorsed by the Trustee.

6. Book-Entry System. The entire principal amount may be represented by a single bond and may be issued as fully registered securities and in book entry or other uncertificated form in accordance with Section 9.96, Chapter 133 of the Ohio Revised Code, and the Indenture if it is determined by the Fiscal Officer that issuance of fully registered securities in that form will facilitate the sale and delivery of the Bonds. The Bonds shall not have coupons attached, shall be numbered as determined by the Fiscal Officer and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Resolution.

The Fiscal Officer is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Bonds, after determining that the signing thereof will not endanger the funds or securities of the County.

7. Award and Sale of Bonds. The Bonds shall be sold to the Original Purchaser at a purchase price and bearing interest at a rate or rates determined by the County Executive or the Fiscal Officer to be in the best interest of the County and as designated by the County Executive or the Fiscal Officer in the Certificate of Award in accordance with law, the provisions of this Resolution, and the Indenture. The Fiscal Officer shall sign the Certificate of Award evidencing that sale to the Original Purchaser, with the final purchase price, interest rate or rates, aggregate principal amount, and principal amounts payable at stated maturity being set forth in the Certificate of Award and the Indenture, at a purchase price not less than 97% of par plus any accrued interest to their date of delivery. The Fiscal Officer may specify in the Certificate of Award whether any reserve fund shall be established for the Bonds and, if so, the applicable reserve requirement (subject to any applicable federal tax law restrictions) and source of funding. The Fiscal Officer may also specify in the Certificate of Award that the interest on any or all of the Bonds shall not be excluded from gross income for purposes of federal income taxation. The Fiscal Officer shall cause the Bonds to be prepared, and have the Bonds signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Fiscal Officer, the County Executive, the Director of Law, the Clerk of this Council and other County officials, as appropriate, are each authorized

and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution.

If, in the judgment of the Fiscal Officer, the filing of an application for (i) a rating on the Bonds by one or more nationally-recognized rating agencies, or (ii) a policy of insurance or other credit enhancement facility from a company or companies to better assure the payment of principal of and interest on the Bonds, or (iii) a surety bond or other credit enhancement facility from a company or other companies to satisfy any reserve requirement for the Bonds is in the best interest of and financially advantageous to the County, the Fiscal Officer is authorized to prepare and submit those applications, to provide to each such agency, company or other credit enhancement facility provider such information as may be required for the purpose. The cost of obtaining each such rating, policy, bond or credit enhancement facility, except to the extent paid by the Original Purchaser, shall be paid from the proceeds of the Bonds.

8. Application of Bond Proceeds. The proceeds of the sale of the Bonds shall be allocated and deposited as provided in the Indenture.

9. Appointment of Bond Trustee; Indenture. This Council hereby appoints The Huntington National Bank to act as the trustee (such trustee, or a successor trustee pursuant to the applicable provisions of the Indenture, the "Trustee") for the Bonds. The Fiscal Officer shall provide for the payment of the services rendered and for reimbursement of expenses incurred by the Trustee pursuant to the Indenture from the proceeds of the Bonds to the extent available and then from other moneys lawfully available and appropriated or to be appropriated for that purpose.

In order to secure the Bonds, the County Executive is hereby authorized to execute and deliver, in the name and on behalf of the County, Supplemental Trust Indenture No. 3, in substantially the form as is now on file with the Clerk, except that the same may be dated as of such date other than December 1, 2015 as may be specified in the Certificate of Award, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the County that are approved by the County Executive and the Director of Law on behalf of the County, all of which shall be conclusively evidenced by the signing of Supplemental Trust Indenture No. 3 or amendments thereto by those officials.

10. Bonds are Special Obligations; Provisions for Levy and Collection of County Sales Tax. The Bonds are special obligations of the County, and the principal of and interest (and any premium) on the Bonds are payable solely from the Pledged Revenues and the Pledged Funds, together with other available funds of the County, and such payment is secured by a pledge of and a lien on the Pledged Revenues and the Pledged Funds as provided by the Act and this Resolution.

The County has heretofore levied and covenants that it shall continue to collect the County Sales Taxes for so long as the Bonds are outstanding. The County hereby covenants and agrees that, so long as the Bonds are outstanding, it shall not suffer the repeal, amendment or any other change in this Resolution or the County Sales Tax Resolutions that in any way materially and adversely affects or impairs (a) the sufficiency of the County Sales Tax Receipts levied and collected or otherwise available for the payment of the Bonds or (b) the pledge or the application of the County Sales Tax Receipts to the payment of the Bonds.

The Bonds do not constitute a general obligation debt, or a pledge of the full faith and credit, of the State, the County, or any other political subdivision of the State, and the holders or owners of the Bonds have no right to have taxes levied by the general assembly or property taxes levied by the taxing authority of any political subdivision of the State, including the taxing authority of the County, for the payment of principal of and interest (and any premium) on the Bonds. Nothing herein shall be construed as requiring the County to use or apply to the payment of principal of and interest (and any premium) on the Bonds any funds or revenues from any source other than County Sales Tax Receipts. Nothing herein, however, shall be deemed to prohibit the County, of its own volition, from using, to the extent that it is authorized by law to do so, any other resources for the fulfillment of any of the terms, conditions or obligations of this Resolution or of the Bonds.

11. Federal Tax Considerations. The County covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Code or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest on the Bonds will not be treated as an item of tax preference under Section 57 of the Code.

The County further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and to remain excluded from gross income for federal income tax purposes, and (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purpose of the borrowing, (ii) restrict the yield on investment property acquired with those proceeds, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The County Executive, the Fiscal Officer, or any other officer of the County having responsibility for issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or

waiver on behalf of the County with respect to the Bonds as the County is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Bonds or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the County, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the County, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the County regarding the amount and use of all the proceeds of the 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 and the tax status of the Bonds. Notwithstanding the foregoing or any other provisions of this Resolution to the contrary, if the Fiscal Officer determines in the Certificate of Award that it is necessary and appropriate and in the best interests of the County for the interest on the Bonds not to be excluded from gross income for federal income tax purposes, the County shall not be bound by the covenants of this Section.

12. Primary Offering Disclosure; Official Statement. The County Executive and the Fiscal Officer, in the name and on behalf of the County and in their official capacities, are authorized and directed to (i) prepare or cause to be prepared, and to make or authorize modifications, completions or changes of or supplements to, a disclosure document in the form of an official statement in connection with the original issuance of the Bonds, (ii) determine, and to certify or otherwise represent, when the official statement is to be “deemed final” (except for permitted omissions) by the County as of its date or is a final official statement for purposes of Rule 15c2-12 prescribed by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934 (the “Rule”), (iii) use and distribute, or authorize the use and distribution of, the “deemed final” and final official statements and any supplements thereto in connection with the original issuance of the Bonds, and (iv) complete and sign the final official statement as so approved, together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of the “deemed final” and final official statements as they deem necessary and appropriate.

13. Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the County agrees to provide or cause to be provided such financial information and operating data, audited financial statements and notices of the occurrence of certain events, in such manner as may be required

for purposes of the Rule. The County Executive and the Fiscal Officer are authorized and directed to sign and deliver a continuing disclosure agreement (the “Continuing Disclosure Agreement”), setting forth the County’s undertaking to provide such information and notices dated the date of delivery of the Bonds and delivered to the Original Purchaser of the Bonds. The Continuing Disclosure Agreement is approved, in substantially the form as is now on file with the Clerk of Council, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the County and that are approved by the County Executive and the Fiscal Officer on behalf of the County, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement.

14. Certification and Delivery of Resolution. The Clerk of this Council is directed to deliver or cause to be delivered a certified copy of this Resolution to the Fiscal Officer.

15. Satisfaction of Conditions for Bond Issuance. This Council determines that all acts and conditions necessary to be done or performed by the County or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding obligations of the County have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law.

16. Other Documents. The County Executive, the Fiscal Officer, the Director of Law and the Clerk of Council are each hereby authorized and directed to take any and all other actions and to execute any and all other instruments, certificates and documents as may in their judgment be necessary, desirable, advisable or appropriate in connection with the issuance of the Bonds in order to give effect to the transactions contemplated to be performed on the part of the County under this Resolution, including, but not limited to, any management agreement or operating agreement with respect to the Garage necessary that may be necessary in connection with the issuance and delivery of the Bonds. To the extent an exemption is required for anything contemplated herein, it is hereby granted.

17. Compliance with Open Meetings. This Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of Council, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

18. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. References to a Section means a section of this Resolution.

