



AGENDA
CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING
TUESDAY, JULY 18, 2023
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
1:00 PM

1. CALL TO ORDER

2. ROLL CALL

3. PUBLIC COMMENT

4. MATTERS REFERRED TO COMMITTEE / CONFIRMATION HEARING:

- a) R2023-0180: A Resolution confirming the County Executive’s appointment of Kelly Lynn Woodard, upon her taking the oath of office, as Director of Communications; and declaring the necessity that this Resolution become immediately effective. [See Page 3]

- b) R2023-0181: A Resolution approving a Cooperative Agreement with the City of Cleveland and a to-be-formed nonprofit corporation to be known as the North Coast Development Corporation (“NCDC”) to facilitate development and redevelopment projects on the City of Cleveland Lakefront; authorizing the appropriation of funds to make annual payments to the NCDC; authorizing the County Executive and/or his designee to execute the cooperative agreement and any related documents; and declaring the necessity that this Resolution become immediately effective. [See Page 8]

DISCUSSION:

- c) R2023-0182: A Resolution authorizing a Real Estate Purchase Agreement with CRAIG REALTY GROUP - CLEVELAND, LLC, or its designee, in an amount not-to-exceed \$38,703,000.00 for the purchase of certain parcels of real property in Garfield Heights, Ohio with access to Granger Road totaling approximately 72.1 acres now known as permanent parcel numbers 542-14-004, 542-15-002, and 542-22-022, and a portion of permanent parcel number 542-14-002; authorizing the County Executive to take all necessary

actions and to execute the Purchase Agreement and any and all other agreements and documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. [See Page 11]

- d) O2023-0012: An Ordinance amending and codifying Board of County Commissioners Resolution No. 2007-073101 dated July 26, 2007, and enacting new Chapter 727, Section 727.01 of the Cuyahoga County Code to change the period of time during which the County sales tax shall be levied at the aggregate rate of one and one-fourth percent; and declaring the necessity that this Ordinance become immediately effective. [See Page 14]
- e) O2023-0013: An Ordinance amending and codifying Board of County Commissioners Resolution No. 2007-073102 dated July 26, 2007 and enacting new Chapter 727, Section 727.02 of the Cuyahoga County Code to change the period of time during which the County use tax shall be levied at the aggregate rate of one and one-fourth percent; and declaring the necessity that this Ordinance become immediately effective. [See Page 17]

5. EXECUTIVE SESSION

- a) Pending or imminent litigation

6. MISCELLANEOUS BUSINESS

7. 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.*

County Council of Cuyahoga County, Ohio

Resolution No. R2023-0180

Sponsored by: County Executive Ronayne	A Resolution confirming the County Executive's appointment of Kelly Lynn Woodard, upon her taking the oath of office, as Director of Communications; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, pursuant to Article II, Section 2.03(2) of the Charter of Cuyahoga County, directors of department are to be appointed by the County Executive, subject to confirmation by Council; and

WHEREAS, the Department of Communications was established by Ordinance O2011-0051, enacted November 9, 2011; and

WHEREAS, the County Executive has nominated Kelly Lynn Woodard for appointment to the position of Director of Communications; and

WHEREAS, the Council conducted a confirmation hearing which was noticed to the public and held in an open meeting on _____, 2023; and

WHEREAS, the Council elects to confirm the County Executive's appointment of Kelly Lynn Woodard to the position of Director of Communications; and

WHEREAS, 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 County government.

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 Kelly Lynn Woodard to serve as Director of Communications upon her taking the oath of office.

SECTION 2. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided

that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective.

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

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

Yeas:

Nays:

County Council President

Date

Clerk of Council

Date

First Reading/Referred to Committee: June 20, 2023

Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 2023



June 13, 2023

Pernel Jones, Jr., President
Cuyahoga County Council
Cuyahoga County Administration Building
2079 E.9th, 8th Floor
Cleveland, OH 44115

Re: *Cuyahoga County Director of Communications*

Dear Council President Jones,

Pursuant to Section 202.14 of the Cuyahoga County Code which establishes the position of Director of Communications, it is my pleasure to nominate Kelly Woodard as Director of Communications. In this role, Ms. Woodward would lead the Department of Communications to manage internal communications to Cuyahoga County employees and external communications to promote Cuyahoga County services and educate the public about county government.

