



AGENDA
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, OCTOBER 22, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. SILENT MEDITATION**
- 5. PUBLIC COMMENT RELATED TO AGENDA**
- 6. APPROVAL OF MINUTES**
 - a) October 8, 2013 Committee of the Whole Meeting (See Page 11)
 - b) October 8, 2013 Regular Meeting (See Page 13)
- 7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT**
- 8. PRESENTATION / DISCUSSION**
 - a) Convention Center Hotel Project (Jeffrey Appelbaum)
- 9. MESSAGES FROM THE COUNTY EXECUTIVE**
- 10. CONSIDERATION OF A MOTION OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE**
 - a) M2013-0030: A Motion reappointing Richard T. Prasse to serve on the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for

the term 11/16/2013 - 11/15/2018, and declaring the necessity that this Motion become immediately effective. (See Page 26)

Sponsors: Councilmembers Connally and Conwell

11. COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

- a) R2013-0215: A Resolution approving and concurring with amendments made to the Northeast Ohio Areawide Coordinating Agency (“NOACA”) Code of Regulations on 8/9/2013 as shown in NOACA Resolution No. 2013-027, and declaring the necessity that this Resolution become immediately effective. (See Page 31)

Sponsors: Councilmembers Connally, Rogers and Germana

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

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

- a) O2013-0023: An Ordinance amending Chapter 701 of the Cuyahoga County Code by adding a new Section 701.02 to create guidelines for expenditures of the biennial budget for Cuyahoga County, and declaring the necessity that this Ordinance become immediately effective. (See Page 59)

Sponsor: Councilmember Gallagher

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

- a) R2013-0226: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 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; amending Resolution No. R2013-0196 dated 9/10/2013, by rescinding Item B in Section 2; and declaring the necessity that this Resolution become immediately effective. (See Page 62)

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

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

- a) R2013-0227: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 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 related to year-end close-out activities; and declaring the necessity that this Resolution become immediately effective. (See Page 86)

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

- b) R2013-0228: A Resolution approving The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014; and declaring the necessity that this Resolution become immediately effective. (See Page 90)

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

- c) R2013-0229: A Resolution adopting the 2014/2015 Biennial Operating Budget and Capital Improvements Program, and declaring the necessity that this Resolution become immediately effective. (See Page 93)

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

- d) R2013-0230: A Resolution declaring that public convenience and welfare requires replacement of box beams on various bridges in various municipalities; total estimated project cost \$1,320,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective: (See Page 121)

- 1) Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton.

- 2) Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills.
- 3) Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights.

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

- e) R2013-0231: A Resolution declaring that public convenience and welfare requires rehabilitation and resurfacing of various bridge decks in various municipalities; total estimated project cost \$1,430,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective: (See Page 126)

- 1) Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow.
- 2) Egbert Road Bridge No. 02.52 over Norfolk Southern Railroad in the City of Bedford.
- 3) Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern Railroad in the City of Cleveland.
- 4) Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid.

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

- f) R2013-0232: A Resolution declaring that public convenience and welfare requires resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective. (See Page 131)

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

- g) R2013-0233: A Resolution making an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 - 10/31/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 136)

Sponsor: County Executive FitzGerald/Department of Public Works and Medical Examiner

- h) R2013-0234: A Resolution making an award on RQ28353 to Design-Builder for the Convention Center Hotel Project; authorizing the County Executive to negotiate, enter into, and execute an initial contract with Design-Builder in the amount not-to-exceed \$10,000,000.00 for the period 11/13/2013 - 9/1/2016 and to execute all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 142)

Sponsor: County Executive FitzGerald/Department of Public Works

- i) R2013-0235: A Resolution making an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 145)

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

- j) R2013-0236: A Resolution authorizing a contract with Project Management Consultants LLC in the amount not-to-exceed \$4,150,000.00 for owner's representative services in connection with the Convention Center Hotel Project for the period 11/1/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 149)

Sponsor: County Executive FitzGerald/Department of Public Works

- k) R2013-0237: A Resolution authorizing a final definitive contract with Cooper Carry, Inc. in the amount not-to-exceed \$6,500,000.00 for criteria architectural services for the Convention Center Hotel Project for the

period 8/13/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 152)

Sponsor: County Executive FitzGerald/Department of Public Works

- l) R2013-0238: A Resolution authorizing an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together Program in connection with the Ohio Children's Trust Fund FY2013 Grant Program for the period 7/1/2012 - 9/30/2014 for additional funds in the amount of \$714,930.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 155)

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

- m) R2013-0239: A Resolution authorizing amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective: (See Page 162)

- 1) No. CE1100608-01 with Continue Life Inc. in the amount of (\$106,829.00).
- 2) No. CE1100772-01 with Fox Run: The Center for Children and Adolescents in the amount of (\$318,131.00).
- 3) No. CE1100611-01 with Glen Mills Schools in the amount of (\$47,125.00).
- 4) No. CE1200083-01 with The Buckeye Ranch, Inc. in the amount of (\$163,988.00).

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Children and Family Services

- n) R2013-0240: A Resolution authorizing retention of the law firm of Thompson Hine LLP as legal counsel in connection with the Convention

Center Hotel Project in the amount not-to-exceed \$880,000.00 for the period 11/1/2013 - 9/1/2016; authorizing the Director of Law to execute the Engagement Letter and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 172)

Sponsor: County Executive FitzGerald/Department of Law

15. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- a) R2013-0170: A Resolution making an award on RQ24534 to Halle Industrial Park, LLC in the amount of \$10,069,265.64 for lease of space for the period anticipated to be 6/1/2014 - 6/30/2024; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions, and authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective. (Pending Committee Recommendation) (See Page 174)

Sponsor: County Executive FitzGerald/Department of Public Works

Committee Assignment and Chair: Committee of the Whole – Connally

- b) R2013-0223: A Resolution rescinding Resolution No. R2013-0093 and authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not-to-exceed \$17,000,000.00 for the purpose of assisting in the financing of a "Project" within the meaning of Chapter 165, Ohio Revised Code, paying capitalized interest, funding a debt service reserve fund and paying costs of issuance; providing for a guaranty for the payment of such bonds; authorizing the execution of various documents required in connection with said bond issuance and authorizing and approving related matters; and declaring the necessity that this Resolution become immediately effective. (See Page 178)

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Porter Wright Morris & Arthur LLP

Committee Assignment and Chair: Economic Development & Planning – Schron

- c) R2013-0224: A Resolution authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013B (Westin Cleveland Hotel Project) in an aggregate principal amount not-to-exceed \$6,000,000.00 for the purpose of providing moneys to pay costs of a "Project" within the meaning of Ohio Revised Code Chapter 165; authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official statement; approving and authorizing the execution of a cooperative agreement, a bond purchase agreement, a bond registrar agreement and a continuing disclosure agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this Resolution become immediately effective. (See Page 191)

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Benesh Friedlander Coplan & Aronoff, LLP

Committee Assignment and Chair: Economic Development & Planning – Schron

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

- a) R2013-0192: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 by providing for an additional fiscal appropriation from the General Fund in order to meet the budgetary needs of a County department; and declaring the necessity that this Resolution become immediately effective. (See Page 209)

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

Committee Assignment and Chair: Finance & Budgeting – Miller

- b) R2013-0220: A Resolution approving an Amended and Restated Sewer Service Agreement with City of North Olmsted for conveyance and treatment of wastewater from Olmsted Township to the North Olmsted Wastewater Treatment Plant for the period 10/22/2013 - 10/21/2033 to confirm and clarify joint use, respective rights and obligations in connection with portions of the North Olmsted Sanitary Sewer System jointly used by North Olmsted and the County; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 211)

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

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

- c) R2013-0221: A Resolution making an award on RQ28695 to Jack Doheny Companies, Inc. in the amount not-to-exceed \$3,000,000.00 for sewer jet/vac trucks, parts, supplies and services for the period 10/1/2013 - 9/30/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 214)

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmembers Germana, Jones, Miller
and Simon

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

- d) R2013-0222: A Resolution authorizing an Economic Development Redevelopment Ready Loan in the amount not-to-exceed \$1,000,000.00 to Fairmont Creamery Leverage Lender, LLC for renovation of a building located at 1720 Willey Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 216)

Sponsor: County Executive FitzGerald/Department of Development

Committee Assignment and Chair: Economic Development & Planning –
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- e) R2013-0225: A Resolution authorizing a revenue generating agreement with City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,804,656.00 for legal services for indigent persons for the period 1/1/2013 - 12/31/2013; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 219)

Sponsors: County Executive FitzGerald on behalf of Public Defender

17. MISCELLANEOUS COMMITTEE REPORTS

18. MISCELLANEOUS BUSINESS

19. PUBLIC COMMENT UNRELATED TO AGENDA

20. ADJOURNMENT

NEXT MEETINGS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

THURSDAY, OCTOBER 24, 2013
9:00 AM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

MONDAY, OCTOBER 28, 2013
1:00 PM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

TUESDAY, OCTOBER 29, 2013
1:00 PM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

THURSDAY, NOVEMBER 7, 2013
9:00 AM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

TUESDAY, NOVEMBER 12, 2013
3:00 PM / COUNCIL CHAMBERS

REGULAR MEETING:

TUESDAY, NOVEMBER 12, 2013
5:00 PM / COUNCIL CHAMBERS

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



MINUTES

**CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING
TUESDAY, OCTOBER 8, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
3:00 PM**

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 3:16 p.m.

