



AGENDA
CUYAHOGA COUNTY ECONOMIC DEVELOPMENT & PLANNING
COMMITTEE MEETING
MONDAY, AUGUST 1, 2016
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
3:00 PM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO THE AGENDA**
- 4. APPROVAL OF MINUTES FROM THE JULY 11, 2016 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
 - a) O2015-0017: An Ordinance amending Chapter 709 of the Cuyahoga County Code to establish a competitive review process for the award of Casino Revenue Fund loans; enacting Section 207.05 creating the Casino Revenue Development Committee; and declaring the necessity that this Ordinance become immediately effective.
 - b) O2016-0001: An Ordinance amending Chapters 802 and 709 of the Cuyahoga County Code regarding the Casino Revenue Fund and Job Creation Fund for consistency with the 2016/2017 Biennial Operating Budget and Capital Improvements Program; and declaring the necessity that this Ordinance become immediately effective.
- 6. MISCELLANEOUS BUSINESS**
- 7. OTHER PUBLIC COMMENT**

8. ADJOURNMENT

**Complimentary parking for the public is available in the attached garage at 900 Prospect. A skywalk extends from the garage to provide additional entry to the Council Chambers from the 5th floor parking level of the garage. 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 ECONOMIC DEVELOPMENT & PLANNING
COMMITTEE MEETING
MONDAY, JULY 11, 2016
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
3:00 PM

1. CALL TO ORDER

Chairman Schron called the meeting to order at 3:01 p.m.

2. ROLL CALL

Mr. Schron asked Assistant Deputy Clerk Culek to call the roll. Committee members Schron, Hairston and Greenspan were in attendance and a quorum was determined. Committee members Germana and Simon entered the meeting shortly after the roll call was taken. Councilmembers Conwell, Jones, Miller and Brady were also in attendance.

3. PUBLIC COMMENT RELATED TO THE AGENDA

No public comments were given.

4. APPROVAL OF MINUTES FROM THE MAY 2, 2016 MEETING

A motion was made by Mr. Greenspan, seconded by Mr. Schron and approved by unanimous vote to approve the minutes of the May 2, 2016 meeting.

5. MATTERS REFERRED TO COMMITTEE

- a) R2016-0109: A Resolution authorizing an Economic Development Fund Accelerated Growth Loan in the amount not-to-exceed \$740,000.00 to Kanan Enterprises, Inc. for the benefit of a project located at 31900 Solon Road, Solon; 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.

Mr. Arnold Lockett, Senior Development Finance Analyst, and Mr. Martin Kanan, President and Chief Executive Officer of King Nut Companies, addressed the Committee regarding Resolution No. R2016-0109. Discussion ensued.

Committee members and Councilmembers asked questions of Mr. Lockett and Mr. Kanan pertaining to the item, which they answered accordingly.

On a motion by Mr. Schron with a second by Mr. Germana, Resolution No. R2016-0109 was considered and approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of the rules.

- b) R2016-0110: A Resolution adopting the 2016 Economic Development Plan in accordance with Section 7.05 of the Cuyahoga County Charter and Section 801.01 of the Cuyahoga County Code, and declaring the necessity that this Resolution become immediately effective.

Mr. Ted Carter, Chief Economic Development Officer, addressed the Committee regarding Resolution No. R2016-0110. Discussion ensued.

Committee members and Councilmembers asked questions of Mr. Carter pertaining to the item, which he answered accordingly.

A motion was made by Mr. Schron, seconded by Ms. Simon and subsequently withdrawn to refer Resolution No. R2016-0110 to the full Council agenda under second reading suspension of the rules.

Ms. Lisa Averyhart, Assistant Law Director, addressed the Committee regarding Resolution No. R2016-0110. Discussion ensued.

Committee members and Councilmembers asked questions of Ms. Averyhart pertaining to the item, which she answered accordingly.