Ms. Woodard currently serves as Director of Marketing at the Cleveland Public Library. Previously, she served as the Senior Manager for Recruitment at the Girls Scouts of Northeast Ohio, Assistant News Director at WEWS-TV and News Director at WRIC ABC 8News in Richmond, Virginia. In these roles, Ms. Woodard gained experience connecting with diverse audiences, effectively communicating with employees and the public, and working with the media to share important information. Throughout her career, Ms. Woodard has demonstrated a keen ability to connect with audiences and effectively communicate key messages through various mediums. She is skilled in cross-platform communication, leveraging social media and other digital channels to reach a broader audience.

Thank you for your consideration of this nomination. Should you or any of your colleagues have any questions, please feel free to contact Laura Roche in my office at 216-443-7181

Sincerely,

A handwritten signature in black ink that reads "Chris Ronayne".

Chris Ronayne
County Executive

KELLY LYNN WOODARD

CORPORATE & MEDIA COMMUNICATIONS LEADER

Building & Enhancing Corporate & Organizational Brands through Creative & Strategic Messaging

“Employees will build what they help create.”

- Media-savvy, employee-focused communications leader with extensive experience delivering excellence in journalism throughout planned and unplanned real-time events. Honed skills in leadership, cross-platform communications, and crisis management in the dynamic, deadline-driven TV broadcast industry.
- Accomplished in leveraging diverse media platforms to raise brand awareness, promote an organization’s crucial messaging internally and externally, drive engagement, and empower sales and marketing teams.
- Strategic planner who pivots seamlessly to make on-the-spot decisions and lead the delivery of goal and value-aligned communications during times of crisis and organizational transformations.
- Committed to fostering diversity, developing people to their full potential, encouraging contributions across levels and functions, driving community engagement, and building strong stakeholder relationships.

EXPERTISE

Corporate Branding | Corporate Communications Strategy | Crisis Management
Change Management | Multi-Platform Communications | Digital & Social Media | Digital Marketing | Public Relations
Writing, Editing & Storytelling | Content Management Systems | Video & Content Production
Operations Leadership | Budget Management | Talent Acquisition & Development | Team Leadership

PROFESSIONAL EXPERIENCE

CLEVELAND PUBLIC LIBRARY, Cleveland, OH

Director of Marketing, 2021-Present

Lead and guide the efforts of the marketing department. Develop internal and external communications and media outreach strategy, collaborate with marketing and programming staff on messaging and marketing materials, manage the production of publications, including programming guide and annual report, and assist with writing and copy editing for the digital newsletter and social media posts.

Marketing Manager, Communications, 2019-2021

- Develop and implement effective communication strategies to build awareness and patron satisfaction.
- Create informative media releases and related marketing materials.
- Plan and manage the design, content, and production of all marketing materials.
- Respond to communication-related issues in a timely manner.

GIRL SCOUTS OF NORTH EAST OHIO, Cleveland, OH, 2018 to 2019

Senior Manager, Recruitment

Managed all phases of the membership recruitment strategy, organized and led recruitment events, collaborated with marketing and communications staff on messaging and marketing materials, and supervised recruitment staff and volunteers.

- Exceeded recruitment goal of 8,000+ girls using traditional and non-traditional marketing methods.
- Implemented new recruitment techniques to entice girls to join the leadership development organization.

KELLY LYNN WOODARD

WEWS-TV, Cleveland, OH, 2018

Assistant News Director

Managed the budget, newsroom strategic planning, editorial decisions, and recruitment/training of cross-functional talent. Led a staff of 60+.

- Facing a staffing crisis, built a new sports team with expertise in video production, reporting, and producing that quickly outreached to the community, built relationships with local sports groups, and produced sports specials that generated thousands of dollars in revenue for the station.
- Generated \$1M+ in revenue by partnering across departments to develop and implement sales initiatives.
- Collaborated on planning and executing coverage of the NBA finals and elections.

WRIC ABC 8News, Richmond, VA, 2013 to 2017

News Director

Managed the budget, strategic planning, editorial decisions, recruitment, internal and external communications, internal processes and news systems, and crisis management, leading a team of 55.

- Boosted ratings, achieved industry recognition, and attracted and attained new talent while navigating employees through three changes in ownership due to multiple mergers.
- Engaged new audiences by developing and implementing the “News Where You Live” marketing campaign to highlight the news station’s mission and community initiatives.
- Ignited a lack-luster digital effort by recruiting specialists in digital and social media and partnering with them on developing the dynamic social media strategy and action plans to create and post messages to targeted audiences.
- Captured the attention of younger viewers by expanding beyond traditional Facebook and Twitter to post on Instagram, Snapchat, Facebook Live, snackables, podcasts, and blogs.
- Improved digital analytics and grew the digital budget with each extra page view.
- Secured and grew ratings in key time periods and demographics that included morning and 11 PM newscasts.
- Collaborated across departments on sales initiatives that generated \$1M+ in new revenue.
- Improved productivity and efficiency by developing the strategic plans and implementing new systems, including a reporter beat system.
- Fostered diversity by recruiting, training, and developing journalists who shared the values of the community and who advanced to contribute creative and strategic ideas that drove the company’s goals.