19. 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: (i) its approval by the County Executive through signature, (ii) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Charter, or (iii) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

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 _____
_____, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0219

Sponsored by: County Executive Budish/Department of Development	A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$500,000.00 to City of Euclid for the benefit of the St. Clair Industrial Roadway Project located at St. Clair Avenue from East 222 nd Street to Babbitt Road in the City of Euclid; authorizing the County Executive and Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.
--	---

WHEREAS, the County Executive/Department of Development has recommended a Casino Revenue Fund Loan in the amount not-to-exceed \$500,000.00 to City of Euclid for the benefit of the St. Clair Industrial Roadway Project located at St. Clair Avenue from East 222nd Street to Babbitt Road in the City of Euclid; and

WHEREAS, the primary goal of this project is to assist in the infrastructure improvement activities for the St. Clair Industrial Roadway project in the City of Euclid; and

WHEREAS, this project will be funded from the Casino Revenue Fund; and

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

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

SECTION 1. That the Cuyahoga County Council authorizes a Casino Revenue Fund loan in the amount not-to-exceed \$500,000.00 to City of Euclid for the benefit of the St. Clair Industrial Roadway Project located at St. Clair Avenue from East 222nd Street to Babbitt Road in the City of Euclid.

SECTION 2. That the County Executive and the Director of Development are authorized to execute all documents consistent with said loan and this Resolution.

SECTION 3. 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:

Committee(s) Assigned:

Journal _____
_____, 20__

Novus AGENDA



3

Item Details:

Agency/Dept. Name:	Department of Development	Agency/Dept. Head Name:	Nathan Kelly, Interim Director
Type of Request:	Other		
Request Prepared by:	Sara Parks Jackson	Telephone No.	216-443-8160
SUMMARY OF REQUESTED ACTION:			
A. Scope of Work			
1. Department of Development requesting approval of a Casino Revenue Loan to the City of Euclid in an amount not to exceed \$500,000 for the purpose of providing streetscape and infrastructure improvements.			
2. The primary goal of the project is to assist in the \$1,700,000 infrastructure improvement activities for the St. Clair Industrial Roadway in the City of Euclid, Ohio.			
B. Procurement			
The procurement method for this project will be a loan agreement.			
C. Contractor and Project Information			
The project is located on St. Clair avenue from East 222nd Street to Babbitt Road in the City of Euclid			
City of Euclid 585 East 222 Street Euclid, Ohio Council District 11			
D. Project Status and Planning			
The project is new to the County.			
E. Funding			

1. The project will be funded in part from the Casino Revenue Funds.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Other

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

Financial Information:

Funding source:	Explanation:
Other	Casino Revenue Fund

Total Amount Requested:
\$500,000

ATTACHMENTS:

[Click to download](#)

No Attachments Available

History

Time

Who

Clerk of the Board

Approval



Department of Development
PROJECT EXECUTIVE SUMMARY

PROJECT NAME: City of Euclid Infrastructure Loan

DATE: October 14, 2015

DOD Funding Source: Casino Revenue Fund

OVERVIEW

Borrower: *City of Euclid*

Project Summary: The St Clair Avenue portion of the industrial corridor, extending from the western city limit to Babbitt Road represents the major east west access to businesses in the industrial corridor. It is the next focus area of the City for planned capital infrastructure upgrades in the industrial corridor. It includes a mix of some of the oldest industrial structures on the western end to newer structures that are part of the Lincoln Electric world headquarters' campus on the eastern half. In its current state it includes aging infrastructure in need of upgrading.

The current project would represent a first phase of upgrading of St. Clair Avenue from East 222 Street to Babbitt Road, approximately a one-mile stretch. The improvements are designed not only to upgrade the aging infrastructure but to also provide area businesses with the amenities typically found in a modern industrial park setting.

Substantial recent private investment has been undertaken in the corridor. The project complements this investment and is integral to the continued growth and success of these businesses. The Lincoln Electric Company in particular has undertaken three major projects over the last several years.

METRICS

Economic Impact: The infrastructure upgrade will also support the redevelopment/reutilization of several vacant or underutilized properties in the corridor, providing a competitive modern attractive business setting that will help to market these properties and increase the tax base.

Community Benefit: The Lincoln Electric Company plans to invest \$25M to \$30M in the construction of a new state-of-the-art and expanded Welding Technology Center. The Welding Technology Center will generate 40 new jobs with an annual payroll of \$2M and will accelerate the development of highly skilled and highly coveted certified welders. It would also retain the 15 existing training positions and the related \$750,000 in wages.

TERMS

Loan Amount Requested: \$500,000.00 (Casino Revenue funds)

Interest Rate: 0% **Term:** 36 months

Forgiveness:

City of Euclid will match or exceed funding provided by Cuyahoga County.

Other Public or Private sources will match or exceed funding provided by Cuyahoga County.

Project will commence and complete by December 31, 2018

COSTS

- 1. **Total Project Costs:** \$1,712,500
- 2. **Loan Amount:** up to \$500,000 (29% of total)
- 3. **Funding Sources:** As indicated below

Additional Sources:

State of Ohio Roadway Grant	\$320,000.00
City of Euclid	\$750,000.00

STAFF

Name – Sara Parks Jackson
Title – Community Development Officer
Phone – 216-443-8160
E-mail – spjackson@cuyahogacounty.us



**Department of Development
PROJECT EXECUTIVE SUMMARY**

PROJECT NAME: City of Euclid Infrastructure Loan

DATE: October 14, 2015

DOD Funding Source: Casino Revenue Fund

OVERVIEW

Borrower: *City of Euclid*

Project Summary: The St Clair Avenue portion of the industrial corridor, extending from the western city limit to Babbitt Road represents the major east west access to businesses in the industrial corridor. It is the next focus area of the City for planned capital infrastructure upgrades in the industrial corridor. It includes a mix of some of the oldest industrial structures on the western end to newer structures that are part of the Lincoln Electric world headquarters' campus on the eastern half. In its current state it includes aging infrastructure in need of upgrading.

The current project would represent a first phase of upgrading of St. Clair Avenue from East 222 Street to Babbitt Road, approximately a one-mile stretch. The improvements are designed not only to upgrade the aging infrastructure but to also provide area businesses with the amenities typically found in a modern industrial park setting.

Substantial recent private investment has been undertaken in the corridor. The project complements this investment and is integral to the continued growth and success of these businesses. The Lincoln Electric Company in particular has undertaken three major projects over the last several years.

METRICS

Economic Impact: The infrastructure upgrade will also support the redevelopment/reutilization of several vacant or underutilized properties in the corridor, providing a competitive modern attractive business setting that will help to market these properties and increase the tax base.

Community Benefit: The Lincoln Electric Company plans to invest \$25M to \$30M in the construction of a new state-of-the-art and expanded Welding Technology Center. The Welding Technology Center will generate 40 new jobs with an annual payroll of \$2M and will accelerate the development of highly skilled and highly coveted certified welders. It would also retain the 15 existing training positions and the related \$750,000 in wages.

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0220

Sponsored by: County Executive Budish/Department of Development	A Resolution making an award on RQ33385 and authorizing an Economic Development Fund loan to JumpStart, Inc. in the amount not-to-exceed \$2,000,000.00 for administration of the Cuyahoga County Early Stage Loan Fund; authorizing the County Executive and Director of Development to execute all documents consistent with said award and loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.
--	---

WHEREAS, the County Executive/Department of Development has recommended an award on RQ33385 and authorizing an Economic Development Fund loan to JumpStart, Inc. in the amount not-to-exceed \$2,000,000.00 for administration of the Cuyahoga County Early Stage Loan Fund; and

WHEREAS, the goal of the project is to provide administrative services for the Cuyahoga County Early Stage Loan Fund through the blending of other resources with those of the County to provide technical assistance and investments to facilitate business growth; and

WHEREAS, the proposed funding source for this program is the Cuyahoga County Western Reserve 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 makes an award on RQ33385 and authorizes an Economic Development Fund loan to JumpStart, Inc. in the amount not-to-exceed \$2,000,000.00 for administration of the Cuyahoga County Early Stage Loan Fund.

SECTION 2. That the County Executive and Director of Development are authorized to execute all documents consistent with said award and loan and this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health, or safety in the County, and any 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:
 Committee(s) Assigned:

Journal _____
_____, 20__

NovusAGENDA



2

Item Details:

Agency/Dept. Name:	Department of Development	Agency/Dept. Head Name:	Nathan Kelly, Interim Director
---------------------------	---------------------------	--------------------------------	--------------------------------

Type of Request: Award Recommendation

Request Prepared by:	Sara Parks Jackson	Telephone No.	216-443-8160
-----------------------------	--------------------	----------------------	--------------

SUMMARY OF REQUESTED ACTION:

A. Scope of Work

1. Department of Development recommending an award on RFP 33385 Early Stage Fund in the **form of a loan** not to exceed \$2,000,000 to JumpStart, Inc, to serve as administrator of the program.
2. The primary goal of the project is to administer the Early Stage Fund through the blending of other resources with those of the county to provide technical assistance and investments to facilitate business growth.

