



AGENDA
CUYAHOGA COUNTY FINANCE & BUDGETING COMMITTEE MEETING
MONDAY, AUGUST 20, 2012
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
1:00 PM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO THE AGENDA**
- 4. APPROVAL OF MINUTES FROM THE AUGUST 13, 2012 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
 - a) R2012-0152: A Resolution making an award on RQ23336 to Employee Benefits International, Inc. in the amount not-to-exceed \$1,005,606.45 for general consulting services and SBE services for Cuyahoga County employee health care benefits, including wellness care, dental and vision, deferred compensation, life insurance and employee education for the period 8/1/2012 - 7/31/2015, 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.
 - b) R2012-0153: A Resolution amending the 2012/2013 Biennial Operating Budget for 2012 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.

- c) O2012-0020: An Ordinance establishing the Cuyahoga County Based Business Preference Program.

- d) O2012-0022: An Ordinance designating an additional five percent of all collections of delinquent real property, personal property and manufactured and mobile home taxes and assessments to be deposited in the delinquent tax and assessment collection fund; and appropriating such amount to the use of the Cuyahoga County Land Reutilization Corporation.

6. MISCELLANEOUS BUSINESS

7. OTHER PUBLIC COMMENT

8. ADJOURNMENT

*In accordance with Ordinance No. O2011-0020, complimentary parking in the Huntington Park Garage will be available for the public **beginning at 4:00 p.m.** on any day when the Council or any of its committees holds evening meetings. Please see the Clerk to obtain a parking pass.



MINUTES

**CUYAHOGA COUNTY FINANCE & BUDGETING COMMITTEE MEETING
MONDAY, AUGUST 13, 2012
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
1:00 PM**

1. CALL TO ORDER

Chairman Miller called the meeting to order at 1:05 p.m.

2. ROLL CALL

Mr. Miller asked Assistant Deputy Clerk Thurman to call the roll. Committee members Miller, Greenspan, Gallagher, Germana, Jones and Simon were in attendance and a quorum was determined. Committee member Schron was absent from the meeting. Councilmembers Brady and Connally were also in attendance.

3. PUBLIC COMMENT RELATED TO THE AGENDA

No public comments were given.

4. APPROVAL OF MINUTES FROM THE JULY 19, 2012 MEETING

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by majority vote to approve the minutes from the June 18, 2012 meeting, with Committee member Greenspan abstaining from the vote due to his absence from the meeting.

5. MATTERS REFERRED TO COMMITTEE

- a) R2012-0121: A Resolution approving the City of Cleveland to retain certain City Land Bank parcels for devotion to public use as a Southern

Service Center for Cleveland Public Power, and declaring the necessity that this Resolution become immediately effective:

- 1) No. 126-14-018
- 2) No. 126-14-019
- 3) No. 126-14-020
- 4) No. 126-14-021
- 5) No. 126-14-024
- 6) No. 126-14-025
- 7) No. 126-14-026
- 8) No. 126-14-027
- 9) No. 126-14-028
- 10) No. 126-14-029
- 11) No. 126-14-030
- 12) No. 126-14-031
- 13) No. 126-14-032
- 14) No. 126-14-042
- 15) No. 126-14-100
- 16) No. 126-14-101
- 17) No. 126-14-102
- 18) No. 126-14-103
- 19) No. 126-14-105
- 20) No. 126-14-106
- 21) No. 126-14-107
- 22) No. 126-14-108
- 23) No. 126-14-109
- 24) No. 126-14-110
- 25) No. 126-14-111
- 26) No. 126-14-112
- 27) No. 126-14-113
- 28) No. 126-14-114

Mr. Jamie DeRosa, Commissioner of Real Estate for the City of Cleveland, and Ms. Marcia Hines, Project Manager for the City of Cleveland, addressed the Committee regarding Resolution No. R2012-0121. Discussion ensued.

Committee members and Councilmembers asked questions of Mr. DeRosa and Ms. Hines pertaining to the item, which they answered accordingly.