EDUCATION, TRAINING & ACTIVITIES

Bachelor of Arts, Journalism, Michigan State University, East Lansing, MI
Master of Business Administration, Digital Marketing, Youngstown State University, Youngstown, OH

RTNDF News Leadership Workshop

Poynter Institute NBC News Leadership Workshop

The Carole Kneeland Project for Responsible Journalism

International Women’s Media Foundation Leadership Institute

Volunteer, It’s Your Time to S.H.I.N.E. women’s empowerment group, Cleveland, OH

Volunteer, Kids’ Book Bank, Cleveland, OH

Board Secretary, Journey Center for Safety and Healing, Cleveland, OH

Served as Public Relations Consultant for Pop Up Underground Kitchen Project, Richmond, VA

County Council of Cuyahoga County, Ohio

Resolution No. R2023-0181

Sponsored by: County Executive Ronayne	A Resolution approving a Cooperative Agreement with the City of Cleveland and a to-be-formed nonprofit corporation to be known as the North Coast Development Corporation (“NCDC”) to facilitate development and redevelopment projects on the City of Cleveland Lakefront; authorizing the appropriation of funds to make annual payments to the NCDC; authorizing the County Executive and/or his designee to execute the cooperative agreement and any related documents; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County and City of Cleveland (“City”) agree that the City’s lakefront (“Lakefront”) is one of the region’s great assets and desire to work cooperatively to redevelop the Lakefront; and

WHEREAS, the County and City intend for the equitable redevelopment of the Lakefront to promote community building, increase economic opportunity throughout the region, and increase climate resiliency through the creation of additional green space; and

WHEREAS, it is anticipated that a nonprofit corporation to be known as the North Coast Development Corporation will be incorporated under Chapter 1702 of the Ohio Revised Code for the express purpose of facilitating development of the Lakefront as a destination for residential, commercial and recreational uses; and

WHEREAS, the County and City intend to provide monetary and other contributions to NCDC to support redevelopment of the Lakefront; and

WHEREAS, it is necessary that this Resolution become immediately effective for the usual daily operation of the County.

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

SECTION 1. The Cuyahoga County Council hereby approves a Cooperative Agreement with the City of Cleveland and the North Coast Development Corporation,

upon its incorporation, to facilitate development and redevelopment of the Cleveland Lakefront. Under the Cooperative Agreement the County will contribute an amount not to exceed \$750,000.00 at the rate of \$250,000.00/year for three years to NCDC. In addition, under the Cooperative Agreement, the County will have two representatives on the board of the NCDC, one being the County Executive or the Executive's designee and one being the County Council President or the County President's designee.

SECTION 2. The County Executive (or the Executive's authorized designee) is hereby authorized to execute said cooperative agreement and any other documents to effectuate the agreement and in accordance with this Resolution.

SECTION 3. If any specific appropriation is necessary to effectuate the cooperative agreement, such appropriation is approved, and the Director of the Office of Budget and Management is authorized to submit the requisite documentation to financial reporting to journalize the appropriation.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: June 20, 2023

Committee(s) Assigned: Committee of the Whole

Journal _____

_____, 20____

County Council of Cuyahoga County, Ohio

Resolution No. R2023-0182

<p>Sponsored by: County Executive Ronayne/Department of Public Works</p>	<p>A Resolution authorizing a Real Estate Purchase Agreement with CRAIG REALTY GROUP - CLEVELAND, LLC, or its designee, in an amount not-to-exceed \$38,703,000.00 for the purchase of certain parcels of real property in Garfield Heights, Ohio with access to Granger Road totaling approximately 72.1 acres now known as permanent parcel numbers 542-14-004, 542-15-002, and 542-22-022, and a portion of permanent parcel number 542-14-002; authorizing the County Executive to take all necessary actions and to execute the Purchase Agreement and any and all other agreements and documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive, through the Department of Public Works, intends to enter into a Real Estate Purchase Agreement with CRAIG REALTY GROUP - CLEVELAND, LLC, or its designee, in an amount not-to-exceed \$38,703,000.00 for the purchase of certain parcels of real property in Garfield Heights, Ohio with access to Granger Road totaling approximately 72.1 acres now known as permanent parcel numbers 542-14-004, 542-15-002, and 542-22-022, and a portion of permanent parcel number 542-14-002 (the “Property”); and