2. ROLL CALL

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

3. PUBLIC COMMENT RELATED TO AGENDA

There was no public comment related to the agenda.

4. DISCUSSION / EXECUTIVE SESSION

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous roll-call vote to move to Executive Session for the purpose of discussing matters concerning pending or imminent litigation and privileged attorney-client communications and collective bargaining and for no other purpose whatsoever. Executive Session was then called to order by Council President Connally at 3:18 p.m. The following members were present: Councilmembers Greenspan, Miller, Germana, Gallagher, Conwell, Rogers and Connally. Councilmembers Jones and Simon entered Executive Session shortly after the roll call was taken. The following additional attendees were also present:

Law Director Majeed Makhoulf, Council Chief of Staff Joe Nanni, Senior Policy Advisor Joanne Gross and Legislative Budget Advisor Trevor McAleer. The following additional attendees were present during discussions regarding Item No. 4 a) only: Assistant Law Director Joe Boatwright, Attorneys Don Davis and Darrin Toney representing the law firm of Brennan, Manna & Diamond and Attorney Kerin Kaminski representing the law firm of Giffen & Kaminski. Assistant Law Director Ed Morales was present during discussions regarding Item Nos. 4 a) and b) only. The following additional attendees were present during Item Nos. 4 b) and c) only: Deputy Director of Grants Management Karen Lippmann, Personnel Officer 3 Kristin Ziemnik and Deputy Director of Human Resources Sandra Spilker. The following additional attendees were present during discussions concerning Item 4 c) only: Assistant Prosecuting Attorneys Greg Huth and Brian Gutkoski. At 4:58 p.m., Executive Session was adjourned, without objection, and Council President Connally then reconvened the meeting.

- a) Pending or imminent litigation and privileged attorney-client communications.
- b) Collective Bargaining Agreement between Cuyahoga County Common Pleas Court/Juvenile Court Division and Laborers' Local 860, a/w Laborers' International Union of North America, representing approximately 107 employees in 8 classifications in Probation, Clerk's and Transportation Services for the period 11/1/2012 - 10/31/2015.
- c) Collective Bargaining Agreement between Cuyahoga County Common Pleas Court/Juvenile Court Division and Laborers' Local 860, a/w Laborers' International Union of North America, representing approximately 122 employees in 7 classifications in Detention Services for the period 1/1/2013 - 12/31/2015.

5. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

6. PUBLIC COMMENT UNRELATED TO AGENDA

There was no public comment unrelated to the agenda.

7. ADJOURNMENT

With no further business to discuss, the meeting was adjourned by Council President Connally at 4:59 p.m., without objection.



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, OCTOBER 8, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM**

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 5:06 p.m.

2. ROLL CALL

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

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

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Connally requested a moment of silent meditation for personal reflections.

5. PUBLIC COMMENT RELATED TO AGENDA

Ms. Nancy Sidell, representing the Cuyahoga County Advisory Committee on Persons with Disabilities, addressed Council regarding Resolution No. R2013-0216, a

Resolution proclaiming the month of October 2013 as Disability Employment Awareness Month in Cuyahoga County.

6. APPROVAL OF MINUTES

- a) September 24, 2013 Regular Meeting

A motion was made by Ms. Conwell, seconded by Mr. Miller and approved by unanimous vote to approve the minutes of the September 24, 2013 regular meeting.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

Council President Connally reported that she attended the opening of the Global Center for Health Innovation.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive FitzGerald reported the following:

- 1) Thanked Council President Connally and Councilmember Gallagher for their participation on the Medical Mart (nka the Global Center for Health Innovation) Advisory Group and elaborated on the opening ceremonies for the Global Center for Health Innovation;**
- 2) Reports will be forthcoming regarding progress with the Convention Center Hotel Project and conventions coming to the new Convention Center; and**
- 3) Held a press conference regarding the federal government shutdown and asked Directors to assess the impact on local constituents, particularly those receiving benefits through the WIC program. Updates will be provided as the shutdown continues.**

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

- a) R2013-0215: A Resolution approving and concurring with amendments made to the Northeast Ohio Areawide Coordinating Agency (“NOACA”) Code of Regulations on 8/9/2013 as shown in NOACA Resolution No. 2013-027, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Connally, Rogers and Germana

Council President Connally referred Resolution No. R2013-0215 to the Council Operations & Intergovernmental Relations Committee.

10. CONSIDERATION OF ORDINANCES OF COUNCIL FOR THIRD READING ADOPTION

- a) O2011-0048: An Ordinance enacting Chapter 509 of the Cuyahoga County Code directing the County Executive to conduct a Disparity Study and, if required by law, validate the Disparity Study every five years thereafter; requiring annual updates of said Study; and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Jones, Connally, Brady, Conwell, Rogers and Miller and County Executive FitzGerald

On a motion by Mr. Jones with a second by Ms. Conwell, Ordinance No. O2011-0048 was considered and adopted by unanimous vote.

- b) O2013-0019: An Ordinance amending Sections 704.01 to 704.03 of the Cuyahoga County Code to designate that the Additional DTAC Fee commence on 1/1/2014 and continue through 12/31/2018, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Jones, Miller, Brady, Simon and Conwell

On a motion by Mr. Miller with a second by Ms. Simon, Ordinance No. O2013-0019 was considered and adopted by unanimous vote.

11. CONSIDERATION OF RESOLUTIONS FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2013-0216 and R2013-0217.

- a) R2013-0216: A Resolution proclaiming the month of October 2013 as Disability Employment Awareness Month in Cuyahoga County: "Because We Are Equal to the Task", and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Human Resources and Councilmembers Greenspan, Miller, Brady, Germana, Gallagher, Schron, Conwell, Jones, Rogers, Simon and Connally

On a motion by Mr. Rogers with a second by Mr. Jones, Resolution No. R2013-0216 was considered and adopted by unanimous vote.

- b) R2013-0217: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective.

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

On a motion by Mr. Miller with a second by Mr. Rogers, Resolution No. R2013-0217 was considered and adopted by unanimous vote.

- c) R2013-0218: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County Common Pleas Court/Juvenile Court Division and Laborers' Local 860, a/w Laborers' International Union of North America, representing approximately 107 employees in 8 classifications in Probation, Clerk's and Transportation Services for the period 11/1/2012 - 10/31/2015; directing that funds necessary to implement the Collective Bargaining Agreement be budgeted and appropriated; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald on behalf of Common Pleas Court/Juvenile Court Division

Clerk Schmotzer read Resolution No. R2013-0218 into the record. No legislative action was taken by Council.

- d) R2013-0219: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County Common Pleas Court/Juvenile Court Division and Laborers' Local 860, a/w Laborers' International Union of North America, representing approximately 122 employees in 7 classifications in Detention Services for the period 1/1/2013 - 12/31/2015; directing that funds necessary to implement the Collective Bargaining Agreement be budgeted and appropriated; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald on behalf of Common Pleas Court/Juvenile Court Division

Clerk Schmotzer read Resolution No. R2013-0219 into the record. No legislative action was taken by Council.

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

- a) R2013-0220: A Resolution approving an Amended and Restated Sewer Service Agreement with City of North Olmsted for conveyance and treatment of wastewater from Olmsted Township to the North Olmsted Wastewater Treatment Plant for the period 10/22/2013 - 10/21/2033 to confirm and clarify joint use, respective rights and obligations in connection with portions of the North Olmsted Sanitary Sewer System jointly used by North Olmsted and the County; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

Council President Connally referred Resolution No. R2013-0220 to the Public Works, Procurement & Contracting Committee.

- b) R2013-0221: A Resolution making an award on RQ28695 to Jack Doheny Companies, Inc. in the amount not-to-exceed \$3,000,000.00 for sewer jet/vac trucks, parts, supplies and services for the period 10/1/2013 - 9/30/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

Council President Connally referred Resolution No. R2013-0221 to the Public Works, Procurement & Contracting Committee.

- c) R2013-0222: A Resolution authorizing an Economic Development Redevelopment Ready Loan in the amount not-to-exceed \$1,000,000.00 to Fairmont Creamery Leverage Lender, LLC for renovation of a building located at 1720 Willey Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Council President Connally referred Resolution No. R2013-0222 to the Economic Development & Planning Committee.

- d) R2013-0223: A Resolution rescinding Resolution No. R2013-0093 and authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not-to-exceed \$17,000,000.00 for the purpose of assisting in the financing of a "Project" within the meaning of Chapter 165, Ohio Revised Code, paying capitalized interest, funding a debt service reserve fund and paying costs of issuance; providing for a guaranty for the payment of such bonds; authorizing the execution of various documents required in connection with said bond issuance and authorizing and approving related matters; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Porter Wright Morris & Arthur LLP

Council President Connally referred Resolution No. R2013-0223 to the Economic Development & Planning Committee.

- e) R2013-0224: A Resolution authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013B (Westin Cleveland Hotel Project) in an aggregate principal amount not-to-exceed \$6,500,000.00 for the purpose of providing moneys to pay costs of a "Project" within the meaning of Ohio Revised Code Chapter 165; authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official statement; approving and authorizing the execution of a cooperative agreement, a bond purchase agreement, a bond registrar agreement and a continuing disclosure agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Benesh Friedlander Coplan & Aronoff, LLP

Council President Connally referred Resolution No. R2013-0224 to the Economic Development & Planning Committee.