B. Procurement

1. The procurement method for this project was by Request for Proposal (RFP). The total value of the RFP was \$2,000,000.
2. The RFP was closed on July 31, 2015
3. There were two (2) proposals submitted to the department by OPD and both were reviewed.

C. Contractor and Project Information

Jumpstart, Inc.
6701 Carnegie Avenue, Suite 100
Cleveland, Ohio 44103
County Council District 7
Project: Countywide

D. Project Status and Planning

1. The project is new to the county.

E. Funding

1. The project is funded through the Western Reserve Fund.
2. The schedule of payments is through invoice

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

RFP (Request for Proposal)

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

Financial Information:

Funding source: **Explanation:**
Western Reserve Fund

Total Amount Requested:
\$2,000,000

ATTACHMENTS:

Click to download

- [Final RFP](#)
- [Proposal](#)
- [Recommendation letter](#)
- [scoring summary](#)
- [Signed Tab Sheet](#)

History

Time	Who	Approval
10/8/2015 2:08 PM	Office of Procurement & Diversity Clerk of the Board	Yes



Date sent to Dept: 8-3-15
 Date Received from Dept: _____
 (OPD Use Only)



**CUYAHOGA COUNTY
 TABULATION OF PROPOSALS RECEIVED**

DEPARTMENT NAME: Department of Development

PROPOSAL DUE DATE: July 31, 2015

Number of Proposals Sent/Returned:

RFP TITLE: Cuyahoga County Early Stage Fund

RFP #: 33385

SBE: 0%

TO BE COMPLETED BY OPD	TO BE COMPLETED BY SBE CONTRACT COMPLIANCE OFFICER						USER DEPT.	
VENDOR NAME & ADDRESS	IG/ETHICS REGISTRATION COMPLETE	SBE SUBCONTRACTOR NAME AMOUNT & PERCENTAGE	SBE PRIME %	TOTAL SBE %	COMPLY Y/N	COMMENTS & INITIALS	AWARD Y/N	
JumpStart Inc. 6701 Carnegie Avenue Suite 100 Cleveland, OH 44103	IG & NEEL VC - OK NC - OK PLEAS - OK (NO)							
Nirvana Analytics 959 W. Saint Clair Avenue Suite 200 Cleveland, OH 44113	IG & NEEL VC - OK NC - OK PLEAS - YES							
		SBE WAIVED						

Nathan Kelly
 Department Director Name

Nathan Kelly
 Department Director Signature of Approval

9/18/2015
 Date

Cuyahoga County Early Stage Fund Score Sheet

Applicant	Points	Funding Recommendation
JumpStart, Inc	83	\$2 million loan
Nirvana Analytics	0	n/a

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0221

Sponsored by: County Executive Budish/Department of Development	A Resolution making an award on RQ33461 and authorizing an Economic Development Fund loan to JumpStart, Inc. in the amount not-to-exceed \$2,500,000.00 for administration of the Cuyahoga County Innovation Match for Pre-Seed Capital Fund Program; authorizing the County Executive and Director of Development to execute all documents consistent with said award and loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.
--	--

WHEREAS, the County Executive/Department of Development has recommended an award on RQ33461 and authorizing an Economic Development Fund loan to JumpStart, Inc. in the amount not-to-exceed \$2,500,000.00 for administration of the Cuyahoga County Innovation Match for Pre-Seed Capital Fund Program; and

WHEREAS, JumpStart, Inc. will serve as administrator of the Cuyahoga County Innovation Match for Pre-Seed Capital Fund Program; and

WHEREAS, the goals of the Cuyahoga County Innovation Match for Pre-Seed Capital Fund Program are to: (a) increase the amount of Third Frontier funding to Cuyahoga County and leverage that investment for the benefit of Cuyahoga County-based funds and businesses; (b) increase the amount of early stage capital available for and invested in Cuyahoga County businesses; and (c) increase out-of-state awareness of Cuyahoga County-based investment opportunities for the long term; and

WHEREAS, the proposed funding source for this program is the Cuyahoga County Western Reserve 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 makes an award on RQ33461 and authorizes an Economic Development Fund loan to JumpStart, Inc. in the amount not-to-exceed \$2,500,000.00 for administration of the Cuyahoga County Innovation Match for Pre-Seed Capital Fund Program.

SECTION 2. That the County Executive and Director of Development are authorized to execute all documents consistent with said award and loan and this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health, or safety in the County, and any 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

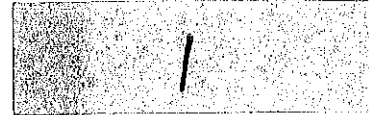
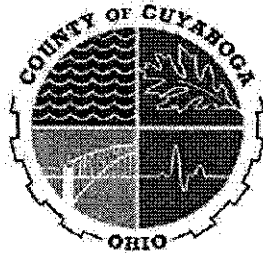
Clerk of Council

Date

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

Journal _____
_____, 20__

Novus AGENDA



Item Details:

Agency/Dept. Name:	Department of Development	Agency/Dept. Head Name:	Nathan Kelly, Interim Director
Type of Request:	Award Recommendation		
Request Prepared by:	Sara Parks Jackson	Telephone No.:	216-443-8160

SUMMARY OF REQUESTED ACTION:

A. Scope of Work

1. Department of Development recommending an award on RFP 33461 Innovation Match for Pre-Seed Capital in the **form of a loan** not to exceed \$2,500,000 to JumpStart, Inc, to serve as administrator of the program.
2. The primary goal of the project is to administer an Innovation match program for small business owners.

B. Procurement

1. The procurement method for this project was by Request for Proposal (RFP). The total value of the RFP was \$3,500,000.
2. The RFP was closed on July 31, 2015
3. There were four (4) proposals submitted to the department by OPD and all 4 were reviewed.

C. Contractor and Project Information

JumpStart, Inc.
6701 Carnegie Avenue, Suite 100
Cleveland, Ohio 44103
County Council District 7
Project: Countywide

D. Project Status and Planning

1. The project is new to the county.

E. Funding

1. The project is funded through the Western Reserve Fund.
2. The schedule of payments is through invoice

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

RFP (Request for Proposal)

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

Financial Information:

Funding source:	Explanation:
Other	Western Reserve Fund

Total Amount Requested:
\$2,500,000

ATTACHMENTS:

Click to download

- [Final RFP](#)
- [Proposal](#)
- [Recommendation Letter](#)
- [Signed Tab Sheet](#)
- [scoring summary](#)

History

Time	Who	Approval
10/8/2015 2:06 PM	Office of Procurement & Diversity Clerk of the Board	Yes



Date sent to Dept: 8-3-15
 Date Received from Dept: _____
 (OPD Use Only)



**CUYAHOGA COUNTY
 TABULATION OF PROPOSALS RECEIVED**

DEPARTMENT NAME: Department of Development **PROPOSAL DUE DATE:** July 31, 2015

Number of Proposals Sent/Returned:

RFP TITLE: Cuyahoga County Innovation Match for Pre-Seed Capital **RFP #:** 33461 **SBE:** 0%

TO BE COMPLETED BY OPD	TO BE COMPLETED BY SBE CONTRACT COMPLIANCE OFFICER					USER DEPT.		
VENDOR NAME & ADDRESS	IG / ETHICS REGISTRATION COMPLETE	SBE SUBCONTRACTOR NAME AMOUNT & PERCENTAGE	SBE PRIME %	TOTAL SBE %	COMPLY Y/N	COMMENTS & INITIALS	AWARD Y/N	
JumpStart Inc. 6701 Carnegie Avenue Suite 100 Cleveland, OH 44103	IG#NER NE - OK VE - OK PREG# - DIC							
Nirvana Analytics 959 W. Saint Clair Avenue Suite 200 Cleveland, OH 44113	IG#NER NE - OK VE - OK PREG# - DIC							
OneCommunity 800 West St. Clair Avenue, 2 nd Floor Cleveland, OH 44113	IG# A-2108 NE - OK VE - OK PREG# V - MISSING	SBE WAIVED.						
StartMart Fund 50 Public Square, Suite 200 Cleveland, OH 44113	IG# NER NE - OK VE - OK PREG# V - DIC							

Nathan Kelly
 Department Director Name

Nathan Kelly
 Department Director Signature of Approval 9/18/2015
 Date

Cuyahoga County Innovation Match for Pre-Seed Score Sheet

Applicant	Points	Funding Recommendation
JumpStart, Inc	95	\$2.5 million loan
Nirvana Analytics	0	n/a
OneCommunity	0	n/a
StartMart Fund	32	n/a

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0222

<p>Sponsored by: County Executive Budish/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council</p>	<p>A Resolution making an award on RQ34252 to Educational Service Center of Cuyahoga County in the amount not-to-exceed \$602,000.00 for fiscal agent services for Families and Schools Together, Bright Beginnings and Parent Services Programs in connection with the FY2016 Ohio Children's Trust Fund Grant Program for the period 10/1/2015 - 9/30/2016; authorizing the County Executive to execute the agreement and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
---	---

WHEREAS, the County Executive/ Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council has recommended an award on RQ34252 to Educational Service Center of Cuyahoga County in the amount not-to-exceed \$602,000.00 for fiscal agent services for Families and Schools Together, Bright Beginnings and Parent Services Programs in connection with the FY2016 Ohio Children's Trust Fund Grant Program for the period 10/1/2015 – 9/30/2016; and

WHEREAS, the primary goals of the project are to: a) build protective factors of families, (b) help reduce the probability of child abuse and neglect in our community, and (c) provide parent advocacy services to the County, schools and community based programs related to Family and Children First Council; and

WHEREAS, this project is funded 64.05% with State Funds and 35.95% with HHS 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 hereby makes an award on RQ34252 to Educational Service Center of Cuyahoga County in the amount not-to-exceed \$602,000.00 for fiscal agent services for Families and Schools Together, Bright Beginnings and Parent Services Programs in connection with the FY2016 Ohio Children's Trust Fund Grant Program for the period 10/1/2015 – 9/30/2016.