WHEREAS, the primary goal of the agreement is to purchase land to be used for construction of a new Cuyahoga County Central Services Campus; and

WHEREAS, the real property is located in Council District 8; and

WHEREAS, this purchase is to be funded by the General Fund, including funds made available under the loss-revenue provisions of the American Rescue Plan Act; 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 a Real Estate Purchase Agreement with CRAIG REALTY GROUP - CLEVELAND, LLC, or its designee, in an amount not-to-exceed \$38,703,000.00 for the purchase of certain parcels of real property in Garfield Heights, Ohio with access to Granger Road totaling approximately 72.1 acres now known as permanent parcel numbers 542-14-004, 542-15-002, and 542-22-022, and a portion of permanent parcel number 542-14-002.

SECTION 2. To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution.

SECTION 3. If any specific appropriation is necessary to effectuate the purchase of the Property, such appropriation is approved, and the Director of the Office of Budget and Management is authorized to submit the requisite documentation to financial reporting to journalize the appropriation.

SECTION 4. That the County Executive or the Executive's 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 Purchase and Sale Agreement and all documents to be executed by the County thereunder, (ii) all other related documents, instruments, certificates, agreements, amendments, subleases, assignments, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, deeds 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, (b) agree to such payments 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 5. That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director's approval as to legal form and correctness.

SECTION 6. 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 7. 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: June 20, 2023

Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Ordinance No. O2023-0012

Sponsored by: County Executive Ronayne/Fiscal Office/Office of Budget and Management and Councilmember Miller	An Ordinance amending and codifying Board of County Commissioners Resolution No. 2007-073101 dated July 26, 2007, and enacting new Chapter 727, Section 727.01 of the Cuyahoga County Code to change the period of time during which the County sales tax shall be levied at the aggregate rate of one and one-fourth percent; and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, prior to 2007, the Board of County Commissions of Cuyahoga County approved the levy of a sales tax at the aggregate rate of one percent for a continuing period of time pursuant to ORC Section 5739.021; and

WHEREAS, on July 26, 2007, the Board of County Commissioners adopted Resolution No. 2007-073101 which authorized levying the County sales tax at the aggregate rate of one and one-fourth percent for a period of twenty years pursuant to ORC Section 5739.026; and

WHEREAS, to maintain a source of funding for the County's General Fund and to permit the future issuance of Sales Tax Revenue Bonds and other County obligations for various County purposes which mature after the current expiration date of September 30, 2027, this Council proposes to amend and codify Board of County Commissioners Resolution No. 2007-073101 and to levy the sales tax at the aggregate rate of one and one-fourth percent for an additional forty years; and

WHEREAS, notice was published and public hearings were held, according to law, on the question of the adoption of this Ordinance to levy the County sales tax at the aggregate rate of one and one-fourth percent pursuant to ORC Section 5739.026 for an additional forty years; and

WHEREAS, this Council, having heard all interested persons who requested to be heard on such question, determines that this Ordinance should be adopted; and

WHEREAS, it is further necessary that this Ordinance become immediately effective in order to permit the County to consider the issuance of Sales Tax Revenue

Bonds and other obligations of the County to fund various projects without violating the requirements of ORC Section 133.081 of the Ohio Revised Code and the County's Master Sales Tax Indenture dated December 1, 2014.

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

SECTION 1. That Section 1 of Board of County Commissioners Resolution No. 2007-073101 be amended, and new Chapter 727 of the Cuyahoga County Code be enacted to read as follows:

Chapter 727: Sales and Use Tax

Section 727.01: Generally

Pursuant to ORC Sections 5739.021 and 5739.026 and for the purpose of providing for additional revenues for the County's general fund and paying the expenses of administering such levy, the rate of the tax, in addition to the tax imposed by ORC Section 5739.02, upon every retail sale, except sales of watercraft and outboard motors required to be titled pursuant to Chapter 1548 of the Revised Code and sales of motor vehicles, made in the County, is levied at the aggregate rate of one and one-fourth, percent as follows:

- A. The aggregate one percent sales tax enacted on and prior to July 6, 1987 pursuant to ORC 5739.021 is levied for a continuing period of time.
- B. The one-fourth percent sales tax enacted on July 26, 2007 pursuant to ORC 5739.026 shall be levied for a period of sixty (60) years commencing on October 1, 2007.

SECTION 2. Subject to the provisions of ORC Sections 305.31 to 305.41, the amendment to Section 1 of Board of County Commissioners Resolution No. 2007-073101 and codification of new Chapter 727, Section 727.01 of the Code shall take effect not earlier than sixty-five days after the date on which the certified copy of this Ordinance is delivered to the Tax Commissioner of the State of Ohio pursuant to Section 3 hereof.