- f) R2013-0225: A Resolution authorizing a revenue generating agreement with City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,804,656.00 for legal services for indigent persons for the period 1/1/2013 - 12/31/2013; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald on behalf of Public Defender

Council President Connally referred Resolution No. R2013-0225 to the Public Safety & Justice Affairs Committee.

13. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- a) R2013-0211: A Resolution authorizing two Economic Development Redevelopment Ready Loans, each in the amount not-to-exceed \$1,000,000.00, to Parmatown Station LLC for asbestos abatement, partial demolition and renovations of property located at the southwest corner of Ridge and Ridgewood Roads, Parma; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loans and this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

Committee Assignment and Chair: Economic Development & Planning – Schron

Clerk Schmotzer read Resolution No. R2013-0211 into the record.

This item will move to the October 22, 2013 Council meeting agenda for third reading.

- b) R2013-0212: A Resolution authorizing an Economic Development Redevelopment and Modernization Loan in the amount not-to-exceed \$680,000.00 to Playhouse Square 1317 LLC for renovation of property located at 1317 Euclid Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Committee Assignment and Chair: Economic Development & Planning –
Schron

Clerk Schmotzer read Resolution No. R2013-0212 into the record.

This item will move to the October 22, 2013 Council meeting agenda for third reading.

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

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2013-0205, R2013-0206, R2013-0207, R2013-0208, R2013-0209, R2013-0210, R2013-0213 and R2013-0214.

- a) R2013-0205: A Resolution declaring that public convenience and welfare requires replacement of Akins Road Culvert 01.12 in the City of North Royalton; total estimated project cost \$490,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.

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

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

On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2013-0205 was considered and adopted by unanimous vote.

- b) R2013-0206: A Resolution declaring that public convenience and welfare requires replacement of Eastland Road Culvert 00.53 in the City of Middleburg Heights; total estimated project cost \$420,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.

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

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

**On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2013-0206
was considered and adopted by unanimous vote.**

- c) R2013-0207: A Resolution approving Right-of-Way plans as set forth in Plat No. 5017 for rehabilitation of various Highland Road Bridges over Euclid Creek in the City of Euclid; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective:

- 1) No. 156 (nka 00.13)
- 2) No. 157 (nka 00.31)
- 3) No. 158 (nka 00.54)
- 4) No. 226 (nka 00.64)

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

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

**On a motion by Mr. Jones with a second by Mr. Miller, Resolution No. R2013-0207
was considered and adopted by unanimous vote.**

- d) R2013-0208: A Resolution making an award on RQ27661 to Regency Construction Services, Inc. in the amount not-to-exceed \$2,467,000.00 for construction of the Cuyahoga County Crime Lab; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works and
Medical Examiner

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

On a motion by Mr. Gallagher with a second by Mr. Germana, Resolution No. R2013-0208 was considered and adopted by unanimous vote.

- e) R2013-0209: A Resolution making an award on RQ27988 to Trafftech, Inc. in the amount not-to-exceed \$1,222,800.00 for striping in connection with the Countywide Preventative Maintenance Program for the period 10/1/2013 - 10/31/2014; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmembers Germana, Jones and
Miller

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

On a motion by Mr. Jones with a second by Mr. Germana, Resolution No. R2013-0209 was considered and adopted by unanimous vote.

- f) R2013-0210: A Resolution authorizing a Continuation Agreement with County Commissioners Association of Ohio Service Corporation for participation in the Natural Gas Purchase Program for the period 1/1/2014 - 12/31/2019; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

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

On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2013-0210 was considered and adopted by unanimous vote.

- g) R2013-0213: A Resolution making awards to various municipalities in the total amount of \$1,050,000.00 for various municipal grant projects for the 2014 Community Development Block Grant Municipal Grant Program for the period 10/1/2013 - 9/30/2014; authorizing the County Executive to execute the agreements and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:

- 1) City of Bedford in the amount of \$150,000.00 for the Ellenwood Community Center Renovation Project.
- 2) City of Berea in the amount of \$150,000.00 for the North Rocky River Drive Corridor Improvement Project.
- 3) City of Brook Park in the amount of \$150,000.00 for the West 147th and Elm Avenue Full Depth Concrete Repairs Project.
- 4) City of Maple Heights in the amount of \$150,000.00 for the Neighborhood Infrastructure Improvement Project.
- 5) City of Olmsted Falls in the amount of \$150,000.00 for the Olmsted Falls Senior Center Project.
- 6) City of Warrensville Heights in the amount of \$150,000.00 for the Clarkwood Area Streetlight Replacement Safety Project.
- 7) Village of Glenwillow in the amount of \$150,000.00 for the Pergl Road Reconstruction Project.

Sponsors: County Executive FitzGerald/Department of Development and Councilmembers Miller, Jones and Gallagher

Committee Assignment and Chair: Economic Development & Planning – Schron

On a motion by Mr. Miller with a second by Mr. Germana, Resolution No. R2013-0213 was considered and adopted by unanimous vote.

- h) R2013-0214: A Resolution authorizing a contract with Pointe Blank Solutions, Ltd. in the amount not-to-exceed \$1,800,000.00 for consultant services for the Case Management and Document Imaging System for the period 3/1/2013 - 2/28/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald on behalf of County Prosecutor

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

On a motion by Mr. Gallagher with a second by Mr. Germana, Resolution No. R2013-0214 was considered and adopted by unanimous vote.

15. CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

- a) R2013-0092: A Resolution authorizing a Casino Revenue Fund Loan in the amount not-to-exceed \$3,684,650.00 to Playhouse Square District Development Corporation for streetscape improvements; authorizing the

Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

On a motion by Ms. Conwell with a second by Mr. Miller, Resolution No. R2013-0092 was considered and adopted by unanimous vote.

16. MISCELLANEOUS COMMITTEE REPORTS

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, October 15, 2013 at 10:00 a.m.

Mr. Greenspan reported that the Council Operations & Intergovernmental Relations Committee will meet on Wednesday, October 16, 2013 at 2:00 p.m.

Mr. Jones reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, October 16, 2013 at 11:00 a.m.

On behalf of Mr. Schron, Council President Connally reported that the Economic Development & Planning Committee will meet on Wednesday, October 16, 2013 at 3:00 p.m.

Mr. Gallagher reported that the Public Safety & Justice Affairs Committee will meet on Tuesday, October 15, 2013 at 1:00 p.m.

Mr. Miller reported that the Finance & Budgeting Committee scheduled for Tuesday, October 15, 2013 at 3:00 p.m. has been cancelled.

17. MISCELLANEOUS BUSINESS

Mr. Gallagher requested that Sheriff Frank Bova address Council regarding the Strategies Against Violent Encounters (S.A.V.E.) Initiative free self-defense seminars. This program is sponsored by Cuyahoga County in partnership with the Cleveland NAACP.

Mr. Greenspan said that he prepared a statement regarding the Convention Center Hotel Project and that it will be distributed to all Councilmembers.

Council President Connally stated that she submitted comments to the Cleveland Plain Dealer Editorial Board regarding the proposed lodging excise tax.

18. PUBLIC COMMENT UNRELATED TO AGENDA

There was no public comment unrelated to the agenda.

19. ADJOURNMENT

With no further business to discuss, the meeting was adjourned by Council President Connally at 6:00 p.m., without objection.

COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO

MOTION NO. M2013-0030

Sponsored by: Councilmembers Connally and Conwell

A Motion reappointing Richard T. Prasse to serve on the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for the term 11/16/2013 - 11/15/2018, and declaring the necessity that this Motion become immediately effective.

WHEREAS, Ohio Revised Code Chapter 345 provides that a county may establish a memorial to commemorate the services of all members and veterans of the armed forces, and authorizes the taxing authority of the county to appoint a board of trustees for such a memorial; and,

WHEREAS, Article III, Section 3.01 of the County Charter establishes that the County Council is the "taxing authority;" and,

WHEREAS, Richard T. Prasse has served admirably as a Trustee for the Cuyahoga County Soldiers' and Sailors' Monument Commission since 2005; and

WHEREAS, Richard T. Prasse's most recent term of service on the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees ends on November 15, 2013; and

WHEREAS, Council has determined that Richard T. Prasse's continued service on the Board of Trustees would be beneficial to the on-going success and development of the Cuyahoga County Soldiers' and Sailors' Monument; and

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

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

SECTION 1. The Council of Cuyahoga County, Ohio, hereby reappoints Richard T. Prasse to the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for a term beginning on November 16, 2013 and ending on November 15, 2018.

SECTION 2. This Council by a vote of at least eight (8) members determines that it is necessary that this Motion become immediately effective in order that Charter

requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

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

On a motion by _____, seconded by _____, the foregoing Motion was duly approved.