SECTION 2. That the County Executive is authorized to execute the agreement and all other documents consistent with said award and this Resolution.

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

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

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

Journal _____
_____, 20____

NovusAGENDA



5

Item Details:

Agency/Dept. Name:	Administrator's Office/Family and Children First Council	Agency/Dept. Head Name:	Robin R. Martin
---------------------------	--	--------------------------------	-----------------

Type of Request: RFP / Bid

Request Prepared by:	Robin R. Martin	Telephone No.	216-443-7239
-----------------------------	-----------------	----------------------	--------------

SUMMARY OF REQUESTED ACTION:

Submitting an agreement in the amount of \$602,000.00 with Educational Service Center of Cuyahoga County for fiscal management of Ohio Children's Trust Fund and other parent programs for the time period to 10/1/2015-9/30/2016.

I. Novus Title: HHS/Family and Children First Council. 2015. Educational Service Center of Cuyahoga County Interagency Amendment. Fiscal management services for Ohio Children's Trust Fund and other parent programs. RQ34252

A. Scope of Work Summary

1. HHS/Family and Children First Council requesting approval of an interagency agreement amendment with Educational Service Center of Cuyahoga County for the anticipated cost of \$602,000. The anticipated start-completion dates are 10/1/2015-9/30/2016.

2. The primary goals of the project are

- a. Build protective factors of families.
- b. Help reduce the probability of of child abuse and neglect in our community.
- c. Provide parent advocacy services to the county, schools and community based programs related to Family and Children First Council.

B. Procurement

1. The procurement method for this project is RFP. The total value of the RFP is \$602,000.00 for the first year. RFP stated second and third year funding would be based on the budget process.

- 2. The RFP was closed on 7/28/2015.
- 3. There was one bid pulled from OPD, one bid submitted for review, one bid approved.

C. Contractor and Project Information

- 1. The address of all the vendors and/or contractors is:

Educational Service Center of Cuyahoga County
6393 Oak Tree Blvd, Suite 300
Independence, OH 44131
All council districts

- 2. The superintendent for the contractor/vendor is Dr. Robert Mengerink.

- 3b. The project is located in all council districts.

D. Project Status and Planning

- 1. The project reoccurs annually.
- 2. The project has one phase. The next steps, dates and anticipated cost of these are
 - a. Services to families are scheduled to begin for Parents as Teachers in October 2015 and end June 2015. Services for Families and Schools Together will begin October 2015 and will end September 30, 2016. Parent Advocacy services and voting FCFC parent reps will begin October 2015 and will end September 30, 2016.
- 3. The project is on a critical action path because the state award letter giving final approval of the OCTF funding was received on August 21, 2015. The award letter is needed to ensure funding is available to provide services.

- 4. NA

E. Funding

- 1. The project is funded 64.05% State Funds, 35.95% HHS Levy Fund,
- 2. The schedule of payments is every six months for FAST and monthly for other programs.
- 3. NA

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Waiting on paperwork from the vendor

Contract/Agreement Information:

Procurement Method:

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

The project reoccurs annually.

Financial Information:

Funding source:	Explanation:
Other	64.05% State Funds, 35.95% HHS Levy Fund,
Total Amount Requested:	
\$602,000.00	

ATTACHMENTS:

Click to download

- [ESC RFP 34252 Tab sheet](#)
- [RFP Review Spreadsheet](#)
- [ESC Intent letter 34252](#)
- [ESC Unresolved Findings for Recovery](#)
- [ESC Sec'y of State Business filing](#)
- [ESC RFP Response](#)
- [ESC Non-Collusion Affidavit](#)
- [ESC Principal Owner Form](#)
- [ESC Mandatory Vendor Compliance Form](#)
- [ESC Signature Authority](#)
- [RFP 34252](#)
- [ESC Worker Comp Certificate](#)
- [ESC Financials](#)
- [ESC Proposal award notification](#)
- [ESC W9](#)
- [ESC Contract Cover](#)
- [ESC Insurance Certificate](#)
- [ESC Contract History](#)
- [Agreement](#)
- [Revised Contract Evaluation](#)

History

Time	Who	Approval
10/7/2015 9:20 AM	Office of Procurement & Diversity Clerk of the Board	Yes



CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Educational Service Center

Contract/Agreement No.: AG12000285-01 **Time Period:** 07/1/2012-9/30/2015

Service Description: Fiscal agent for school and community-based parent services programs. The Ohio Children's Trust Fund dedicates funds to evidence-based programs that prevent child abuse and neglect.

Original Contract/Agreement Amount: \$692,930.00 (R2013-0006)

Prior Amendment(s) Amount(s): R2013-0238 \$714,930.00 R2014-0262 \$614,036.00

Performance Indicators: Processing payments in a timely manner. All programs begin on time and are not held back due to non-payment. Provide FCFC with proper documentation for funding reimbursement.

Actual performance versus performance indicators (include statistics): Educational Service Center has issued over 450 agreements/contracts and processed over 1,500 payments since 2012. We have not received any complaints from families, schools, or the FAST teams. They have also served as a process facilitator between FCFC and the schools.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: The Educational Service Center was able to distribute these funds successfully throughout the chosen program vendors.

User Department

Date

s: evaluation



Principal Owner Form
(Required Document for Award Recommendations/Purchases/Contracts)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Educational Service Center of Cuyahoga County
Principal Owner's Name (The legal name of the owner(s) of the business):	(*) Robert Mengrink
Owner/Officer's Title:	Superintendent
Business Address:	6393 Oak Tree Blvd, Independence, OH 44131
Phone Number:	216-524-3000
Name of Person Completing Form:	Robert Mengrink
Signature:	<i>Robert Mengrink</i>
Title:	Superintendent

(* If there is more than one (1) principal owner, complete information for that / those person(s) as well. If a corporation, identify the CEO, President or other officers of the Corporation representing shareholders. The document MUST identify an individual(s) name.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the Debarment/Suspension lists on the Cuyahoga County Inspector General's (IG) website and the Debarment/Suspension lists did not contain the above detailed vendor and/or principal owner.

(Form is to be dated within 60 days from the Department approval (NOVUS and/or BuySpeed) for the current purchase.)

Signature: *Robin B. Martin*
 Printed Name: Robin B. Martin

Date: 9/24/15
 IG Number: 12-1185

Date sent to Dept: 7/29/2015
 Date Received from Dept: _____
 (OPD Use Only)



**CUYAHOGA COUNTY
 TABULATION OF PROPOSALS RECEIVED**

DEPARTMENT NAME: Health & Human Services

PROPOSAL DUE DATE: July 28, 2015

Number of Proposals Sent/Returned: 12/1

RFP TITLE: Fiscal Agent

RFP #: 34252

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	AWARD Y/N
Vendor Name & Address: Educational Service Center of Cuyahoga County 6393 Oak Tree Blvd Independence, OH 44131	IG#- 12-1185 NC-OK MYCP-OK CPVF-OK.yes OK (copy)	_____	_____	_____	_____	_____	_____	Y

Robin R. Martin, 8/19/15
 Department Director Signature of Approval Date

Robin R. Martin
 Department Director Name
 Rptab - Updated 10/15/2013

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0204

Sponsored by: County Executive Budish	A Resolution confirming the County Executive's reappointment of Erika Anthony to serve on the Cuyahoga County Public Defender Commission for the term 1/1/2016 - 12/31/2019, and declaring the necessity that this Resolution become immediately effective.
--	--

WHEREAS, the Cuyahoga County Public Defender Commission was created pursuant to the provisions of ORC Section 120.13; and

WHEREAS, the powers and duties of the Cuyahoga County Public Defender Commission are established pursuant to ORC Section 120.14, which include: recommending an annual operating budget of the office of the County Public Defender, establishing operational standards of the office of the County Public Defender, and determining the qualification and size of the supporting staff of the office in an effort to provide essential legal representation to indigent persons in the County; and

WHEREAS, pursuant to ORC Section 120.13, the Cuyahoga County Public Defender Commission shall have five members with a term of office of four years; and

WHEREAS, the 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 Erika Anthony to be reappointed to serve on the Cuyahoga County Public Defender Commission for the term 1/1/2016 – 12/31/2019; 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. The Cuyahoga County Council hereby confirms the reappointment of Erika Anthony to serve on the Cuyahoga County Public Defender Commission for the term 1/1/2016 – 12/31/2019.