A motion was made by Mr. Schron, seconded by Mr. Miller and approved by unanimous vote to amend Resolution No. R2016-0110 by inserting:

“Activity 11. Collaborate with the Aerozone Alliance and its member municipalities and organizations to facilitate economic development spin-offs that take advantage of our proximity to NASA-Glenn Research Center, Cleveland Hopkins Airport, and other airports in the county” under Objective 1, Strategy: Carry out key county activities to re-establish standing as a regional and national economic hub and

“Activity 4: Housing Plan

The County Planning Commission recently completed a statistical analysis of housing conditions in Cuyahoga County as a first step toward completion of a comprehensive housing plan for Cuyahoga County. In order to enhance fair housing and housing affordability and other housing issues in a systematic and comprehensive way, we will prioritize having the County Planning Commission complete the County’s comprehensive housing plan, including detailed recommendations for action” under Objective 3.

A motion was then made by Mr. Schron, seconded by Ms. Simon and approved by unanimous vote to refer Resolution No. R2016-0110 to the full Council agenda with a recommendation for passage under second reading suspension of the rules, as amended.

6. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

7. OTHER PUBLIC COMMENT

No public comments were given.

8. ADJOURNMENT

With no further business to discuss, Chairman Schron adjourned the meeting at 4:11 p.m., without objection.

County Council of Cuyahoga County, Ohio

Ordinance No. O2015-0017

Sponsored by: Councilmember Schron	An Ordinance amending Chapter 709 of the Cuyahoga County Code to establish a competitive review process for the award of Casino Revenue Fund loans; enacting Section 207.05 creating the Casino Revenue Development Committee; and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Article VII, Section 7.01 of the Cuyahoga County Charter mandates that “the County shall develop and implement policies, programs and activities for the expansion and enhancement of economic activity in the County so as to create and preserve jobs and employment opportunities for and available to residents of the County;” and

WHEREAS, the Casino Revenue Fund was originally established in October, 2012 to collect and expend the gross casino revenues distributed to Cuyahoga County; and,

WHEREAS, pursuant to Cuyahoga County Code Section 709.02, all gross casino revenues were held in reserve between 2012 and June 30, 2014; and,

WHEREAS, pursuant to Cuyahoga County Code Sections 709.03 and 709.05, between July 1, 2014 and June 30, 2016, casino revenues are authorized to be used to promote economic development in Cleveland’s Downtown District, unless a request for early spending proposed by either the County Executive or County Council was approved by Council; and,

WHEREAS, pursuant to Cuyahoga County Code Section 709.04, effective July 1, 2016, remaining revenues in the Casino Revenue Fund may be used to (1) promote economic development in any area of Cuyahoga County, and (2) provide additional funding for educational initiatives, including the Cuyahoga County Educational Assistance Fund; and,

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

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

SECTION 1. Chapter 709 of the Cuyahoga County Code is hereby amended to read as follows (additions are bolded and underlined, deletions are stricken):

Section 709.01 The Casino Revenue Fund

The Fiscal Officer is hereby directed to immediately establish a separate fund for the purpose of collecting and expending gross casino revenues distributed to Cuyahoga County (the “Casino Revenue Fund” or “the Fund”). All such revenues shall be automatically transferred from the General Fund into the Fund and may be used only in the time frame and ~~purpose~~ **for the purposes** authorized in Chapter 709 of the County Code.

~~Section 709.02 Revenues in Reserve~~

~~All gross casino revenues shall be held in reserve in the Casino Revenue Fund until June 30, 2014 (“the reserve date”).~~ **[Repealed]**.

Section 709.03 Use for Downtown District Development

As of July 1, 2014 and through June 30, 2016, the revenues contained in the Casino Revenue Fund shall be used to promote economic development in Cleveland’s Downtown District, generally defined as the area bordered by Lake Erie, the Innerbelt Bridge, East 25th Street and West 25th Street.

Section 709.04 Revenues Remaining and Received on or after July 1, 2016

Revenues remaining in the Casino Revenue Fund or received on or after July 1, 2016 may be used to:

- A. Promote economic **and community** development in any area of Cuyahoga County; and
- B. Provide additional funding for educational initiatives, including the Cuyahoga County Educational Assistance Fund.