Yeas:

Nays:

County Council President Date

Clerk of Council Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 2013

From: Ted Prasse <rtp@hahnlaw.com>
To: "tmcaleer@cuyahogacounty.us" <tmcaleer@cuyahogacounty.us>
Date: 10/18/2013 12:13 PM
Subject: Soldiers'and Sailors' Monument appointment

Please consider this my request to be reappointed to an additional 5 year term to the Monument Commission effective as of the November 15 expiration of my current term. I currently serve and president and hope to avoid any challenges caused by a gap. Please advise if you need anything further.
Ted


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Richard T. Prasse

Partner
rtprasse@hahnlaw.com

Cleveland Office

216.274.2233(p)
 216.274.2232 (f)

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Richard T. Prasse

[visit superlawyers.com](http://visit.superlawyers.com)

Biography

Richard T. Prasse represents private and public sector employers in NLRB and SERB matters, labor negotiations, arbitrations, equal employment litigation, OSHA and Ohio Workers' Compensation matters. Ted also has experience representing schools in constitutional and statutory issues in public, student and employee matters.

Recent Representations

- Long-standing and nationwide representation of international apparel manufacturers in employment litigation in numerous states, including Ohio, New York, Hawaii, Georgia, Colorado, California and Florida. Cases have included a wide range of issues, including race, national origin, sexual orientation, sex, and disability discrimination, sexual harassment, racial harassment, and workers' compensation retaliation. Representation includes facilities in Cleveland, Ohio, New York, New York, Savannah, Georgia, and 40+ retail stores located throughout the United States.
- Successfully defended against a putative class action filed by firefighters employed by the City of Parma, Ohio, the largest suburb of Cleveland. The claims, which involved allegations of improperly set base rates of pay, were settled for a nominal sum after our team defeated class action status and steered the claims into a collective action.
- Successfully defended a hospital in a putative class action filed by the DOL. The claims involved allegations of unpaid compensable work time. After considerable discovery, the case settled for nuisance value.
- Represented a national manufacturer in collective bargaining, culminating in strike and plant closing.
- Represented a national pharmaceutical firm in collective bargaining with improved quality and productivity during multi-year plant closing.

Ted is listed in the 2009-14 editions of *The Best Lawyers in America* in the category of Labor and Employment Law, and in the 2010-12 editions of *Ohio Super Lawyers*. He is AV® Preeminent™ Rated by Martindale-Hubbell, its highest available rating for legal ability and professional ethics.

Education

Case Western Reserve University School of Law	J.D.	1981
Duke University	B.A., History	1975

Practice Areas

- Business
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- Creditors' Rights
- Labor & Employment
- Intellectual Property
- Construction
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County Council of Cuyahoga County, Ohio

Resolution No. R2013-0215

Sponsored by: Councilmembers Connally, Rogers and Germana	A Resolution approving and concurring with amendments made to the Northeast Ohio Areawide Coordinating Agency (“NOACA”) Code of Regulations on 8/9/2013 as shown in NOACA Resolution No. 2013-027, and declaring the necessity that this Resolution become immediately effective.
--	--

WHEREAS, County Councilmembers Connally, Rogers and Germana have recommended approval and concurrence with amendments made to the Northeast Ohio Areawide Coordinating Agency (“NOACA”) Code of Regulations; and,

WHEREAS, on August 9, 2013, the governing board of NOACA adopted the amendments made to the NOACA Code of Regulations, NOACA Board Resolution No. 2013-027; and,

WHEREAS, the amendments to Articles IV and IX of the NOACA Code of Regulations do not become effective unless and until ratified by the five member counties;

WHEREAS, Article IV of the NOACA Code of Regulations establishes the NOACA Board of Directors, providing for the Board’s duties, composition, alternates, terms, election of officers, vacancies, removal of members, compensation of board members, and applicability of Ohio Ethics Law ; and

WHEREAS, Article IX of the NOACA Code of Regulations governs the process by which the NOACA Code of Regulations may be amended; 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 and concurs with the amendments made to the NOACA Code of Regulations on August 9, 2013, as shown in NOACA Resolution No. 2013-027.



2013 GOVERNING BOARD MEMBERS

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City of Cleveland

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• Mary E. Samide, Commissioner
Geauga County Board of Commissioners

Second Vice President
• Ted Kalo, Commissioner
Lorain County Board of Commissioners

Secretary
• Daniel P. Troy, Commissioner
Lake County Board of Commissioners

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Kathleen Scheutow, Trustee
Brunswick Hills Township, Medina County

Assistant Secretary
Robert E. Aufjudisch, Commissioner
Lake County Board of Commissioners

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• Stephen D. Hambley, Commissioner
Medina County Board of Commissioners

Assistant Treasurer
Julius Ciaccia, Jr., Executive Director
N. E. Ohio Regional Sewer District

Assistant Treasurer
John D. Hunter, Mayor
Sheffield Village, Lorain County

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Regional Collaboration, Cuyahoga County

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City of Cleveland

Joseph A. Calabrese
GCRTA General Manager/CEO
Kenneth P. Carney, Sr., PE., P.S., Engineer
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Scott E. Coleman, Mayor
City of Highland Heights

Timothy J. DeGeeter, Mayor
City of Parma

Christopher Easton, Service Director
City of Wadsworth

• Edward O. FitzGerald, County Executive
Cuyahoga County

William D. Friedman, President & CEO
Cleveland-Cuyahoga County Port Authority

James R. Gills, PE., P.S., Engineer
Lake County

Richard Heidecker, Trustee
Columbia Township

Susan K. Infeld, Mayor
City of University Heights

• Frank G. Jackson, Mayor
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Tracy A. Jemison, Commissioner
Geauga County Board of Commissioners

Ray Jurkowski, General Manager
Laketran

Martin J. Keane, Councilperson
City of Cleveland

Mamie J. Mitchell, Councilperson
City of Cleveland

Judy Moran, Commissioner
Lake County Board of Commissioners

Susanna Niermann O'Neil, Acting City Manager
City of Cleveland Heights

Myron S. Pakush, Deputy Director
Ohio DOT - District 12

Michael S. Proczuk, Mayor
Village of Brooklyn Heights

Chase M. Ritenauer, Mayor
City of Lorain

Julian Rogers, Councilperson
Cuyahoga County Council

Michael J. Salay, PE., P.S., Engineer
Medina County

Ralph Spidalieri, Commissioner
Geauga County Board of Commissioners

Leonard A. Spremulli, Mayor
Village of Bentleyville

Robert A. Stefanik, Mayor
City of North Royalton

Michael P. Summers, Mayor
City of Lakewood

Deborah L. Sutherland, Mayor
City of Bay Village

Bonita G. Teeuwen, P.E., Director
Cuyahoga County Department of Public Works

Jomarie Wasik, Director of Capital Projects
City of Cleveland

Tom Williams, Commissioner
Lorain County Board of Commissioners

Ex officio Member:

Kurt Princic, District Chief
Northeast District Office
Ohio Environmental Protection Agency

• Executive Committee Members

Grace Gallucci, NOACA Executive Director

August 13, 2013

Honorable Edward FitzGerald, Cuyahoga County Executive
1219 Ontario Street
Cleveland OH 44113

Honorable C. Ellen Connally, President, Cuyahoga County Council
1219 Ontario Street, Room #424
Cleveland OH 44113

Dear Executive FitzGerald and President Connally:

Enclosed please find NOACA Resolution 2013-027, which revises the NOACA Code of Regulations. Many important changes have been made, including a complete restructuring of the committee process to provide for greater engagement by Board members. My thanks to Mr. Ed Jerse and Mr. Nate Kelly for their efforts related to this successful initiative, principally for their participation in the Code of Regulations Task Force.

The changes identified in red ink in Article IV and Article IX need the concurrence of the five counties of Cuyahoga, Geauga, Lake, Lorain, and Medina before they can become effective. The Resolution contains a 90-day window for this action. A copy of the Code of Regulations as it would appear with all the adopted changes accepted is also enclosed for your reference.

Consequently, I request that your county adopt a resolution as soon as reasonably possible, concurring with these changes. Please call me at any time with questions or concerns. Thank you for your prompt attention to this matter and for your support of NOACA.

Sincerely,

Grace Gallucci
Executive Director

3149w GG/aw

Enclosure: Resolution 2013-027, adopted by NOACA on August 9, 2013
Final form of Code of Regulations

RESOLUTION OF THE GOVERNING BOARD
OF THE
NORTHEAST OHIO AREAWIDE COORDINATING AGENCY

WHEREAS, the Northeast Ohio Areawide Coordinating Agency (NOACA) is the Metropolitan Planning Organization (MPO) for the counties of Cuyahoga, Geauga, Lake, Lorain and Medina, and the areawide water quality management agency for the same region; and

WHEREAS, the NOACA Code of Regulations provides for the organization and operation of NOACA, its officers, its committees, and the Governing Board itself; and

WHEREAS, the NOACA Code of Regulations is periodically reviewed in order to increase the agency's functionality and efficiency, to allow the agency to provide greater service to its members, and to allow for increased public participation and transparency; and

WHEREAS, the NOACA Code of Regulations Task Force met to study improvements that might be made to the Code of Regulations and have submitted written recommendations to the Executive Committee and to the Governing Board, which resulted in the Governing Board discussing, recommending revisions to, and tabling Resolution 2013-022 at its July 12, 2013 meeting;

WHEREAS, the Task Force convened again and its discussions resulted in the proposed amendments to the Code described in Attachment A.

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Northeast Ohio Areawide Coordinating Agency, consisting of forty-four principal officials serving general purpose local governments throughout and within the Counties of Cuyahoga, Geauga, Lake, Lorain and Medina Counties that:

Section 1. The NOACA Code of Regulations is amended as shown in Attachment A, effective immediately, except for those changes in Article IV and Article IX, all of which require the concurrence of the five counties of Cuyahoga, Geauga, Lake, Lorain, and Medina, from whom concurrence is sought within 90 days. If written concurrence is not received within 90 days, the changes contained in Article IV and Article IX will be void and of no effect.