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 at least eight (8) 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: October 13, 2015

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

Committee Report/Second Reading: October 27, 2015

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0212

Sponsored by: County Executive Budish/Department of Health and Human Services and Councilmember Miller	A Resolution declaring the necessity of submitting to the electors of Cuyahoga County the question of a renewal levy of 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provision of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, the County Executive Budish/Department of Health and Human Services requests the declaration of the necessity of submitting to the electors of Cuyahoga County the question of a renewal levy of 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provision of Section 5705.191 of the Ohio Revised Code; and,

WHEREAS, the amount of taxes that may be raised within the ten mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirement of the County; and,

WHEREAS, such renewal levy constitutes a tax levy of four and eight-tenths (4.8) mills for each one dollar of valuation, which amounts to forty-eight cents (\$0.48) for each one hundred dollars of valuation, to be in effect for a period of eight years, to begin with the tax list and duplicate for the year 2016, the proceeds of which levy first would be available to the County in the calendar year 2017 and to be submitted to the electors of the County at the primary election to be held in the County on March 15, 2016.

WHEREAS, it is necessary that this Resolution be immediately effective in order that critical services provided by Cuyahoga County can continue and to meet the Board of Elections' deadlines, and to continue the usual and daily operation of County departments, offices and agencies.

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

SECTION 1. The County Council hereby declares the necessity of submitting to the electors of Cuyahoga County the question of a renewal levy of the existing 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provision of Section 5705.191 of the Ohio Revised Code.

SECTION 2. The Clerk of Council is authorized and directed to certify a copy of this Resolution to the Fiscal Officer for the certification of the total current tax valuation of the County and the dollar amount of revenue that would be generated by the 4.8 mill renewal levy.

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 Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 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: October 13, 2015

Committee(s) Assigned: Committee of the Whole

Committee Report/Second Reading: October 27, 2015

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0213

<p>Sponsored by: County Executive Budish/Department of Health and Human Services and Councilmember Miller</p> <p>Co-sponsored by: Councilmember Conwell</p>	<p>A Resolution determining to proceed with submitting to the electors of Cuyahoga County to renew an existing 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provisions of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective.</p>
---	--

WHEREAS, the County Council adopted Resolution No. R2015-0212 on _____, 2015, declaring the necessity of submitting to the electors of the County the question of a renewal of an existing 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provisions of Section 5705.191 of the Ohio Revised Code; and,

WHEREAS, the Fiscal Officer has advised and certified to the County Council that the total current tax valuation of the County is \$_____ and that the 4.8 mill renewal levy will generate \$_____ of revenue in its first year of collection; and,

WHEREAS, County Council, having declared the necessity of submitting the question of a renewal levy to the electors of Cuyahoga County, and the County Fiscal Officer, having certified the necessary fiscal valuations, Council must now act to submit such renewal levy to the Board of Elections for placement on the March 15, 2016 primary election ballot.

WHEREAS, it is necessary that this Resolution be immediately effective in order that critical services provided by Cuyahoga County can continue and to meet the Board of Elections' deadlines, and to continue the usual and daily operation of County departments, offices and agencies.

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

SECTION 1. The County Council acknowledges its receipt of and accepts the Fiscal Officer's certification of _____, 2015, in accordance with Resolution No. R2015-0212, that the total current tax valuation of the County is

\$_____ and that the 4.8 mill renewal levy will generate \$_____ of revenue in its first year of collection.

SECTION 2. The County Council reaffirms the necessity of submitting this taxing renewal measure to the electors and hereby determines to proceed with submitting to the electors the question of a renewal of the existing four and eight-tenths (4.8) mills Health and Human Services levy for the purpose to supplement general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provisions of Section 5705.191 of the Ohio Revised Code; such renewal levy to constitute a tax levy of four and eight-tenths (4.8) mills for each one dollar of valuation, which amounts to forty-eight cents (\$0.48) for each one hundred dollars of valuation, to be in effect for a period of eight years, beginning with the tax list and duplicate for the year 2016, the proceeds of which levy first would be available to the County in the calendar year 2017 and to be submitted to the electors of the County at the primary election to be held in the County on March 15, 2016.

SECTION 3. In the event that the Ohio legislature reschedules the March 15, 2016 primary election, the tax renewal levy shall be submitted to the electors on the rescheduled primary election date.

SECTION 4. The Clerk of Council is authorized and directed to certify to the Board of Elections not later than December 16, 2015: (i) a copy of the Resolution adopted by the County Council declaring the necessity of the four and eight-tenths (4.8) mill renewal levy; (ii) the certification by the Fiscal Officer as to the total current tax valuation of the County and the dollar amount of revenue to be generated by such levy; and (iii) a copy of this Resolution. This County Council requests that the Board of Elections give notice of the election and prepare the necessary ballots and supplies for the election in accordance with the law.

SECTION 5. The Director of the Board of Elections is hereby directed to cause notice of the election to be published once a week for four (4) consecutive weeks prior to the election in a newspaper of general circulation in the County, stating the purpose, the rate of the proposed tax levy, expressed in dollars and cents for each one hundred dollars of valuation as well as in mills for each one dollar of valuation, the number of years during which the levy shall be in effect, the first month and year in which the tax will be levied, and the time and place of the election. The Director of the Board of Elections is hereby directed to certify the result of the election, immediately after the canvas by the Board of Elections, to the taxing authority of the County, in order to permit the enactment of such levy, if approved by the electorate, for a period of eight years, beginning with the tax list and duplicate for the year 2016, the proceeds of which levy first would be available to the County in the calendar year 2017.

SECTION 6. The form of the Ballot to be used at such election shall be as follows:

PROPOSED RENEWAL (HEALTH AND HUMAN SERVICES LEVY)

CUYAHOGA COUNTY

A Majority Affirmation Vote is necessary for passage.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

A **RENEWAL** of a tax for the benefit of Cuyahoga County, for the purpose of SUPPLEMENTING GENERAL FUND APPROPRIATIONS FOR HEALTH AND HUMAN OR SOCIAL SERVICES, at a rate not exceeding 4.8 mills for each one dollar of valuation, which amounts to \$0.48 for each one hundred dollars of valuation, for eight years, commencing in January 2016, first due in calendar year 2017.

SECTION 7. If the ballot measure in Section 6 receives a majority affirmative vote, as necessary for its passage, the levied tax shall go into effect for the duration and at the rates provided in this Resolution.

SECTION 8. 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 Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 9. 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: October 13, 2015
Committee(s) Assigned: Committee of the Whole

Additional Sponsorship Requested: October 20, 2015

Committee Report/Second Reading: October 27, 2015

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0214

Sponsored by: County Executive Budish/Department of Health and Human Services/Cuyahoga Job and Family Services	A Resolution authorizing a contract with United Way of Greater Cleveland in the amount not-to-exceed \$1,095,450.00 for fiscal agent services for emergency food purchases for Cuyahoga County residents for the period 1/1/2016 - 12/31/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, the County Executive/Department of Health and Human Services/Cuyahoga Job and Family Services has recommended a contract with United Way of Greater Cleveland in the amount not-to-exceed \$1,095,450.00 for fiscal agent services for emergency food purchases for Cuyahoga County residents for the period 1/1/2016 - 12/31/2016; and

WHEREAS, the primary goal of this project is to serve as fiscal agent to perform administrative duties related to the distribution, monitoring and oversight of Cuyahoga County funds to meet the emergency food needs of residents in the County; and

WHEREAS, this project is funded 100% by the Health and Human Services Levy; 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 a contract with United Way of Greater Cleveland in the amount not-to-exceed \$1,095,450.00 for fiscal agent services for emergency food purchases for Cuyahoga County residents for the period 1/1/2016 - 12/31/2016.