Committee member Jones requested his name added as an additional sponsor to the legislation.

On a motion by Mr. Germana with a second by Mr. Jones, Resolution No. R2012-0121 was considered and approved to be referred to the full Council agenda with a recommendation for passage under second reading suspension of rules.

b) R2012-0122: A Resolution approving the City of Cleveland to retain certain City Land Bank parcels for devotion to public use to expand and improve League Park, and declaring the necessity that this Resolution become immediately effective:

- 1) No. 106-13-039
- 2) No. 106-13-042
- 3) No. 106-13-043
- 4) No. 106-13-076
- 5) No. 106-13-074
- 6) No. 106-13-073
- 7) No. 106-13-072
- 8) No. 106-13-071
- 9) No. 106-13-102
- 10) No. 106-13-070
- 11) No. 106-13-069
- 12) No. 106-13-067

Mr. DeRosa and Mr. Don Kasych, Manager of Site Development for the City of Cleveland, addressed the Committee regarding Resolution No. R2012-0122. Discussion ensued.

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

Committee members Jones, Miller, Gallagher, Greenspan and Germana requested to have their names added as additional sponsors to the legislation.

Councilmembers Connally and Brady requested to have their names added as additional sponsors to the legislation.

On a motion by Mr. Jones with a second by Mr. Greenspan, Resolution No. R2012-0122 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 rules.

6. DISCUSSION

a) Real estate taxes payment process-Treasurer Richard Sensenbrenner

Mr. Richard Sensenbrenner, Treasurer, addressed the Committee regarding the real estate taxes payment process. Discussion ensued.

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

7. PRESENTATION

- a) Initial presentation regarding mid-year budget-Director Matthew Rubino

Mr. Matthew Rubino, Director of the Office of Budget and Management, addressed the Committee regarding the mid-year budget. Discussion ensued.

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

8. MISCELLANEOUS BUSINESS

Mr. Miller announced that the next Finance and Budgeting Committee meetings will be held on Monday, August 20, 2012 at 1:00 p.m. and Monday, August 27, 2012 at 1:00 p.m.

9. OTHER PUBLIC COMMENT

No public comments were given.

10. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Greenspan with a second by Mr. Gallagher, the meeting was adjourned at 3:08 p.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0152

Sponsored by: County Executive FitzGerald/Department of Human Resources	A Resolution making an award on RQ23336 to Employee Benefits International, Inc. in the amount not-to-exceed \$1,005,606.45 for general consulting services and SBE services for Cuyahoga County employee health care benefits, including wellness care, dental and vision, deferred compensation, life insurance and employee education for the period 8/1/2012 - 7/31/2015, 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 Human Resources has recommended an award on RQ23336 to Employee Benefits International Inc. (“EBI) in the amount not-to-exceed \$1,005,606.45 for general consulting services and SBE services for the Cuyahoga County employee health care benefits, including wellness care, dental and vision, deferred compensation, life insurance, and employee education for the period 8/1/2012 – 7/31/2015; and

WHEREAS, the amount of \$790,450.00 is for general consulting services and the amount of \$215,156.45 is for SBE services for a total amount not-to-exceed \$1,005,606.45; and

WHEREAS, EBI’s goal is to provide clients with innovative solutions to their employee health benefits needs and offer personalized service by working closely with clients to determine the best possible combination of benefit products to create a cost-effective benefit plan; and

WHEREAS, the EBI program will provide general consulting services to Cuyahoga County Department of Human Resources employee health care benefits, including wellness care, dental and vision, deferred compensation and life insurance; and

WHEREAS, the location of the Employee Benefits International Inc. is 4700 Rockside Road, Summit One, Suite 505, Independence, Ohio 44131; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of a county department.