Certified to be a true copy of a Resolution of the
Governing Board of the Northeast Ohio Areawide
Coordinating Agency adopted this 9th day of August
2013.

Secretary: _____

Date Signed: _____

Daniel P. Troy
8/9/13

ATTACHMENT A

2606r

**CODE OF REGULATIONS
OF THE
NORTHEAST OHIO AREAWIDE COORDINATING
AGENCY**

(Agency By-Laws)

Revised **and Restated** as of _____, 2013

This document constitutes the revised and restated Code of Regulations of NOACA, as adopted and approved by Board of Directors Resolution 2013-_____, adopted _____, 2013.

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Revisions to this document include those made by Governing Board Resolution 2010-050, ratified by the five counties on April 5, 2011. All changes from Governing Board Resolution 2011-030, adopted August 12, 2011, are also included. All changes from Governing Board Resolution 2012-050, adopted December 14, 2012, are also included. All changes from Governing Board Resolutions 2013-003 and 2013-004 adopted March 8, 2013, are also included.¶

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**CODE OF REGULATIONS
OF THE
NORTHEAST OHIO AREA WIDE COORDINATING AGENCY**

As local officials of the five Ohio counties of Cuyahoga, Geauga, Lake, Lorain and Medina and the City of Cleveland, and as part of our responsibilities for carrying out transportation and environmental planning in the five-county region, under local direction and in accordance with federal and state mandates, pursuant to authority granted under Ohio Revised Code Section 307.14, *et seq.*, we have established the Northeast Ohio Areawide Coordinating Agency and adopt the following Code of Regulations.

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ARTICLE I

NAME AND MISSION

Section 1.1 Name. The name of this regional organization is the Northeast Ohio Areawide Coordinating Agency (NOACA or the Agency). The NOACA area for transportation and environmental planning encompasses the Cleveland/Lorain-Elyria metropolitan region including the five Ohio counties of Cuyahoga, Geauga, Lake, Lorain and Medina, including the City of Cleveland and less the incorporated area of the City of Vermilion in Lorain County.

Section 1.2 Mission. In pursuing responsibilities for transportation and environmental planning for the region, NOACA aims to: (1) improve the quality of life of the region's citizens by enhancing the region's long term economic development potential and by protecting its environmental quality; (2) assist member local governments and agencies in addressing local and regional issues in a cooperative manner; and (3) assure equitable flow and prudent expenditure of public funds.

NOACA supports these aims by: (1) serving as a forum for local public officials to engage in regional debate and intergovernmental cooperation; (2) encouraging local decision-making to be in harmony with the region's transportation and environmental plans; (3) maintaining federal designations and planning processes and meeting federal and state requirements for regional programs; (4) seeking equitable return of state and federal funds to the region to meet locally determined needs; (5) providing information and technical planning support to benefit member communities in order to best use public resources; and (6) advocating interests of the region with state and federal decision-makers.

ARTICLE II

POWERS OF AGENCY

Section 2.1 Powers. The Agency shall act as a comprehensive transportation and environmental planning organization. In so doing it shall plan and coordinate the following four distinct but interrelated areas as: (i) the federal and state designated metropolitan planning

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organization (MPO) for transportation planning; (ii) the federal designated areawide water quality management planning agency for the five-county area, including the Northeast Ohio Lake Erie Basin (NEOLEB) planning area; (iii) the federal designated planning agency to address transportation-related air quality issues in the five-county area; and (iv) planning and support coordination to the region, as directed by the NOACA Board of Directors, for limited environmental management and transportation planning assistance to member communities and other public agencies and non-governmental organizations. The Agency shall also provide information to members and other public and private organizations and the general public within guidelines established by the Board of Directors.

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In addition, the Agency shall exercise powers conferred by applicable federal, state and local laws, regulations, ordinances, rules and policies as well as those powers transferred to it by its members permitted under the Constitution of the State of Ohio and the Ohio Revised Code.

ARTICLE III

MEMBERS

Section 3.1 Counties. The counties of Cuyahoga, Geauga, Lake, Lorain and Medina in the State of Ohio have created the Agency pursuant to Ohio Revised Code Section 307.14, *et seq.* in accordance with federal and state mandates and accordingly these counties, acting through their respective Boards of Commissioners or other administrative structures, are the principal members of the Agency.

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Section 3.2 Cities, Villages and Townships. By virtue of home rule powers granted by Article XVIII of the Ohio Constitution, as well as statutory or charter authority granted by the Ohio General Assembly or their citizens, the cities, villages, and townships of the NOACA five-county area have important responsibilities for transportation and environmental issues within their jurisdictions. Each city, village and township within the NOACA area is a member of the Agency and entitled to services from the Agency.

Section 3.3 Regional Governmental Authorities and Districts. As provided in the Ohio Revised Code, certain portions of the NOACA area constitute special purpose government districts for transportation, mass transit, air quality and waste water planning and management. Accordingly (except as provided) each county-based regional transit authority and regional sewer district within the NOACA area is a member of the Agency and entitled to participate in the Agency.

Section 3.4 Membership Dues. Financial responsibility for operation of the Agency rests with the five counties that have created the Agency and the City of Cleveland. Basic dues to support operations of the Agency shall be apportioned by population figures established by the decennial census conducted by the U.S. Bureau of Census and each county and the City of Cleveland shall pay their respective share. Each county and the City of Cleveland may further apportion its share of Agency dues to the governmental entities within its geographic area according to a plan submitted to the Board of Directors, but in all circumstances responsibility for the payment of dues shall remain with each of the five counties and the City of Cleveland. Basic dues may be increased or decreased by the Board of Directors each year.

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Section 3.5 Suspension of Membership. Any member whose dues remain unpaid for a period in excess of 90 days after commencement of the fiscal year on each July 1 may be subject to suspension of membership. Suspension of membership may be undertaken by a majority vote of the Board of Directors and may provide for curtailment of voting authority or services and for such other penalties as the Board of Directors may direct in each case. Notice of any member's eligibility for suspension shall be given at regular intervals to the Board of Directors and in writing to the member's chief executive officer.

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ARTICLE IV

BOARD OF DIRECTORS

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Section 4.1 Duties of Board of Directors. The business of the Agency shall be directed by the Board of Directors. The Board of Directors shall exercise all powers of the Agency, which are not otherwise required to be exercised by Agency members.

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Section 4.2 Composition; Alternates; Term. The Board of Directors shall consist of representatives from the five counties and the City of Cleveland. The goals for representation are: to bring to the Board's discussions and decision-making the principal elected officials and regional administrators of the NOACA area concerned with transportation and environmental planning; to assure the area's citizens of an approximation of equal representation by population; and to assure the area's citizens of representation reflecting the demographics of the area's population. All members of the Board of Directors must hold an elected or appointed position in or be employed by a political subdivision, government agency, or public body within the geographic area of the respective appointing authorities set forth in Section 4.2(a) through 4.2(f) below. Board positions shall be granted based on requirements of this section. Individual Board members shall be appointed annually and the Board of Directors shall be notified of those appointments at its first meeting each year. Each county and the City of Cleveland shall be responsible for assuring appropriate representation according to this section, recognizing the goal for representation, dues procedures and compliance within each County's, the City of Cleveland's, and the Agency's mission. Each member of the Board shall be entitled to vote on all matters submitted to the Board for a vote.

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(a)	<u>County</u>	<u>Cuyahoga</u> <u>Votes</u>
(i)	County
	Government	
(A)	County
	Executive.....	1
(B)	Director of
	Public Works.....	1
(C)	County
	Executive Appointee.....	1
(D)	County
	Council Member.....	1

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(ii).....	Regional Authorities	
(A).....	Northeast Ohio Regional Sewer District	1
(B).....	Greater Cleveland Regional Transit Authority (President of the Board of Trustees or General Manager, as the President of the Board of Trustees may designate)	1
(C).....	Cleveland-Cuyahoga Port Authority	1
TOTAL		7

(iii).....	Cuyahoga Suburban Regions	
(A).....	West Shore Region	1
(B).....	Southwest Region	1
(C).....	South/Central Region	1
(D).....	Cuyahoga Region	1
(E).....	Chagrin/Southeast Region	1
(F).....	Heights Region	1
(G).....	Hillcrest Region	1
(H).....	City of Cleveland Heights	1
(I).....	City of Euclid	1
(J).....	City of Lakewood	1
(K).....	City of Parma	1
TOTAL		11

(iv).....	City of Cleveland	
(A).....	Mayor/Chief of Government and International Affairs	1
(B).....	Director of Capital Projects	1
(C).....	Council Member	1
(D).....	Council Member	1

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(E)	Council	
Member		1
(F)	City Planning	
Director		<u>1</u>
TOTAL		6

(b) Geauga County

(i)	County	
Commissioner		1
(ii)	County	
Commissioner		1
(iii)	County	
Commissioner		<u>1</u>
TOTAL		3

(c) Lake County

(i)	County	
Commissioner		1
(ii)	County	
Commissioner		1
(iii)	County	
Commissioner		1
(iv)	County	
Engineer		1
(v)	Laketran	<u>1</u>
TOTAL		5

(d) Lorain County

(i)	County	
Commissioner		1
(ii)	County	
Commissioner		1
(iii)	County	
Commissioner (County Engineer)		1
(iv)	City of Lorain	
.....		1
(v)	City of Elyria	
.....		1
(vi)	Municipal Representative	
.....		1
(vii)	Township Representative	
.....		<u>1</u>
TOTAL		7

(e) Medina County

(i)	County	
Commissioner		1

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(ii)	County
Commissioner (Municipal Representative)	1
(iii)	County
Commissioner (Township Representative).....	1
(iv).....	County
Engineer.....	1
TOTAL	4

(f) State of Ohio

(i)	Department
of Transportation	
(appointment to be made by ODOT Director).....	1
TOTAL	44

(g) Pursuant to contracts approved by the Board of Directors, a representative of the Ohio Environmental Protection Agency, Northeast District Office, is a non-voting member of the Board of Directors of the Agency. The Departments of Development, Natural Resources and the Environmental Protection Agency of the State of Ohio, as well as such other agencies of government as the Board of Directors may approve by resolution adopted at a meeting, may be represented. Representatives of these agencies shall have rights established by the Board of Directors but shall not have a right to vote or a right of initiative.