Section 709.05 Request for Early Spending

- ~~A. Notwithstanding Section 709.02 of the County Code, prior to June 30, 2014, the County Executive may propose spending monies from the Casino Revenue Fund on specific “downtown district” development projects. Council shall determine whether any specific project justifies an earlier than anticipated expenditure of funds.~~
- B. **A.** Notwithstanding Section 709.03 of the County Code, ~~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.

Section 709.06 Evaluation and Approval of Economic and Community Development Projects

- A. Applications for economic development or community development funding for the purposes of this Chapter shall be submitted to the Casino Revenue Development Committee, established pursuant to Section 207.03 of this Code. The Casino Revenue Development Committee shall competitively evaluate and score such applications and make recommendations for consideration of award by County Council. Any award made pursuant to this Section shall require final approval from County Council.**
- B. Applications may be submitted to the Casino Revenue Development Committee by any private entity, municipal corporation, or township seeking funding for economic development or community development projects within Cuyahoga County.**
- C. No Casino Revenue Funds shall be awarded except pursuant to the procedures established in this Chapter.**
- D. If deemed appropriate, the County may use monies within the Casino Revenue Fund for the payment of debt charges on any bonds, notes, and certificates of indebtedness issued by the County for the purpose of carrying out this Chapter. All economic development or community development awards made from bond proceeds or other revenues derived from notes or certificates of indebtedness credited to the Casino Revenue Fund shall be awarded pursuant to the procedures established in this Section.**

SECTION 2. Section 207.05 of the Cuyahoga County Code is hereby enacted as follows (additions are bolded and underlined, deletions are stricken):

- A. There is hereby established a Casino Revenue Development Committee, hereinafter the “Committee,” which shall competitively evaluate and score applications for funding for economic development and community development projects within Cuyahoga County. The Committee shall be composed of five members, as follows:**
 - 1. Two members appointed by the County Executive, at least one of whom shall be a member of the Department of Development and one member with experience in economic or community development. Such appointments shall not be subject to confirmation by the Council;**

- 2. Two members appointed by the President of Council, at least one of whom shall be a member of Council;**
 - 3. One member with experience in economic or community development shall be jointly appointed by the County Executive and the President of Council;**
- B. The Committee members appointed pursuant to paragraph (A) of this section shall each serve for a two year term expiring at the end of each even numbered calendar year. In the event of a vacancy, the respective appointing authority or authorities shall appoint a member to complete the unexpired term. The members of the Committee shall serve without additional compensation.**
- C. The Casino Revenue Development Committee shall adopt rules of procedure in accordance with Chapter 113 of the County Code, and shall include the following:**
- 1. Application deadlines, which shall occur no less than biannually;**
 - 2. Minimum application criteria applications must meet in order to be eligible for particular rounds of funding;**
 - 3. Weighted evaluation criteria by which eligible applications are to be scored and ranked;**
 - 4. Procedures for electing a chair and vice chair of the committee, and for setting the regular dates and times of committee meetings; and**
 - 5. A plan for public engagement to solicit applications.**
- D. All meetings of the Casino Revenue Development Committee shall be open to the public and time shall be provided for members of the public to comment on matters before the committee.**
- E. The County Executive shall designate a staff person to act as clerk of the committee. The clerk shall publish agendas and meeting notices and record and publish minutes.**

SECTION 3. It is necessary that this Ordinance become immediately effective for the usual daily 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 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 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 actions 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: December 8, 2015
Committee(s) Assigned: Economic Development & Planning

Journal _____
_____, 20__

[PROPOSED SUBSTITUTE]

County Council of Cuyahoga County, Ohio

Ordinance No. O2015-0017

Sponsored by: Councilmember Schron	An Ordinance amending Chapter 709 of the Cuyahoga County Code to establish a competitive review process for the award of Casino Revenue Fund loans; enacting Section 207.05 creating the Casino Revenue Development Committee; and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Article VII, Section 7.01 of the Cuyahoga County Charter mandates that “the County shall develop and implement policies, programs and activities for the expansion and enhancement of economic activity in the County so as to create and preserve jobs and employment opportunities for and available to residents of the County;” and