SECTION 2. That the County Executive is authorized to execute the contract and all other 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: October 13, 2015
Committee(s) Assigned: Health, Human Services & Aging

Committee Report/Second Reading: October 27, 2015

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0215

Sponsored by: County Executive Budish/Department of Health and Human Services/Division of Community Initiatives/Office of Homeless Services	A Resolution authorizing an amendment to Contract No. CE1200260-01 with Mental Health Services for Homeless Persons, Inc. dba FrontLine Service for transitional housing program services for the period 6/1/2012 - 9/30/2015 to extend the time period to 9/30/2016 and for additional funds in the amount not-to-exceed \$1,208,240.00; 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.
--	--

WHEREAS, the County Executive /Department of Health and Human Services/ Division of Community Initiatives/Office of Homeless Services has recommended an amendment to Contract No. CE1200260-01 with Mental Health Services for Homeless Persons, Inc. dba FrontLine Service for transitional housing program services for the period 6/1/2012 - 9/30/2015 to extend the time period to 9/30/2016 and for additional funds in the amount not-to-exceed \$1,208,240.00; and

WHEREAS, the primary objectives of this project are to: (a) safely shelter homeless men; (b) reduce the shelter length of stay; and (c) assist clients to access permanent housing; and

WHEREAS, this contract is funded 100% from the Health and Human Services Levy 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 authorizes an amendment to Contract No. CE1200260-01 with Mental Health Services for Homeless Persons, Inc. dba FrontLine Service for transitional housing program services for the period 6/1/2012 – 9/30/2015 to extend the time period to 9/30/2016 and for additional funds in the amount not-to-exceed \$1,208,240.00.

SECTION 2. That the County Executive is authorized to execute the amendment and all other documents consistent with this Resolution.

SECTION 3. 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:

_____ Date
County Council President

_____ Date
County Executive

_____ Date
Clerk of Council

First Reading/Referred to Committee: October 13, 2015
Committee(s) Assigned: Health, Human Services & Aging

Committee Report/Second Reading: October 27, 2015

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0202

Sponsored by: County Executive Budish	A Resolution confirming the County Executive's appointment of various individuals to serve on The MetroHealth System Board of Trustees for an unexpired term ending 2/28/2021, and declaring the necessity that this Resolution become immediately effective.
--	--

WHEREAS, Ohio Revised Code Chapter 339 provides for the organization and operation of a county hospital; and

WHEREAS, Ohio Revised Code Section 339.02 provides for the creation of county hospital trustees and the means by which appointments are made; and

WHEREAS, Ohio Revised Code Section 339.02 further provides that such appointments to the board of trustees shall be for a six year term; and

WHEREAS, pursuant to Ohio Revised Code 339.02(F)(1), the County Executive has sought and received approval from both the probate judge of the county senior in point of service and the judge of the court of common pleas of the county senior in point of service; and

WHEREAS, the 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 to be appointed to serve on the MetroHealth System Board of Trustees for an unexpired term ending 2/28/2021:

1. Reverend Thomas Anthony Minor
2. Mitchell Schneider; 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 MetroHealth System Board of Trustees for an unexpired term ending 2/28/2021:

1. Reverend Thomas Anthony Minor; and
2. Mitchell Schneider.

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 at least 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: October 13, 2015

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

Journal CC020
October 27, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0203

Sponsored by: County Executive Budish	A Resolution confirming the County Executive's appointment of Erika Anthony to serve on the Cuyahoga County Public Defender Commission for an unexpired term ending 12/31/2015, and declaring the necessity that this Resolution become immediately effective.
--	---

WHEREAS, the Cuyahoga County Public Defender Commission was created pursuant to the provisions of ORC Section 120.13; and

WHEREAS, the powers and duties of the Cuyahoga County Public Defender Commission are established pursuant to ORC Section 120.14, which include: recommending an annual operating budget of the office of the County Public Defender, establishing operational standards of the office of the County Public Defender, and determining the qualification and size of the supporting staff of the office in an effort to provide essential legal representation to indigent persons in the County; and

WHEREAS, pursuant to ORC Section 120.13, the Cuyahoga County Public Defender Commission shall have five members with a term of office of four years; and

WHEREAS, the 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 Erika Anthony to serve on the Cuyahoga County Public Defender Commission to fill a vacancy in an unexpired term ending 12/31/2015; 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. The Cuyahoga County Council hereby confirms the appointment of Erika Anthony to serve on the Cuyahoga County Public Defender Commission to fill a vacancy in an unexpired term ending 12/31/2015.

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 at least eight (8) 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: October 13, 2015

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

Journal CC020
October 27, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0206

Sponsored by: County Executive Budish/Department of Public Works	A Resolution making an award on RQ34074 to R.W. Clark Co. in the amount not-to-exceed \$1,179,073.00 for the Cuyahoga County Courthouse Americans with Disabilities Act Improvements Project; 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.
---	--

WHEREAS, the County Executive/Department of Public Works has recommended making an award on RQ34074 and enter into a contract with R.W. Clark Co. in the amount not-to-exceed \$1,179,073.00 for the Cuyahoga County Courthouse Americans with Disabilities Act Improvements Project; and

WHEREAS, the purpose of this project is to make interior ADA improvements to the Cuyahoga County Courthouse; and

WHEREAS, construction is scheduled to begin September 30, 2015 and be substantially complete by June 30, 2016; and

WHEREAS, this project is funded with 2009 General Fund Obligation Limited Tax Bonds; 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 RQ34074 to R.W. Clark Co. in the amount not-to-exceed \$1,179,073.00 for the Cuyahoga County Courthouse Americans with Disabilities Act Improvements Project.

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

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health, or safety in the County, and any 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: October 13, 2015

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

Journal CC020

October 27, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0207

Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer	A Resolution authorizing a revenue generating Utility Agreement with Village of Newburgh Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 22; 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.
---	--

WHEREAS, the County Executive/Department of Public Works recommends approval of a revenue generating Utility Agreement with Village of Newburgh Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 22; and

WHEREAS, the Village of Newburgh Heights desires to retain Cuyahoga County to perform certain services for the Village of Newburgh Heights to aid with the maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 22; and

WHEREAS, pursuant to R.C. §307.15, a county may contract with any municipal corporation to render any service, on behalf of the municipal corporation; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical sewer maintenance and repair services can be provided by Cuyahoga County for the Village of Newburgh Heights.

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

SECTION 1. That the Cuyahoga County Council hereby authorizes a revenue generating Utility Agreement with Village of Newburgh Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 22.

SECTION 2. That the County Executive is authorized to execute the agreement and all other 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: October 13, 2015

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

Journal CC020

October 27, 2015

County Council of Cuyahoga County, Ohio

Resolution No. 2015-0208

<p>Sponsored by: County Executive Budish/Department of Public Works on behalf of Cuyahoga County Solid Waste District</p>	<p>A Resolution authorizing an amendment to Contract No. CE1000546-01 with Pioneer Building II Ltd for lease of office and warehouse space for a Special Waste Convenience Center, located at 4750 East 131st Street, Garfield Heights, for the period 11/1/2010 - 10/31/2015 to extend the time period to 10/31/2020 and for additional funds in the amount not-to-exceed \$1,179,525.00; 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.</p>
--	--

WHEREAS, the County Executive/Department of Public Works recommended an amendment to Contract No. CE1000546-01 with Pioneer Building II Ltd for lease of office and warehouse space located at 4750 E. 131st Street, Garfield Heights, for use by Cuyahoga County Solid Waste District for the Solid Waste District Special Convenience Center for the period 11/1/2010-10/31/2015 to extend the time period to 10/31/2020 and for additional funds in the amount not-to-exceed \$1,179,525.00; and

WHEREAS, the primary goal of this project is to extend the term of the original Lease for an additional sixty (60) months; and

WHEREAS, the funding for this project is from Health & Community Services Fund.

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

SECTION 1. The Cuyahoga County Council hereby authorizes an amendment to Contract No. CE1000546-01 with Pioneer Building II Ltd for lease of office and warehouse space located at 4750 E. 131st Street, Garfield Heights, for use by Cuyahoga County Solid Waste District for the Solid Waste District Special Convenience Center for the period 11/1/2010-10/31/2015 to extend the time period to 10/31/2020 and for additional funds in the amount not-to-exceed \$1,179,525.003.