(h) No staff member of any regional or county planning commission, no consultant, nor any Agency staff member, whether part time or full time, whose salary is reimbursed in whole or in part by or through the Agency, shall vote as a member or alternate of the Board of Directors or the Executive Committee on appropriations, grants or contracts between NOACA and the employer of such person, but attendance of such person may be included in determining a quorum.

(i) The Agency may at times enter into contracts or other transactions with organizations and individuals with whom members of the Board of Directors have a personal or financial relationship. Each person who is a member of the Board of Directors has a duty to exercise their responsibilities in the best interests of the Agency. No Board member will use his or her position with the Agency for his or her own direct or indirect financial gain. Any Board member who has a personal or financial interest in, or who is an owner or principal of a private and nonpublic entity with an interest in, any matter coming before the Board of Directors, or any committee of the Board of Directors on which he or she serves, shall: (i) disclose his or her interest to the President of the Agency or committee chair; (ii) not participate in discussion or deliberations on the matter; and (iii) abstain from voting on the matter. Such disclosure and abstention shall be noted in the minutes of the meeting. Notwithstanding the foregoing, a member of the Board of Directors who has a personal or financial interest in a matter may, at the request of the President of the Board or a committee chair, present information regarding such matter. A Board member who abstains from a matter shall nevertheless be counted in determining a quorum. Each Board member shall identify to the Agency known and potential conflicts of interest annually.

(j) Each person who is a member of the Board of Directors shall designate one alternate to act in the absence of such member, which alternate shall keep the member informed of all matters

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- Deleted: member of the Governing Board may revoke or modify the designation at any time in writing
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¶ Each person who is a member of the Governing
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¶ Each person who is a member of the Governing
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that come before the Board of Directors or any committee on which such alternate serves. When attending a meeting, alternates shall possess full powers in all matters that come before the Board and shall have all the rights and responsibilities of a Board member, including all fiduciary and other responsibilities to the Agency. Each alternate shall be considered a Board member with respect to all actions taken in his or her capacity as an alternate, including any duties as an Executive Committee member.

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The Governing

(k) Designation of an alternate shall be in writing and must be submitted to the President of the Board. Each designation shall be effective until it is revoked or modified by the Board member who made such designation or his or her successor. Each person who is a member of the Board of Directors may revoke or modify the designation at any time in writing submitted to the President of the Board. Alternates shall, at the time of their appointment and at all times during which they serve on the Board of Directors, hold an elected or appointed position in or be employed by a political subdivision, government agency or public body within the geographic area of the respective appointing authority.

(l) Each person who is a member of the Board of Directors by virtue of a position representing a county within the five-county area may elect to vote by written proxy on any matter submitted to the Board. Alternates are specifically precluded from exercising such proxy rights.

(m) Each person who is a member of the Board of Directors and any alternate designated by such member shall vacate Board membership immediately upon ceasing to hold the public office or position that originally entitled such person to become a member of the Board of Directors. The successor of such member shall be designated in the same manner as the vacating member was selected.

(n) The Board of Directors is authorized to take appropriate measures to ensure attendance and a quorum, including limitations on speaking or similar rights of non-attending members, but no such measure shall operate to diminish the vote of any member government or collection of communities.

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Section 4.3 Officers; Election; Qualification; Term of Office; Resignation.

(a) At its first meeting in January each year the Board of Directors shall elect a President, First Vice President, Secretary and Treasurer. The Board of Directors may also elect additional Vice Presidents, one or more Assistant Secretaries and one or more Assistant Treasurers. Each officer shall hold office until the next annual meeting of the Board of Directors, until such officer's successor is elected and qualified or until such officer's resignation, removal or death. Upon approval by the Board one person may serve both as Secretary and Treasurer. Alternates may not serve as officers of the Board of Directors.

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(b) Any officer may resign at any time upon written notice to the Secretary of the Board of Directors.

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(c) The Board of Directors may remove any officer for cause at any time but such removal shall be without prejudice to the representation rights of the Agency member represented by such officer.

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(d) Any vacancy occurring in any office which is caused by death, resignation, removal or otherwise shall be filled for the unexpired portion of the term by appointment by the President (except that the First Vice President shall succeed the President as set forth below) with approval of the Board of Directors within 30 days of that vacancy.

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(e) No member organization shall have more than one Board member serving concurrently as an officer. This limitation does not apply in the case of officers serving as First or Second Vice President, Assistant Secretary or Assistant Treasurer.

(f) President. The President of the Board of Directors shall be the chief policy officer of the Agency and shall exercise all powers and duties in leadership of the Agency as are generally associated with such office including, but not limited to, the power to execute such documents and instruments authorized by resolutions adopted by the Board of Directors. The President shall represent the Agency before bodies of the state and federal government and shall be an ex officio voting member of all Standing Committees. The President shall also be responsible for execution of all directives and resolutions adopted by the Board of Directors.

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(g) First Vice President. The First Vice President, in the absence or disability of the President, shall perform duties and exercise powers of the President. In addition, the First Vice President shall perform such other duties prescribed by the Board of Directors or President.

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(h) Secretary. The Secretary shall give or cause to be given notice of all meetings of the Board of Directors and shall perform such other duties prescribed by the Board of Directors or President, under whose supervision the Secretary acts. The Secretary shall keep or cause to be kept the corporate seal of the Agency, if any, and when authorized by the Board of Directors, affix it to an instrument which shall be attested to either by the signature of the Secretary, Treasurer or Assistant Secretary. In the absence of the Secretary, the President or designee shall appoint a member to perform the duties of the Secretary.

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(i) Treasurer. The Treasurer or designee (or Secretary in the absence or disability of the Treasurer) shall have responsibility for the custody of Agency funds and securities and shall keep or cause to be kept full and accurate accounts of receipts and disbursements in books belonging to the Agency, and shall deposit or cause to be deposited all funds and securities of the Agency in depositories designated by the Board of Directors. The Treasurer shall oversee the disbursement of funds as directed by the Board of Directors, taking proper vouchers for such disbursements, and shall give or cause to be given to the President and other members of the Board of Directors a periodic accounting of all transactions and the financial condition of the Agency. The Treasurer shall perform such other duties prescribed by the Board of Directors or President.

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(j) Vice Presidents, Assistant Secretaries and Assistant Treasurers. In the absence or disability of the First Vice President, Secretary or Treasurer, the Second Vice President, Assistant Secretaries or Assistant Treasurers in the order designated by the Board of Directors, shall perform the duties of the First Vice President, Secretary or Treasurer, respectively, and shall have full powers of the office.

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Section 4.4 Vacancies. A vacancy in the Board of Directors, however occurring, shall be filled by a public official designated in the same manner as the vacating member was selected, to hold office for the whole or balance of the term to which such member was elected or until such member's successor is elected and qualified or until earlier resignation, removal from office or death.

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Section 4.5 Removal. The Board of Directors may at any time remove for cause any member, except for individuals who are members of the Board solely because of their position as an elected official of a member agency, or any alternate. Removal must occur at a special meeting duly called for this purpose or at a regular meeting of the Board of Directors where notice of this purpose has been established at the immediately preceding Board meeting and the affirmative vote of two-thirds of the Board members in attendance at such meeting is required for any such removal. Removal shall be without prejudice to the representation rights of the Agency member represented by such Board member or alternate. Removal of a member of the Board will not affect the appointment of any alternate to such member. The successor to such member or alternate shall be designated in the same manner as the removed member was selected.

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Section 4.6 Compensation of Board Members. A member of the Board of Directors shall not receive compensation for services other than ordinary and incidental expenses, except that a member may be reimbursed for other reasonable expenses approved by a majority of the Board of Directors. The Agency considers attendance at meetings of the Board of Directors and its committees to be public employment on the same basis that any Board member or alternate is considered in public employment for the public position that determined qualification for membership on the Board of Directors.