WHEREAS, the Casino Revenue Fund was originally established in October, 2012 to collect and expend the gross casino revenues distributed to Cuyahoga County; and,

WHEREAS, pursuant to Cuyahoga County Code Section 709.02, all gross casino revenues were held in reserve between 2012 and June 30, 2014; and,

WHEREAS, pursuant to Cuyahoga County Code Sections 709.03 and 709.05, between July 1, 2014 and June 30, 2016, casino revenues are authorized to be used to promote economic development in Cleveland’s Downtown District, unless a request for early spending proposed by either the County Executive or County Council was approved by Council; and,

WHEREAS, pursuant to Cuyahoga County Code Section 709.04, effective July 1, 2016, remaining revenues in the Casino Revenue Fund may be used to (1) promote economic development in any area of Cuyahoga County, and (2) provide additional funding for educational initiatives, including the Cuyahoga County Educational Assistance Fund; and,

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

provide for the usual, daily operation of the County.

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

SECTION 1. Chapter 709 of the Cuyahoga County Code is hereby amended to read as follows (additions are bolded and underlined, deletions are stricken):

Section 709.01 The Casino Revenue Fund

The Fiscal Officer is hereby directed to immediately establish a separate fund for the purpose of collecting and expending gross casino revenues distributed to Cuyahoga County (the “Casino Revenue Fund” or “the Fund”). All such revenues shall be automatically transferred from the General Fund into the Fund and may be used only ~~in the time frame and purpose~~ **for the purposes** authorized in ~~Chapter 709 of the County Code~~ **this Chapter**.

~~**Section 709.02 Revenues in Reserve**~~

~~All gross casino revenues shall be held in reserve in the Casino Revenue Fund until June 30, 2014 (“the reserve date”).~~ **[Repealed]**.

~~**Section 709.03 Use for Downtown District Development**~~

~~As of July 1, 2014 and through June 30, 2016, the revenues contained in the Casino Revenue Fund shall be used to promote economic development in Cleveland’s Downtown District, generally defined as the area bordered by Lake Erie, the Innerbelt Bridge, East 25th Street and West 25th Street.~~

~~**Section 709.04 Revenues Remaining and Received on or after July 1, 2016 Permitted uses of Casino Revenue Funds**~~

~~Revenues remaining in the Casino Revenue Funds or received on or after July 1, 2016~~ may be used to:

- A. Promote economic and community development in any area of Cuyahoga County; and
- B. Provide additional funding for educational initiatives, including the Cuyahoga County Educational Assistance Fund.

~~**Section 709.05 Request for Early Spending**~~

- A. ~~Notwithstanding Section 709.02 of the County Code, prior to June 30, 2014, the County Executive may propose spending monies from the Casino Revenue Fund on specific “downtown district” development projects.~~

Council shall determine whether any specific project justifies an earlier than anticipated expenditure of funds.

~~B. A. Notwithstanding Section 709.03 of the County Code, 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 and community development in any area of Cuyahoga County. Council shall determine whether any specific project justifies an earlier than anticipated expenditure of funds. [Repealed].~~

Section 709.06 Evaluation and Approval of Economic and Community Development Projects

- A. All A applications for economic development or community development funding for the purposes of this Chapter shall be submitted to the Casino Revenue Development Committee, established pursuant to Section 207.03 of this Code. The Casino Revenue Development Committee shall competitively evaluate and score such applications and make recommendations for consideration of award by County Council. Any award made pursuant to this Section shall require recommendation from the Committee and final approval from County Council.**
- B. Applications may be submitted to the Casino Revenue Development Committee by any private entity, municipal corporation, or township seeking funding for economic development or community development projects within Cuyahoga County.**
- C. No Casino Revenue Funds shall be awarded except pursuant to the procedures established in this Chapter, or as otherwise provided in this Title.**
- D. If deemed appropriate, the County may use monies within the Casino Revenue Fund for the payment of debt charges on any bonds, notes, and certificates of indebtedness issued by the County for the purpose of carrying out this Chapter. All economic development or community development awards made from bond proceeds or other revenues derived from notes or certificates of indebtedness credited to the Casino Revenue Fund shall be awarded pursuant to the procedures established in this Section.**