SECTION 2. The County Executive is hereby authorized to execute the amendment and all other 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 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: October 13, 2015

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

Journal CC020
October 27, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0216

Sponsored by: County Executive Budish/Department of Development	A Resolution authorizing the execution of a cooperative agreement in furtherance of constructing, reconstructing, refurbishing, renovating and improving permanent improvements to publicly owned park space known as Public Square; and declaring the necessity that this Resolution become immediately effective.
--	--

WHEREAS, pursuant to Resolution No. R2015-0049, adopted by this Council on May 26, 2015 (the “Bond Resolution”), this Council authorized the issuance and sale of not-to-exceed \$11,000,000 of County sales tax revenue bonds (the “Bonds”) for the purpose of paying costs of constructing, reconstructing, refurbishing, renovating and improving permanent improvements to publicly owned park space known as Public Square (the “Project”); and

WHEREAS, pursuant to the Bond Resolution, this Council authorized the execution and delivery of a cooperative agreement, or an amendment or supplement to a cooperative agreement, with the City of Cleveland, Ohio (the “City”) and other parties currently party to a cooperative agreement with the City relating to existing tax increment financing arrangements, in order to make available for the Project certain payments in lieu of taxes currently received by the City under those tax increment financing arrangements (the “Cooperative Agreement”); and

WHEREAS, pursuant to the Bond Resolution, this Council approved the Cooperative Agreement substantially in the form on file with Council on that date, but that from of Cooperative Agreement since has been modified to reflect certain changes in the structure of the trustee-held funds relating to the bond financing; and

WHEREAS, in order to facilitate the issuance of the Bonds and the use of the bond proceeds for the Project, this Council has determined that it is necessary to approve the revised version of Cooperative Agreement currently on file with this Council; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that the usual daily operation of the County be continued and the public peace, health or safety of the County be preserved and for the further reason that funds be made available in a timely manner for the construction of the

Project in accordance with the timetable established for the overall improvements to Public Square.

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

1. Cooperative Agreement. This Council confirms its determination that the County's cooperation with the parties to the Cooperative Agreement will facilitate the financing of the Project and will advance and support the improvements to Public Square. The County Executive and the Director of Law are authorized and directed, for and in the name and on behalf of the County, to execute and deliver the Cooperative Agreement, in substantially the form as is now on file with the Clerk, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the County and that are approved by the County Executive and the Director of Law on behalf of the County, all of which shall be conclusively evidenced by the signing of such document or amendments thereto. This Resolution supersedes the provisions of the Bond Resolution pertinent to the approval of the Cooperative Agreement.

2. Compliance with Open Meetings. This Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of Council, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

3. To the extent any exemptions from law are necessary, they are hereby granted.

4. 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: (i) its approval by the County Executive through signature, (ii) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Charter, or (iii) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

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

In accordance with Rule 6B of the Rules of Council, legislation was added to the agenda by parliamentary motion: October 13, 2015

First Reading/Referred to Committee: October 13, 2015

Committee(s) Assigned: Finance & Budgeting

Journal CC020
October 27, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0271

<p>Sponsored by: Former County Executive FitzGerald/Department of Development</p> <p>Co-sponsored by: Councilmembers Conwell, Schron, Miller and Germana</p>	<p>A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to Landmark-May, LLC for the benefit of the May Company Building Project located at 158 Euclid Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution.</p>
--	--

WHEREAS, the County Executive/Department of Development has recommended a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to Landmark-May, LLC for the benefit of the May Company Building Project located at 158 Euclid Avenue, Cleveland; and

WHEREAS, the primary goal of this project is to assist in the financing of the acquisition, redevelopment, construction and conversion of the historic May Company Building located at 158 Euclid Avenue, Cleveland, to a 350-unit apartment complex; and

WHEREAS, the project will be subject to the following, without limitation: the County's SBE Policy, adopted October 29, 2009; execution of a Workforce Development Agreement; submission of annual job creation/retention reporting; and payment of prevailing wages for that portion of the project funded by the County loan authorized herein, if applicable.

WHEREAS, this project will be funded from the Casino Tax Revenue Fund; and

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

SECTION 1. That the Cuyahoga County Council authorizes a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to Landmark-May, LLC for the benefit of the May Company Building Project located at 158 Euclid Avenue, Cleveland.

SECTION 2. That the Deputy Chief of Staff of Development or Director of Development is authorized to execute all documents required in connection with said loan agreement on behalf of the County Executive.

SECTION 3. 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: November 12, 2014
Committee(s) Assigned: Economic Development & Planning

Committee Report/Second Reading: October 13, 2015

Additional Sponsorship Requested on the Floor: October 13, 2015

Journal CC020
October 27, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0181

Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer	A Resolution making an award on RQ34100 to Mark Schaffer Excavating & Trucking, Inc. in the amount not-to-exceed \$4,573,614.00 for Cuyahoga County Airport Runway 6/24 Safety Area Improvements Project No. 1 in connection with the Airport Improvement Program; 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.
---	---

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ34100 to Mark Schaffer Excavating & Trucking, Inc. in the amount not-to-exceed \$4,573,614.00 for Cuyahoga County Airport Runway 6/24 Safety Area Improvements Project No. 1 in connection with the Airport Improvement Program; and

WHEREAS, the primary goal of this project is to provide improvements to the runway at the Cuyahoga County Airport located in Council District 11; and

WHEREAS, the project is funded with the General Fund – 90% Reimbursable by FAA Grants; 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 RQ34100 to Mark Schaffer Excavating & Trucking, Inc. in the amount not-to-exceed \$4,573,614.00 for Cuyahoga County Airport Runway 6/24 Safety Area Improvements Project No. 1 in connection with the Airport Improvement Program.

SECTION 2. That the County Executive is authorized to execute the contract and all other 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: September 8, 2015

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

Committee Report/Second Reading: October 13, 2015

Journal CC020
October 27, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0192

Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer	A Resolution approving Right-of-Way plans as set forth in Plat No. M-5022 for replacement of Avery Road Bridge No. 01.16 over Chippewa Creek in the City of Broadview Heights; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective.
---	--

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-5022 for replacement of Avery Road Bridge No. 01.16 over Chippewa Creek in the City of Broadview Heights; and

WHEREAS, Resolution No. 103903, which was adopted on September 16, 2010, declared that public convenience and welfare requires replacement of Avery Road Bridge No. 01.16 over Chippewa Creek in the City of Broadview Heights; and

WHEREAS, the current estimated project cost is \$2,000,000.00, with 100% of eligible costs 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-5022 for replacement of Avery Road Bridge No. 01.16 over Chippewa Creek in the City of Broadview Heights.

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 special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement.

SECTION 4. That all proceedings relative to Right-of-Way Plat No. M-5022 are hereby ordered copied into the Road Record of the County by Department of Public Works and copied into all other proper records of the County by the Fiscal Officer as required by law.

SECTION 5. 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 6. 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: September 22, 2015
Committee(s) Assigned: Public Works, Procurement & Contracting

Committee Report/Second Reading: October 13, 2015

Journal CC020
October 27, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0200

Sponsored by: County Executive Budish/Department of Public Works	A Resolution authorizing a revenue generating agreement with FirstMerit Corporation in the amount of \$10,321,344.00 for the sale of naming rights for the Cleveland Convention Center for the period 11/1/2015 - 10/31/2035; authorizing the County Executive or his authorized designee to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
---	---

WHEREAS, the County and the City of Cleveland (the "City") entered into a Consulting Services Agreement ("Consulting Agreement") with The Superlative Group ("Superlative") pursuant to which Superlative serves as their consultant to research, market and assist in selling the naming rights and related sponsorships ("Naming Rights") for the Cleveland Convention Center ("Convention Center"), the Global Center for Health Innovation ("GCHI"), and Malls B & C; and,

WHEREAS, the County and its counsel, Thompson Hine LLP, worked with Superlative to negotiate the sale of the Naming Rights for the Convention Center to FirstMerit Corporation ("FirstMerit"); and,

WHEREAS, the proposed agreement is to sell the Naming Rights to FirstMerit for \$10,321,344.00 over twenty (20) years ("Naming Rights Fee"), as more particularly set forth in **Exhibit A** attached hereto and made a part hereof; and,

WHEREAS, pursuant to the Consulting Agreement, the County shall, after deducting the commission paid to Superlative, any out-of-pocket expenses and other costs incurred by the County in connection with procuring the sale of the Naming Rights, pay the City an amount equal to 50% of such net funds actually received minus the City's Share of Consultant Payments (as defined in the Consulting Agreement), as more particularly set forth on **Exhibit B** attached hereto and made a part hereof; 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 a revenue generating agreement with FirstMerit Corporation in the amount of \$10,321,344.00 for the sale of naming rights for the Cleveland Convention Center for the period 11/1/2015 - 10/31/2035 and authorizes the County Executive to enter into a Naming Rights Agreement with FirstMerit Corporation (or one of its affiliated entities).

SECTION 2. That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, a Naming Rights Agreement, and all documents to be executed by the County thereunder, and all financing-related documents (including but not limited to subordination, non-disturbance and attornment agreements, pledges, and security agreements), (ii) all other and further documents, instruments, certificates, agreements, amendments, assignments, subleases, consents, affidavits, certifications, administrative fees, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law or his designee, (b) agree to such payments, prorations, credits, deposits, holdbacks, escrows and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions, and (c) prosecute and/or defend any actions or proceedings that may be necessary or advisable relative to any of the foregoing matters.

SECTION 3. That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director or his designee's approval as to legal form and correctness.

SECTION 4. To the extent an exemption for anything contemplated herein is required, it is hereby granted.