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Section 4.7 Applicability of Ohio Ethics Law. The provisions of Ohio Revised Code Chapter 102, and the related provisions contained in Ohio Revised Code Sections 2921.42 and 2921.43 are applicable to all members of the Board of Directors of the Agency and to all alternates. However, members or alternates who are not otherwise required to file the financial disclosure statement mandated by Ohio Revised Code Sections 102.02, 102.021 and 102.022 shall not be required to file such statement solely as a result of his or her appointment to the Board of the Agency as a member or alternate. Appoint as a member of the Board of the Agency or as an alternate does not constitute the holding of a public office or employment within the meaning of Ohio Revised Code Chapter 102 or Chapter 2921.

ARTICLE V

ORGANIZATION OF THE BOARD OF DIRECTORS

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Section 5.1 Regular Meetings. Regular meetings of the Board of Directors shall be determined and published annually at the principal offices of the Agency or such other location and time as the Board designates.

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Section 5.2 Special Meetings. Special meetings of the Board of Directors may be called at any time by the President or by a majority of members upon written notice delivered to the President

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or Secretary of the Board of Directors. Such request shall state the purposes of the proposed meeting.

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Section 5.3 Notice of Meetings. Except as otherwise provided in these Regulations or by law, written notice stating the time, place and purpose in case of a special meeting, shall be delivered to each Board member at least seven days before a regular meeting and four days prior to any special meeting, either personally, by regular mail, email, fax, telephone, or any other means permitted by law.

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Section 5.4 Presiding Officer. Meetings of the Board of Directors shall be presided over by the President or, in the President's absence, by the First Vice President or next succeeding officer. The Secretary shall act as secretary at all meetings and in the Secretary's absence the President may appoint any person to act as secretary of such meeting.

Section 5.5 Ratification. The Board of Directors, acting at a meeting at which a quorum is present, may ratify any action taken by or on behalf of the Agency.

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Section 5.6 Quorum. A majority of Board members shall constitute a quorum to transact business. Once established for any meeting of the Board, a quorum shall presume to continue unless otherwise noted on the record that a quorum is absent. The act of a majority of Board members present at a meeting at which a quorum is present shall be the act of the Board of Directors. Any member of the Board of Directors who has a personal or financial interest in a contract or transaction which is before the Board of Directors, or who is an owner or principal of a private and nonpublic entity with an interest in a matter before the Board of Directors, may be counted for the purpose of determining the presence of a quorum at a meeting of the Board.

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¶ **Section 5.7 Public Meetings.** All meetings of the Governing Board

Section 5.7 Public Meetings. All meetings of the Board of Directors, its Standing Committees, subcommittees, advisory councils or task forces shall be open to the public pursuant to the Ohio Sunshine Law, Revised Code Section 121.22, *et seq.* Executive sessions and other closed meetings shall be held only as permitted by law.

Section 5.8 Procedure. All meetings of the Board of Directors shall be conducted according to Robert's Rules of Order.

ARTICLE VI

COMMITTEES, SUBCOMMITTEES, ADVISORY COUNCILS and TASK FORCES

Section 6.1 Establishment of Committees, Subcommittees, Advisory Councils and Task Forces. The President of the Board of Directors with its approval shall establish various Standing Committees, Subcommittees, Advisory Councils and Task Forces deemed necessary or appropriate to provide advice and policy recommendations to the Board of Directors relating to specific issues or technical areas of transportation or environmental matters. Unless the Board of Directors otherwise provides, each Standing Committee, Subcommittee, Advisory Council or Task Force may make, alter and repeal rules to conduct its business. In the absence of such rules, each Standing Committee, Subcommittee, Advisory Council or Task Force shall conduct business in the

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same manner as the Board of Directors conducts business. Appendix I contains the table defining the purpose, membership, duration, creation, appointment and reporting responsibilities of Standing Committees, Subcommittees, Advisory Councils and Task Forces. This table shall be used to establish these bodies unless otherwise stated in the Code.

Section 6.2 Standing Committees.

(a) Purpose. The Standing Committees of the Agency shall be the Executive Committee, the Planning and Programming Committee, the Policy Committee, the Finance and Audit Committee, the Governance Committee, and the External Affairs Committee. Each Standing Committee shall provide advice and policy recommendations to the Board of Directors in specific functional areas and provide a forum for in-depth discussion and analysis of relevant issues or agenda items prior to consideration by the Board of Directors. Each Standing Committee shall keep regular minutes of its proceedings and report to the Board of Directors.

(b) Membership. Unless otherwise specifically set forth, Standing Committee members shall be appointed by the President of the Board of Directors with approval of a majority of Board members present and voting. Each member of the Board of Directors shall serve on at least one Standing Committee or subcommittee. Membership of each Standing Committee shall be comprised of members of the Board of Directors or their alternates. Vacancies on a Standing Committee shall be filled in the same manner as the vacating member was selected. Any Standing Committee may propose to expand its membership beyond the minimum by nominating additional members to the Board of Directors; additional positions shall be filled by appointment of the President with approval of a majority of Board members present and voting. The Executive Director of the Agency, or designee, shall serve as an ex officio member (without vote in that capacity) of all Standing Committees and subcommittees.

(c) Organization of the Standing Committees.

(1) Meetings. Each Standing Committee shall hold regular meetings as necessary at a time and place to be determined and shall publish a calendar of its meetings. Special meetings and the initial meeting of each year may be called by the Committee Chair, Committee Vice-Chair or the Executive Director of the Agency, on at least four days notice (oral or written).

(2) Officers. The President of the Board of Directors shall appoint a member of the Board of Directors as Chair of each Standing Committee with approval of a majority of the Board members. A Vice-Chair and such other officers as the Standing Committee members deem necessary may be elected by a majority of the Committee membership. The term of office for each Standing Committee officer shall be one year or until such member's successor is selected and qualified or until earlier resignation, removal from office or death.

(3) Attendance. The President of the Board of Directors may remove and appoint a replacement for any Standing Committee member if the Standing Committee member has been absent from three consecutive Standing Committee meetings. The member appointed must receive approval of a majority of Board members present and voting.

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Deleted: of its meetings. The Executive Committee shall consist of the President, First Vice President, Second Vice President (if any), Secretary, Treasurer, immediate past President of the Governing Board and mayor or Chief of Government Affairs of the largest city in the five-county region. Executive Committee membership shall also include at least one member of the governing officers of each county. The mayor or Chief of Government Affairs of the largest city in the five-county region shall not be considered a county representative for this purpose. Vacancies in membership

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¶
Section 6.3 Nominating Committee. By November 15 of each year with approval of the Governing

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(4) Procedure. Meetings of any Standing Committee or subcommittee shall be conducted according to *Robert's Rules of Order*.

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(5) Member Representatives. Members of a subcommittee may appoint a representative to attend meetings in their absence by submitting the name of the person in writing to the chairperson of the subcommittee. The representative of a member shall be entitled to vote at any subcommittee meeting in the absence of the member, but shall have no other rights as a Board member or alternate.

Deleted: Subcommittees. The Chair of a Standing Committee and President of the Governing Board may jointly establish special subcommittees of

Deleted: Standing Committee to explore problems requiring specific technical skills. The Executive Director or designee shall serve as an ex officio member of all subcommittees

(6) Staff Assistance. Agency staff shall provide Standing Committees with any technical assistance required to organize meetings of the Standing Committees. Such assistance will be provided at request of the Chair of a Standing Committee.

(7) Removal. The Board of Directors, upon recommendation of the Governance Committee, may remove any Standing Committee member for cause at any time but such removal shall be without prejudice to the representation rights of the Agency member represented by such Standing Committee member.

Deleted: <#>Powers and Authority of Standing Committees.

<#>Water Quality Advisory Committee (WOAC). The Water Quality Advisory Committee shall provide advice and policy recommendations to the Governing Board with regard to water quality environmental planning powers of the Agency.

<#>Membership. The Water Quality Advisory Committee shall consist of the following 11 voting members:

<#> Five members of the Governing Board with at least one Board member from jurisdictions within each member county [5];

<#> one representative of the Environmental Health Directors of the County Health Agencies [1];

<#> one of the Sanitary Engineers, or substantial equivalent, of the five counties [1];

<#> one local soil and water conservation district representative within the NOACA area [1];

<#> a representative of the Northeast Ohio Regional Sewer District [1];

<#> City of Cleveland Health Director or Environmental Health Commissioner [1];

<#> ; one member of a local watershed group [1];

<#> and the Ohio EPA Northeast District Office chief, who shall be a non-voting member. ¶

<#>Functions. Functions of the Water Quality Advisory Committee shall include the following: ¶

Section 6.3 Executive Committee. The Executive Committee shall review Agency policy documents, including the Agency's budget and Overall Work Program (OWP) as prepared by the Executive Director, and make recommendations to the Board of Directors regarding approval. The Executive committee shall also provide advice to the Executive Director and shall carry out other responsibilities delegated to it by the Board of Directors. All Standing Committees shall present any recommendations intended for discussion or approval by the Board of Directors first to the Executive Committee for placement on the agenda of the appropriate meeting of the Board. The Board of Directors may delegate authority to the Executive Committee to act as the Board of Directors on individual issues. The Executive Committee shall keep regular minutes of its proceedings and report to the Board of Directors prior to each of its meetings. The Executive Committee shall consist of the President, First Vice President, Second Vice President (if any), Secretary, Treasurer, immediate past President of the Board of Directors and Mayor/Chief of Government and International Affairs of the largest city in the five-county region. Executive Committee membership shall also include at least one member of the governing officers of each county. The Mayor/Chief of Government and International Affairs of the largest city in the five-county region shall not be considered a county representative for this purpose. Vacancies in membership of the Executive Committee shall be filled in the same manner as the vacating member was selected.