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0153

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution amending the 2012/2013 Biennial Operating Budget for 2012 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 13, 2011, the Cuyahoga County Council adopted the 2012/2013 Biennial Operating Budget and Capital Improvements Program (Resolution No. R2011-0291) establishing the 2012/2013 biennial budgets for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the 2012/2013 Biennial Operating Budget for 2012 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 2012/2013 Biennial Operating Budget for 2012 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 MI512657 - Miscellaneous Personal Services	BA1200523
	\$ 50,000.00	
Funding Source: General Fund.		
B.	21A020 - TB Control Program – Metro Health HS157313- TB Control Program – Metro Health	BA1200606

Other Expenses \$ 75,687.00

Funding Source: Ohio Department of Health.

C. 20A806 – Carrying Concealed Weapon Application Fees **BA1200542**
SH350108 – Carrying Concealed Weapons Application Fees
Other Expenses \$ 50,000.00

Funding Source: Funding is from fees collected for new and renewal permits to carry concealed weapons.

D. 21A218 – State SHSP-Law Enforcement (SHSPLE) **BA1200615**
JA768044 – FFY11 State Homeland-Law Enforcement 11/14
Other Expenses \$ 220,843.00
Capital Outlays \$ 220,842.00

Funding Source: United States Department of Homeland. No cash match is required.

E. 22A105 – HUD Section 108 **BA1200547**
DV711606 – HUD Section 108
Other Expenses \$ 489,994.01

Funding Source: Department of Housing and Urban Development.

F. 22S274 – American Reinvestment and Recovery Act **BA1200548**
(ARRA) Home Weatherization Assistance Program (HWAP) 2009-2010
DV725200 – ARRA HWAP Department of Energy (DOE) Health & Safety
2009-2010
Other Expenses \$ 2,117.50

Funding Source: Department of Energy passed through the Ohio Department of Development.

G. 65A604 – Postage **BA1200549**
CT577353 – County Mailroom
Other Expenses \$ 390,000.00

Funding Source: Funding for the mailroom Internal Service Fund comes from an annual mail drop charge as well as metered chargebacks to user agencies.

H. 20N306 – Soil and Water Conservation District **BA1200550**
SW500058 – Soil and Water Conservation District
Personal Services \$ 50,000.00

Funding Source: Funding for the Soil and Water Conservation District comes from revenues from municipalities, a state match on revenues and assorted grants. The County also contributes a General Fund Subsidy of \$75,000 annually.

I.	20A308 – County Planning Commission (CPC) Cuyahoga Valley Initiative CP522540 – CPC – Cuyahoga Valley Initiative Other Expenses	\$ 5,000.00	BA1200551
----	--	-------------	------------------

Funding Source: Funding for the County Planning Commission comes from charges for services, grants and a General Fund subsidy.

J.	40A526 – Ohio Department of Transportation (ODOT) Local Projects Administration (LPA) CE785006 – ODOT - LPA Capital Outlays	\$ 160,000.00	BA1200552
----	--	---------------	------------------

Funding Source: Funding for the Ohio Department of Transportation (ODOT) – Local Projects Administration (LPA) CEAO Bridge Engineering - 2012 comes 80% from Federal Highway Administration dollars passed through ODOT and 20% from the County.

K.	22A678 – Shelter + Care Renewal - SRA HS753616 – Shelter + Care 11' SRA 228 Unit Other Expenses	\$ 1,464,552.00	BA1200392
----	---	-----------------	------------------

Funding Source: United States Department of Housing & Urban Development.

L.	22A788 – SHP Domestic Violence Center HS753608 – SHP 11' Domestic Violence Center Other Expenses	\$ 77,167.00	BA1200391
----	--	--------------	------------------

Funding Source: United States Department of Housing & Urban.

M.	22A753 – SHP 10' SA PASS Supportive HS753566 – SHP 11' SA PASS Supportive Other Expenses	\$ 270,705.00	BA1200390
----	--	---------------	------------------

Funding Source: United States Department of Housing & Urban.

N.	22A063 – SHP' 10 SA PASS Transitional HS753756 – SHP' 11 SA PASS Transitional Other Expenses	\$ 537,741.00	BA1200564
----	--	---------------	------------------

Funding Source: United States Department of Housing & Urban.