SECTION 3. The Clerk of Council is hereby directed to deliver to the Tax Commissioner of the State of Ohio, either personally or by certified mail, a certified copy of this Ordinance in accordance with ORC Section 5739.026(A).

SECTION 4. It is necessary that this Ordinance become immediately effective for the usual daily operation of the County; the preservation of public peace, health or safety in the County and any additional reasons set forth the preamble. Provided that this Ordinance receives the affirmative vote of all 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

County Council of Cuyahoga County, Ohio
Ordinance No. O2023-0013

<p>Sponsored by: County Executive Ronayne/Fiscal Office/Office of Budget and Management and Councilmember Miller</p>	<p>An Ordinance amending and codifying Board of County Commissioners Resolution No. 2007-073102 dated July 26, 2007 and enacting new Chapter 727, Section 727.02 of the Cuyahoga County Code to change the period of time during which the County use tax shall be levied at the aggregate rate of one and one-fourth percent; and declaring the necessity that this Ordinance become immediately effective.</p>
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WHEREAS, prior to 2007, the Board of County Commissions of Cuyahoga County approved the levy of a use tax at the aggregate rate of one percent for a continuing period of time pursuant to ORC Section 5741.021; and

WHEREAS, on July 26, 2007, the Board of County Commissioners adopted Resolution No. 2007-073102 which authorized levying the County use tax at the aggregate rate of one and one-fourth percent for a period of twenty years pursuant to Section 5741.023 of the Ohio Revised Code; and

WHEREAS, to maintain a source of funding for the County’s General Fund and to permit the future issuance of Sales Tax Revenue Bonds and other County obligations for various County purposes which mature after the current expiration date of September 30, 2027, this Council proposes to amend and codify Board of County Commissioners Resolution No. 2007-073102 and to levy the use tax at the aggregate rate of one and one-fourth percent for an additional forty years; and

WHEREAS, notice was published and public hearings were held, according to law, on the question of the adoption of this Ordinance to levy the County use tax at the aggregate rate of one and one-fourth percent for an additional forty years pursuant to Section 5741.023 of the Ohio Revised Code; and

WHEREAS, this Council, having heard all interested persons who requested to be heard on such question, determines that this Ordinance should be adopted; and

WHEREAS, it is further necessary that this Ordinance become immediately effective in order to permit the County to consider the issuance of Sales Tax Revenue

Bonds and other obligations of the County to fund various projects without violating the requirements of Section 133.081 of the Ohio Revised Code and the County's Master Sales Tax Indenture dated December 1, 2014.

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

SECTION 1. That Section 1 of Board of County Commissioners Resolution No. 2007-073102 be amended, and Section 727.02 of the Cuyahoga County Code be enacted to read as follows:

Chapter 727: Sales and Use Tax

Section 727.01: . . .

Section 727.02: Use Tax on Motor Vehicles and Other Tangible Personal Property

Pursuant to ORC Sections 5741.021 and 5741.023, as same may be amended from time-to-time, and for the purpose of providing additional revenues for the County's general fund and paying the expenses of administering such levy, the rate of the use tax, in addition to the use tax imposed by ORC Section 5741.02, as same may be amended from time-to-time, is levied at the rate of one and one-fourth percent as follows:

- A. The aggregate one percent use tax enacted in and prior to 1987 pursuant to ORC Section 5741.021~~3~~ is levied for a continuing period of time.
- B. The one-fourth percent use enacted on July 26, 2007 pursuant to ORC Section 5741.023 shall be levied for a period of sixty (60) years commencing October 1, 2007.

SECTION 2. Subject to the provisions of ORC Sections 305.31 to 305.41, the amendment to Section 1 of Board of County Commissioners Resolution No. 2007-073102 and codification of new Chapter 727, Section 727.02 of the Cuyahoga County Code shall take effect not earlier than sixty-five days after the date on which the certified copy of this Ordinance is delivered to the Tax Commissioner of the State of Ohio pursuant to Section 3 hereof.

SECTION 3. The Clerk of Council is hereby directed to deliver to the Tax Commissioner of the State of Ohio, either personally or by certified mail, a certified copy of this Ordinance in accordance with ORC Section 5741.023(A).

SECTION 4. It is necessary that this Ordinance become immediately effective for the usual daily operation of the County; the preservation of public peace, health or safety in the County and any additional reasons set forth the preamble. Provided that this Ordinance receives the affirmative vote of all 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 all 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 the 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: June 20, 2023

Committee(s) Assigned: Committee of the Whole

Journal _____

_____, 20____