SECTION 2. Section 207.05 of the Cuyahoga County Code is hereby enacted as follows (additions are bolded and underlined, deletions are stricken):

- A. There is hereby established a Casino Revenue Development Committee, hereinafter the “Committee,” which shall competitively evaluate and score applications for funding for economic development and**

community development projects within Cuyahoga County. The Committee shall be composed of five members, as follows:

- 1. Two members appointed by the County Executive, at least one of whom shall be a memberan employee of the Department of Development and one member with experience in economic or community development. Such appointments shall not be subject to confirmation by the Council;**
- 2. Two members appointed by the President of Council, at least one of whom shall be a member of Council;**
- 3. One member with experience in economic or community development shall be jointly appointed by the County Executive and the President of Council;**

B. The Committee members appointed pursuant to paragraph (A) of this section shall each serve for a two year term expiring at the end of each even numbered calendar year. In the event of a vacancy, the respective appointing authority or authorities shall appoint a member to complete the unexpired term. The members of the Committee shall serve without additional compensation.

C. The Casino Revenue Development Committee shall adopt rules of procedure, ~~which in accordance with Chapter 113 of the County Code,~~ and shall include the following:

- 1. Application deadlines, which shall occur no less than biannually;**
- 2. Minimum application criteria applications must meet in order to be eligible for particular rounds of funding;**
- 3. Weighted evaluation criteria by which eligible applications are to be scored and ranked;**
- 4. Procedures for electing a chair and vice chair of the committee, and for setting the regular dates and times of committee meetings; and**
- 5. A plan for public engagement to solicit applications.**

D. The Committee's rules of procedure shall be adopted in accordance with Chapter 113 of the County Code; provided, however that the weighted evaluation criteria by which eligible applications are to be scored and ranked shall instead be subject to amendment and final approval by resolution of County Council.

D.E. All meetings of the Casino Revenue Development Committee shall be open to the public and time shall be provided for members of the public to comment on matters before the committee. **The Committee may go into executive session for the purpose of considering any matter permitted to be heard in executive session by the Ohio Open Meetings Act as codified in Section 122.22 et seq. of the Ohio Revised Code.**

E.F. The County Executive shall designate a staff person to act as clerk of the committee. **The clerk shall publish agendas and meeting notices and record and publish minutes.**

SECTION 3. It is necessary that this Ordinance become immediately effective for the usual daily 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 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 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 actions 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: December 8, 2015
Committee(s) Assigned: Economic Development & Planning

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Ordinance No. O2016-0001

Sponsored by: County Executive Budish/Department of Development	An Ordinance amending Chapters 802 and 709 of the Cuyahoga County Code regarding the Casino Revenue Fund and Job Creation Fund for consistency with the 2016/2017 Biennial Operating Budget and Capital Improvements Program; and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Cuyahoga County Council unanimously adopted Resolution No. R2015-0209 on December 8, 2015, the 2016/2017 Biennial Operating Budget and Capital Improvements Program; and

WHEREAS, County Councilmember and Finance & Budgeting Committee Chairperson Greenspan summarized the principles supporting the adopted budget in a memo to Council Colleagues on November 10, 2015 and entered it into the record at the Finance & Budgeting Committee meeting that same day; and

WHEREAS, Cuyahoga County Council adopted Ordinance No. O2012-0011 to allocate ongoing proceeds from gross casino revenue to enhance economic development; and

WHEREAS, Article VII, Section 7.01 of the Cuyahoga County Charter declares that “the County shall develop and implement policies, programs and activities for the expansion and enhancement of economic activity in the County so as to create and preserve jobs and employment opportunities for and available to residents of the County;” and

WHEREAS, the Job Creation Fund shall strive to meet the principal objectives of expanding the economic base in the county, including outcomes consistent with economic growth including job growth and opportunity; and

WHEREAS, Cuyahoga County aspires to create a permanent resource for economic development activities that is self-sustaining while providing adequate resources to accelerate growth.