O.	21A609 –Prosecutor's Office Efficiency Study PR763458 – Prosecutor's Office Efficiency Study Other Expenses	\$ 150,000.00	BA1200620
----	---	---------------	------------------

Funding Source: Funding is from the Prosecutor's discretionary Law Enforcement Trust Fund.

P.	01A001 – General Fund		BA1200648
	BE472050 – Primary Election		
	Personal Services	\$ (784,000.00)	
	Other Expenses	\$ (508,000.00)	
	Capital Outlay	\$ (2,300.00)	

Funding Source: General Fund.

Q.	01A001 – General Fund		BA1200649
	AE511451 – Board and Care of Prisoners		
	Other Expenses	\$ 180,390.00	

Funding Source: General Fund.

R.	01A001 – General Fund		BA1200651
	MT805432 – Municipal Judicial Costs		
	Personal Services	\$ 7,006.00	
	Other Expenses	\$ 106,196.00	

Funding Source: General Fund.

S.	01A001 – General Fund		BA1200650
	LA000794 – Law Department		
	Personal Services	\$ 134,795.00	
	Other Expenses	\$ 15,000.00	

Funding Source: General Fund.

T1.	01A001 – General Fund		BA1200655
	DR391052 – Domestic Relations		
	Personal Services	\$ 3,596.00	

T2.	01A001 – General Fund		
	DR495515 – Bureau of Support		
	Personal Services	\$ 7,049.00	

Funding Source: General Fund.

U.	20A322 – Delinq. Tax Assess. – Treas.		BA1200658
	FS109710 - Treasury - Delinquent Tax Assess. Collection		
	Personal Services	\$ 128,000.00	
	Other Expenses	\$ 52,000.00	

Funding Source: Assessments on delinquent property.

V.	64A601 – Supplies		BA1200659
	FS109751 – Fiscal – County Supplies		
	Other Expenses	\$ 400,000.00	

Funding Source: Funding comes from charges to user agencies for supplies.

W1.	21A421 – Youth Services Subsidy JC753558 – Sex Offender Treatment FY 12-13 - 2106 Other Expenses	\$ 15,778.80	BA1200641
-----	--	--------------	------------------

W2.	21A421 – Youth Services Subsidy JC753541 – Substance Abuse Treatment FY12 -13 -2107 Other Expenses	\$ 13,636.85	
-----	--	--------------	--

W3.	21A421 – Youth Services Subsidy JC753533 – Clinical Assessment & SA FY12-2217 Other Expenses	\$ 33,392.98	
-----	--	--------------	--

Funding Source: Ohio Department of Youth Services.

X.	01A001 – General Fund CT577106 - Risk and Property Management. Collection Other Expenses	\$ 660,000.00	BA1200660
----	--	---------------	------------------

Funding Source: General Fund.

SECTION 2. That the 2012/2013 Biennial Operating Budget for 2012 be amended to provide for the following appropriation transfers:

<u>Fund Nos. /Budget Accounts</u>	<u>Journal Nos.</u>
--	----------------------------

A	FROM:	21A837 – State Homeland Security (SHSG) JA763425– State Homeland Security 2009/2012 Other Expenses	\$ 26,425.00	BA1200613
---	-------	--	--------------	------------------

TO:	21A837 – State Homeland Security (SHSG) JA763425– State Homeland Security 2009/2012 Capital Outlays	\$ 26,425.00
-----	---	--------------

Funding Source: United States Department of Homeland.

B.	FROM:	01A001 – General Fund SH350272– Law Enforcement-Sheriff Other Expenses	\$ 16,500.00	BA1200616
----	-------	--	--------------	------------------

TO:	01A001–General Fund SH350272– Law Enforcement-Sheriff Capital Outlays	\$ 16,500.00
-----	---	--------------

Funding Source: General Fund.