SECTION 5. 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 Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its

passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 6. 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

In accordance with Rule 6B of the Rules of Council, legislation was added to the agenda by parliamentary motion: September 22, 2015

First Reading/Referred to Committee: September 22, 2015

Committee(s) Assigned: Committee of the Whole

Committee Report/Second Reading: October 13, 2015

Journal CC020
October 27, 2015

Exhibit A

**Annual Payment to the County from FirstMerit for the
Naming Rights to the Convention Center**

	Contract Year	Calculation	Total
1	Nov. 1, 2015 – Oct. 31, 2016	\$400,000	\$400,000
2	Nov. 1, 2016 – Oct. 31, 2017	\$400,000 X 1.026	\$410,400
3	Nov. 1, 2017 – Oct. 31, 2018	\$410,400 X 1.026	\$421,070
4	Nov. 1, 2018 – Oct. 31, 2019	\$421,070 X 1.026	\$432,018
5	Nov. 1, 2019 – Oct. 31, 2020	\$432,018 X 1.026	\$443,251
6	Nov. 1, 2020 – Oct. 31, 2021	\$443,251 X 1.026	\$454,775
7	Nov. 1, 2021 – Oct. 31, 2022	\$454,775 X 1.026	\$466,599
8	Nov. 1, 2022 – Oct. 31, 2023	\$466,599 X 1.026	\$478,731
9	Nov. 1, 2023 – Oct. 31, 2024	\$478,731 X 1.026	\$491,178
10	Nov. 1, 2024 – Oct. 31, 2025	\$491,178 X 1.026	\$503,949
11	Nov. 1, 2025 – Oct. 31, 2026	\$503,949 X 1.026	\$517,051
12	Nov. 1, 2026 – Oct. 31, 2027	\$517,051 X 1.026	\$530,495
13	Nov. 1, 2027 – Oct. 31, 2028	\$530,495 X 1.026	\$544,287
14	Nov. 1, 2028 – Oct. 31, 2029	\$544,287 X 1.026	\$558,439
15	Nov. 1, 2029 – Oct. 31, 2030	\$558,439 X 1.026	\$572,958
16	Nov. 1, 2030 – Oct. 31, 2031	\$572,958 X 1.026	\$587,855
17	Nov. 1, 2031 – Oct. 31, 2032	\$587,855 X 1.026	\$603,139
18	Nov. 1, 2032 – Oct. 31, 2033	\$603,139 X 1.026	\$618,821
19	Nov. 1, 2033 – Oct. 31, 2034	\$618,821 X 1.026	\$634,910
20	Nov. 1, 2034 – Oct. 31, 2035	\$634,910 X 1.026	\$651,418

Exhibit B

Payment to the City of Cleveland from Cuyahoga County for the City's Portion of the Naming Rights Fee

Year	Naming Rights Fee	Closing Costs	Available NR Fee	TSG 15% Commission	Commission Payment	Commission Balance	Available Fee Less Commission Payment	Payment to City before Deduction	Deduction of \$240,000 Obligation from City	Net Payment to City	Residual to County	Special SG Payment from County	Final Payment to County	SG Draw Balance or Payment Due
					\$240,000									\$240,000
2015	\$400,000	\$45,000	\$355,000	\$60,000	\$0	\$180,000	\$355,000	\$177,500	\$177,500	\$0	\$355,000	\$220,000	\$135,000	\$180,000
2016	\$410,400		\$410,400	\$61,560	\$0	\$118,440	\$410,400	\$205,200	\$62,500	\$142,700	\$267,700		\$267,700	\$118,440
2017	\$421,070		\$421,070	\$63,161	\$0	\$55,279	\$421,070	\$210,535		\$210,535	\$210,535		\$210,535	\$55,279
2018	\$432,018		\$432,018	\$64,803	\$9,523	\$0	\$422,495	\$211,247		\$211,247	\$211,247		\$211,247	\$9,523
2019	\$443,251		\$443,251	\$66,488	\$66,488	\$66,488	\$376,763	\$188,382		\$188,382	\$188,382		\$188,382	\$66,488
2020	\$454,775		\$454,775	\$68,216	\$68,216	\$68,216	\$386,559	\$193,279		\$193,279	\$193,279		\$193,279	\$68,216
2021	\$466,599		\$466,599	\$69,990	\$69,990	\$69,990	\$396,609	\$198,305		\$198,305	\$198,305		\$198,305	\$69,990
2022	\$478,731		\$478,731	\$71,810	\$71,810	\$71,810	\$406,921	\$203,461		\$203,461	\$203,461		\$203,461	\$71,810
2023	\$491,178		\$491,178	\$73,677	\$73,677	\$73,677	\$417,501	\$208,751		\$208,751	\$208,751		\$208,751	\$73,677
2024	\$503,949		\$503,949	\$75,592	\$75,592	\$75,592	\$428,356	\$214,178		\$214,178	\$214,178		\$214,178	\$75,592
2025	\$517,051		\$517,051	\$77,558	\$77,558	\$77,558	\$439,494	\$219,747		\$219,747	\$219,747		\$219,747	\$77,558
2026	\$530,495		\$530,495	\$79,574	\$79,574	\$79,574	\$450,920	\$225,460		\$225,460	\$225,460		\$225,460	\$79,574
2027	\$544,287		\$544,287	\$81,643	\$81,643	\$81,643	\$462,644	\$231,322		\$231,322	\$231,322		\$231,322	\$81,643
2028	\$558,439		\$558,439	\$83,766	\$83,766	\$83,766	\$474,673	\$237,337		\$237,337	\$237,337		\$237,337	\$83,766
2029	\$572,958		\$572,958	\$85,944	\$85,944	\$85,944	\$487,015	\$243,507		\$243,507	\$243,507		\$243,507	\$85,944
2030	\$587,855		\$587,855	\$88,178	\$88,178	\$88,178	\$499,677	\$249,838		\$249,838	\$249,838		\$249,838	\$88,178
2031	\$603,139		\$603,139	\$90,471	\$90,471	\$90,471	\$512,669	\$256,334		\$256,334	\$256,334		\$256,334	\$90,471
2032	\$618,821		\$618,821	\$92,823	\$92,823	\$92,823	\$525,998	\$262,999		\$262,999	\$262,999		\$262,999	\$92,823
2033	\$634,910		\$634,910	\$95,237	\$95,237	\$95,237	\$539,674	\$269,837		\$269,837	\$269,837		\$269,837	\$95,237
2034	\$651,418		\$651,418	\$97,713	\$97,713	\$97,713	\$553,705	\$276,853		\$276,853	\$276,853		\$276,853	\$97,713

County Council of Cuyahoga County, Ohio

Ordinance No. O2015-0013

Sponsored by: County Executive Budish/Fiscal Officer	An Ordinance enacting Chapter 719 of the Cuyahoga County Code to establish payroll procedures for years in which the number of pay periods exceeds the usual and customary number of pay periods, and declaring the necessity that this Ordinance become immediately effective.
---	--

WHEREAS, County employees are typically paid on a biweekly basis with 26 biweekly pay periods in a normal year; and,

WHEREAS, because a calendar year does not conform exactly to 26 biweekly pay periods, a 27th biweekly pay occurs once every eleven years; and,

WHEREAS, pursuant to O.R.C. 5705.13(B), a County may establish a special revenue fund to “accumulate resources for payment of salaries during any fiscal year when the number of pay periods exceeds the usual and customary number of pay periods”; 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 719 of the Cuyahoga County Code is hereby enacted to read as follows:

CHAPTER 719: Payroll

Section 719.01: Salary and Benefits Reserve Fund

There is hereby established the Salary and Benefits Reserve Fund, in which resources shall accumulate for the payment of salaries and benefits during any calendar year in which the number of pay periods exceeds the usual and customary number of pay periods or any other purpose authorized by Council. The Fiscal Officer may, subject to appropriation by the Council, regularly transfer sufficient resources to the Salary and Benefits Reserve Fund to meet the anticipated needs of the County.

Section 719.02: Statutory Compensation

In a year in which the number of pay periods exceeds the usual and customary number of pay periods, all elected County officials who have an annual salary set by the Charter or statute shall be paid that annual salary for that year. All other County employees shall be paid their respective hourly wage rate and benefits for time worked during the additional pay period.

Section 719.03: Labor and Employment Compliance

Nothing in this Chapter shall affect a County employee’s status under the Fair Labor Standards Act or any other law.

SECTION 2. It is necessary that this Ordinance become immediately effective for the operation of the County and the 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 the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 3. It is found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Ordinance was duly enacted.

Yeas:

Nays:

County Council President Date

County Executive Date

Clerk of Council

Date

First Reading/Referred to Committee: October 13, 2015
Committee(s) Assigned: Finance & Budgeting

Journal CC020
October 27, 2015