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

SECTION 1. Chapter 802 of the Cuyahoga County Code is hereby amended to read as follows (deletions struck through and additions bolded and underlined):

Section 802.01:

There is hereby created the Cuyahoga County **Job Creation Fund** ~~Economic Development Fund (“Fund”)~~, which shall be administered by the County Executive through the Department of Development. **Expenditures from this Fund shall be in accordance with the Economic Development Plan as required by Section 7.05 of the Cuyahoga County Charter.**

Section 802.02:

The Fund is a special revenue fund that is funded from non-tax revenues including revenues set forth in Chapter 709 of the Cuyahoga County Code. Council hereby approves and adopts the County Executive’s plan for the administration of the ~~Economic Development Fund attached hereto as Exhibit A.~~

Section 802.03:

~~The Economic Development Fund shall undertake and administer the following three priorities with the listed programs:~~

- a) ~~Innovation development~~
 - 1) ~~Micro Enterprise~~
 - 2) ~~Pre-Seed Funding~~
 - 3) ~~Next Stage Funding~~
 - 4) ~~Innovation Match~~

- b) ~~Commercial Property Reutilization~~
 - 1) ~~Redevelopment and Modernization~~
 - 2) ~~Site Expansion~~
 - 3) ~~Redevelopment Ready~~

- e) ~~Business Growth, Commercialization and Attraction~~
 - 1) ~~Small Business Growth~~
 - 2) ~~Incumbent Worker Training~~
 - 3) ~~Accelerated Growth~~
 - 4) ~~Large Scale Attraction~~

Section 802.04:

All Cuyahoga County Job Creation Fund application fees, loan repayments and decertifications shall be credited to the Fund. All remaining balances in the Fund shall carry forward from year to year. The Department of Development, CCCIC or the appropriate approving authority shall have the ability to modify parameters or terms for any individual transaction in the \$100 Million Economic Development Fund including but not limited to loan amount, interest rate and time period. Any changes to the parameters or terms shall be provided to the appropriate approving body as part of the review of documents.

Section 802.05:

The Department of Development shall make a report to the County Council detailing the operations, performance measures and changes to the Fund annually in concert with updates to the County's Five Year Economic Development Plan as required by the County Charter.

SECTION 2. Chapter 709 of the Cuyahoga County Code is hereby amended to read as follows (deletions struck through and additions bolded and underlined):

Section 709.01: The Casino Revenue Fund

The Fiscal Officer is hereby directed to immediately establish a separate fund for the purpose of collecting and expending gross casino revenues distributed to Cuyahoga County (the "Casino Revenue Fund" or "the Fund"). All such revenues shall be automatically transferred from the General Fund into the Fund and may be used only in the time frame and purpose authorized in Chapter 709 of the County Code.

Section 709.02: Revenues in Reserve

All gross casino revenues shall be held in reserve in the Casino Revenue Fund and ~~until June 30, 2014 ("the reserve date").~~ **may be used only in the time frame and purpose authorized in Chapter 709 of the Cuyahoga County Code, provided that:**

- A. For 2016 no less than \$3.8 million are and shall be transferred to the Cuyahoga County Job Creation Fund for purposes consistent with Section 802 of the Cuyahoga County Code; and**
- B. For 2017 no less than \$4.0 million are and shall be transferred to the Cuyahoga County Job Creation Fund for purposes consistent with Section 802 of the Cuyahoga County Code; and**

C. For 2018 and thereafter, no less than half of the gross casino revenues are and shall be transferred to the Cuyahoga County Job Creation Fund for purposes consistent with Section 802 of the Cuyahoga County Code; and

D. The balance of Casino Revenue Fund loan repayments collected between January 1, 2016 and December 31, 2017, and decertified funds from all Casino Revenue Fund awards made prior to December 31, 2015 shall be transferred to the Cuyahoga County Job Creation Fund for purposes consistent with Section 802 of the Cuyahoga County Code.

SECTION 3. It is necessary that this Ordinance become immediately effective for the usual daily 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 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 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: January 12, 2016
Committee(s) Assigned: Economic Development & Planning

Journal _____
_____, 20__