C.	FROM:	20A822 – Custody Mediation JA108118– Custody Mediation Personnel Services Capital Outlays	\$ 2,000.00 \$ 1,015.00	BA1200617
----	-------	--	----------------------------	------------------

TO: 20A822–Custody Mediation
 JA108118– Custody Mediation
 Other Expenses \$ 3,015.00

Funding Source: Funding is from revenue earned through contracts with Juvenile and Domestic Relations Courts for custody mediation.

D. FROM: 20A390 – Emergency Management **BA1200618**
 JA100123– Emergency Management
 Other Expenses \$ 2,500.00

TO: 20A390–Emergency Management
 JA100123– Emergency Management
 Capital Outlays \$ 2,500.00

Funding Source: General Fund.

E. FROM: 21A900 – Regional Collaboration Project **BA1200619**
 JA752675– Regional Collaboration Project 2009/2012
 Other Expenses \$ 16,525.00

TO: 21A900 – Regional Collaboration Project
 JA752675– Regional Collaboration Project 2009/2012
 Capital Outlays \$ 16,525.00

Funding Source: United States Department of Homeland Security.

F. FROM: 21A512 – CCA408/Jail Misdemeanant **BA1200608**
 CO741363 – Jail Intensive Supervision Program FY12
 Other Expenses \$ 39,234.00

TO: 21A512 – CCA408/Jail Misdemeanant
 CO741363 – Jail Intensive Supervision Program FY12
 Personal Services \$ 39,234.00

Funding Source: Ohio Department of Rehabilitation and Corrections.

G. FROM: 24A601 – Senior and Adult Services **BA1200639**
 SA138701 – Options Program
 Other Expenses \$ 186,841.00

TO: 24A601 – Senior and Adult Services
 SA138305 – Community Social Service Programs
 Other Expenses \$ 186,841.00

Funding Source: Health and Human Services Levy Fund, Public Assistance allocations, and fees for services.

H. FROM: 28W036 – Workforce Development Operations **BA1200642**
 WI140905 – WIA Executive and Financial Operations

	Other Expenses	\$	102,491.00
TO:	28W036 – Workforce Development Operations		
	W1140905 – WIA Executive and Financial Operations		
	Personal Services	\$	102,491.00

Funding Source: Federal Department of Labor through the Workforce Investment Act.

I. FROM:	24A510 – Work & Training Admin		BA1200645
	WT137471 – Mount Pleasant NFSC		
	Personal Services	\$	720,000.00
TO:	24A510 - Work & Training Admin		
	WT137455 – Quincy Place NFSC		
	Personal Services	\$	720,000.00

Funding Source: Health and Human Services Levy Fund.

J. FROM:	01A001 – General Fund		BA1200647
	CT577106 – Risk and Property Management		
	Personal Services	\$	40,265.00
TO:	01A001 – General Fund		
	LA000794 – Law Department		
	Personal Services	\$	40,265.00

Funding Source: General Fund.

K. FROM:	20A325 – Tax Prepayment Special Interest Fund		BA1200657
	FS109728 – Fiscal Tax Prepayment Special Interest		
	Other Expenses	\$	100,000.00
TO:	20A325 – Tax Prepayment Special Interest Fund		
	FS109728 – Fiscal Tax Prepayment Special Interest		
	Personal Services	\$	100,000.00

Funding Source: The source of funding is interest earned on the early payment of taxes.

L. FROM:	01A001 – General Fund		BA1200640
	FS109629 – Office of Budget & Management		
	Personal Services	\$	30,000.00
	01A001 – General Fund		
	FS109686 – Operations – Property Valuation		
	Personal Services	\$	252,000.00
	01A001 – General Fund		
	FS109652 – Operations – Tax Assessments		
	Personal Services	\$	560,000.00
TO:	01A001 – General Fund		

FS109611 – Fiscal Office Administration
 Personal Services \$ 198,063.00

01A001 – General Fund
 FS109645 – Operations – Records & Licenses
 Personal Services \$ 366,593.00

01A001 – General Fund
 FS109637 – Financial Reporting
 Personal Services \$ 277,344.00

Funding Source: General Fund.

M. FROM: 01A001 – General Fund **BA1200661**
 FS109637 – Financial Reporting
 Other Expenses \$ 385,000.00

TO: 01A001 – General Fund
 FS109637 – Financial Reporting
 Personal Services \$ 385,000.00

Funding Source: General Fund.

SECTION 3. That the 2012/2013 Biennial Operating Budget for 2012 be amended to provide for the following cash transfers between County funds.

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

A. FROM: 21A071 – Financial Well-Being Demonstration **JR1201864**
 SE000018 – Financial Well-Being Demonstration
 Transfer Out \$ 12,800.11

TO: 20A600 – Support Enforcement Agency
 SE496000 – Cuyahoga Support Enforcement Agency
 Revenue Transfer \$ 12,800.11

Funding Source: Ohio Department of Job and Family.

B1. FROM: 29A390 – Health and Human Services Levy 2.9 **JT1200049**
 SU513986 – Employment and Family Subsidy 2.9
 Transfer Out \$ 343,941.92

TO: 24A510 – Work and Training Admin.
 WT137109 – Administrative Services
 Revenue Transfer \$ 343,941.92

B2. FROM: 29A390 – Health and Human Services Levy 2.9
 SU513986 – Employment and Family Subsidy 2.9
 Transfer Out \$ 129,777.22

TO:	24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer	\$ 129,777.22
B3. FROM:	29A391 – Health and Human Services Levy 4.8 SU514430 – Employment and Family Subsidy 4.9 Transfer Out	\$ 561,168.40
TO:	24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer	\$ 561,168.40
B4. FROM:	29A391 – Health and Human Services Levy 4.8 SU514430 – Employment and Family Subsidy 4.9 Transfer Out	\$ 211,741.78
TO:	24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer	\$ 211,741.78

Funding Source: Health and Human Services Levy Fund.

SECTION 4. This Resolution is hereby determined to be an emergency measure and that it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of County departments, offices and agencies. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

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

Deputy Clerk of Council

Date

First Reading/Referred to Committee: August 14, 2012

Committee(s) Assigned: Finance & Budgeting

Journal _____
_____, 2012

County Council of Cuyahoga County, Ohio

Ordinance No. O2012-0020

Sponsored by: Councilmembers Gallagher, Germana, Connally, Jones, Brady, Miller, Rogers and County Executive FitzGerald	An Ordinance establishing the Cuyahoga County Based Business Preference Program.
--	---

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, an objective of the Cuyahoga County Small Business Enterprise (SBE) Program is to spur economic development in the public and private sectors of the Cuyahoga County economy; and,

WHEREAS, the Cuyahoga County Council deems a Cuyahoga County Based Business Preference Program for County purchases, and for entering into agreements and awarding contracts to be critical to the economic vibrancy and development of the County; and,

WHEREAS, the County Executive / Office of Procurement & Diversity administers all County purchases, agreements, and contracts; and,

WHEREAS, all County purchases, and the manner of entering into agreements and contracts are governed by the Cuyahoga County Contracting and Purchasing Procedures Ordinance, and any applicable state and federal laws;

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

SECTION 1. There is hereby created a Cuyahoga County Based Business Preference Program.

SECTION 2. For purposes of this ordinance, a Cuyahoga County Based Business is an entity that:

- (a) has had meaningful, day-to-day operations at a location(s) within the geographic boundaries of Cuyahoga County for at least three years.

(b) reports to the Internal Revenue Service (IRS) such location(s) within the geographic boundaries of Cuyahoga County as place(s) of employment for the majority of its regular, full-time work force.

(c) holds appropriate Cuyahoga County license(s) and all applicable municipal licenses in Cuyahoga County.

(d) is subject to applicable Cuyahoga County and municipal taxes within Cuyahoga County

SECTION 3. Unless otherwise prohibited by state, federal or local law, when the County has solicited bids, proposals, qualification statements or other contractual solicitations, and is determining the lowest price or the lowest evaluated price for purposes of awarding a purchase, agreement or a contract, a Cuyahoga County based Business shall be given a credit equal to two (2) percent of the lowest bid submitted by a non-Cuyahoga County Based Business bidder.

SECTION 4. The Cuyahoga County Based Business Preference Program applies solely to an entity with which the County is directly entering into a purchase, agreement, or contract; and not to subcontractors.

SECTION 5. The Office of Procurement and Diversity is directed to create a Cuyahoga County Based Business form, which shall be submitted by any entity desiring to participate in the Cuyahoga County Based Business Preference Program.

SECTION 6. Any entity desiring to participate in the Cuyahoga County Based Business Preference Program must submit, with and at the time of the bid, proposal or qualifications, a completed, signed and notarized Cuyahoga County Based Business form.

SECTION 7. The Director of the Office of Procurement and Diversity ~~reserves the right~~ **is hereby authorized** to investigate and verify any information submitted with the Cuyahoga County Based Business form and may reject the designation of a Cuyahoga County Based Business if he or she believes the information on the form is inaccurate or the entity is ineligible to be designated as a Cuyahoga County Based Business. The Director of the Office of Procurement and Diversity may request additional information prior to approving or rejecting the designation of a Cuyahoga County Based Business.

SECTION 8. If a designation of a Cuyahoga County Based Business is denied by the Director of the Office of Procurement and Diversity, the entity may submit a written complaint or appeal to the Director of the Office of Procurement and Diversity who shall notify the SBE Grievance Hearing Board. The written complaint or appeal by the entity shall be made within five (5) days to the Director of the Office of Procurement and Diversity upon receipt of the Director of the Office of Procurement and Diversity's decision. The SBE Grievance Hearing Board shall make every effort to hold the hearing no more than twenty (20) days from the date of receipt of the written complaint or appeal from the entity.

County Council of Cuyahoga County, Ohio

Ordinance No. O2012-0022

Sponsored by: Councilmembers Brady and Miller	An Ordinance designating an additional five percent of all collections of delinquent real property, personal property and manufactured and mobile home taxes and assessments to be deposited in the delinquent tax and assessment collection fund; and appropriating such amount to the use of the Cuyahoga County Land Reutilization Corporation.
---	---

WHEREAS, pursuant to division (B) of Section 321.261 of the Ohio Revised Code, this County Council may designate an additional five percent (5%) deduction from all collections of delinquent real property, personal property and manufactured and mobile home taxes and assessments (the "Additional DTAC Fee") to be deposited in the delinquent tax and assessment collection fund (the "DTAC Fund") and appropriated for the use of a county land reutilization corporation, including the Cuyahoga County Land Reutilization Corporation (the "Corporation"); and

WHEREAS, pursuant to subdivision (B) of Section 321.261 of the Ohio Revised Code, the Corporation has requested that this Council consider designating the Additional DTAC Fee, commencing January 1, 2013, and continuing through December 31, 2013, subject to the limitation provided for in Section 2 of this Ordinance; and

WHEREAS, this Council finds that designating the Additional DTAC Fee, subject to the limitation provided for in Section 2 of this Ordinance, to provide a portion of the Corporation's Annual Base Funding, is in the best interests of the County and is necessary for the Corporation to continue to achieve its mission and public purposes of, among others, alleviating the slum and blight of vacant, abandoned and foreclosed properties within the County and the negative consequences which certain national real estate practices and the recent recession have inflicted on the local real estate markets;

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

SECTION 1. Additional DTAC Fee. Pursuant to and in accordance with Section 321.261(B) of the Ohio Revised Code and subject to the other provisions of this Ordinance, this Council hereby designates the Additional DTAC Fee in the annual amount of five percent (5%) to be applied on all collections of delinquent real property, personal property and manufactured and mobile home taxes and assessments solely for the use of the Corporation as part of its Annual Base Funding, commencing on January 1, 2013 and continuing through December 31, 2013.

First Reading/Referred to Committee: August 14, 2012
Committee(s) Assigned: Finance & Budgeting

Journal _____
_____, 2012