Section 6.4 Planning and Programming Committee.

(a) The Planning and Programming Committee shall provide policy recommendations with regard to transportation, water quality and air quality powers of the Agency and shall evaluate recommendations from its subcommittees and bring such recommendations, as it deems appropriate, to the Board of Directors for discussion and approval. Subcommittees of the Planning and Programming Committee shall consist of the Water Quality Subcommittee, the Air Quality Subcommittee and the Transportation Subcommittee. Membership of the Planning and Programming Committee should reflect the diversity of Board membership in each of the five counties and the City of Cleveland and take into account the important role of the various agencies represented on the

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NOACA Board. The chairperson and members of the Planning and Programming Committee shall be appointed by the President with the approval of the Board and shall consist of at least twenty-two members, comprised of the following:

- (1) Nine members of the Board of Directors from jurisdictions within Cuyahoga County;
- (2) Four members of the Board of Directors from jurisdictions within the City of Cleveland;
- (3) One members of the Board of Directors from a jurisdiction within Geauga County;
- (4) Two members of the Board of Directors from jurisdictions within Lake County;
- (5) Three members of the Board of Directors from jurisdictions within Lorain County;
- (6) Two members of the Board of Directors from jurisdictions within Medina County;
- and
- (7) One member from the Ohio Department of Transportation.

(b) Water Quality Subcommittee. The Water Quality Subcommittee shall provide advice and policy recommendations to the Planning and Programming Committee with regard to water quality environmental planning powers of the Agency.

(1) Membership. The Water Quality Subcommittee shall consist of the following 11 voting members:

- A. Five members of the Board of Directors with at least one Board member from jurisdictions within each member county [5];
- B. one representative of the Environmental Health Directors of the County Health Agencies [1];
- C. one of the Sanitary Engineers, or substantial equivalent, of the five counties [1];
- D. one local soil and water conservation district representative within the NOACA area [1];
- E. a representative of the Northeast Ohio Regional Sewer District [1];
- F. City of Cleveland Health Director or Environmental Health Commissioner [1];
- G. one member of a local watershed group [1]; and
- H. the Ohio EPA Northeast District Office chief, who shall be a non-voting member.

(2) Functions. Functions of the Water Quality Subcommittee shall include the following:

- A. Providing advice and policy recommendations on water quality environmental issues or projects and transportation projects with related water quality issues;
- B. Assisting the Planning and Programming Committee and Agency staff in identifying significant environmental problems, priorities and concerns with development of a comprehensive regional approach to environmental concerns;
- C. Assisting the Planning and Programming Committee and Agency staff in environmental work program development; and
- D. Serving in such other capacities as the Planning and Programming Committee and the Board of Directors may determine.

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~~(c) **Air Quality Subcommittee.** The Air Quality **Subcommittee** shall provide advice and policy recommendations to the **Planning and Programming Committee** with regard to air quality environmental planning powers of the Agency.~~

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~~(1) **Membership.** The Air Quality **Subcommittee** shall consist of the following 11 voting members:~~

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- A. Five members of the **Board of Directors** with at least one Board member from jurisdictions within each member county [5];
- B. One representative of the City of Cleveland [1];
- C. One member from each of the local air agencies (Cleveland Division of Air Quality, Lake County General Health District, and the Akron Regional Air Quality Management District) [3];
- D. The Ohio Department of Transportation, District 12 [1];
- E. The Greater Cleveland Regional Transit Authority [1];
- F. The Ohio EPA Northeast District Office chief, who shall be a non-voting member.

~~(2) **Functions.** Functions of the Air Quality **Subcommittee** shall include the following:~~

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- A. ~~Providing advice and policy recommendations on air quality environmental issues or projects and transportation projects with related air quality issues;~~
- B. ~~Assisting the **Planning and Programming Committee** and Agency staff in identifying significant environmental problems, priorities and concerns with development of a comprehensive regional approach to environmental concerns;~~
- C. ~~Assisting the **Planning and Programming Committee** and Agency staff in environmental work program development; and~~
- D. ~~Serving in such other capacities as the **Planning and Programming Committee and the Board of Directors** may determine.~~

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~~(b) **Transportation Subcommittee.** The **Transportation Subcommittee** shall provide advice and policy recommendations to the **Planning and Programming Committee** with regard to transportation matters affecting the Planning Area.~~

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Deleted: **Advisory Committee (TAC)**

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~~(1) **Membership.** The **Transportation Subcommittee** shall consist of the following 34 members:~~

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- A. ~~The County Engineer or Director of Public Works and Planning Director of each member county [10].~~
- B. ~~From the City of Cleveland: Commissioner of Traffic Engineering, Commissioner of Engineering and Construction, a member of Cleveland City Council (selected by the Council) and the City Planning Director [4].~~
- C. ~~The General Manager of the largest transit authority or agency in each member county [5].~~
- D. ~~The Deputy Directors of the Ohio Department Transportation, Districts 3 and 12 [2].~~
- E. ~~The Ohio Environmental Protection Agency, Regional Office [1].~~

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F. One member representing the Chamber of Commerce (or equivalent organization) of each member county, appointed by the President of the Board of Directors upon consultation with each county[5].

G. Six members of the Board of Directors with at least one from each member county and one representative of the Cleveland-Cuyahoga Port Authority, [7].

H. Additional non-voting members may be appointed by the President of the Board of Directors to insure inclusion of elected officials, public administrators, funding agencies and private sector organizations concerned with transportation planning and implementation in the Planning Area.

(2) Functions. The functions of the Transportation Subcommittee shall include the following:

A. Assisting the Planning and Programming Committee and Agency staff in developing short and long-range plans and programs for the Planning Area, in accordance with NOACA's role and responsibilities as an MPO as required by federal law;

B. Assisting the Planning and Programming Committee and Agency staff in identifying significant transportation issues, using a regional approach to address these issues, within the framework of the authority granted to the Agency in federal and state law and regulation;

C. Assisting the Planning and Programming Committee and Agency staff in development of the transportation elements of the annual overall work program; and

D. Serving in such other capacities as the Planning and Programming Committee and the Board of Directors may determine.

Section 6.5 Policy Committee.

(a) The Policy Committee shall provide technical advice and recommendations in the area of comprehensive policy and long-range planning matters to the Board of Directors. Membership of the Policy Committee should reflect the diversity of Board membership in each of the five counties and the City of Cleveland and take into account the important role of the various agencies represented on the NOACA Board. The chairperson and members of the Policy Committee shall be appointed by the President with the approval of the Board and shall consist of at least twenty-two members, comprised of the following:

(1) Nine members of the Board of Directors from jurisdictions within Cuyahoga County;

(2) Four members of the Board of Directors from jurisdictions within the City of Cleveland;

(3) One members of the Board of Directors from a jurisdiction within Geauga County;

(4) Two members of the Board of Directors from jurisdictions within Lake County;

(5) Three members of the Board of Directors from jurisdictions within Lorain County;

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<#>One member representing the Chamber of Commerce (or equivalent organization) of each member county, appointed by the President of the Governing Board upon consultation with each county[5].¶
¶
<#>Six members of the Governing Board with at least one from each member county and one representative of the Cleveland-Cuyahoga Port Authority, [7].¶
¶
<#>Additional non-voting members may be appointed by the President of the Governing Board to insure inclusion of elected officials, public administrators, funding agencies and private sector organizations concerned with transportation planning and implementation in the Planning Area.¶
¶
<#>Functions. The functions of the Transportation Advisory Committee shall include the following:¶
¶
<#>Assisting the Governing Board and Agency staff in developing short and long-range plans and programs for the Planning Area, in accordance with NOACA's role and responsibilities as an MPO as required by federal law;¶
¶
<#>Assisting the Governing Board and Agency staff in identifying significant transportation issues, using a regional approach to address these issues, within the framework of the authority granted to the Agency in federal and state law and regulation;¶
¶
<#>Assisting the Governing Board and Agency staff in development of the transportation elements of the annual overall work program; and¶
¶
<#>Serving in such other capacities as the Governing Board may determine.¶
¶
<#>Subcommittees. Subcommittees of the Transportation Advisory Committee shall consist of a minimum of six members of the TAC, one from each member county and the City of Cleveland. Membership on TAC subcommittees is limited to current TAC members or their alternates. The purpose of such subcommittees is to provide planning, programming or technical advice and recommendations to the TAC and staff on an ongoing basis. One such subcommittee is the Regional Transportation Investment Subcommittee (RTIS), which assists the TAC in management of the Transportation Improvement Program and Transportation Plan, in accordance with Governing Board policies. The RTIS shall consist of:¶
¶
<#>Current TAC Chair, or designee. [1]¶
<#>County Engineer or Director of Public Works of each member county. [5]¶
<#>Three Cuyahoga County TAC members, selected by Cuyahoga County. [3]¶
<#>Two City of Cleveland TAC members, selected by the City of Cleveland. [2]¶
<#>The Greater Cleveland Regional Transit Authority. [1]¶
<#>LAKETRAN. [1]¶
<#>Lorain County Transit. [1]¶

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(6) Two members of the Board of Directors from jurisdictions within Medina County; and

(7) One member from the Ohio Department of Transportation.

(b) Functions. The functions of the Policy Committee shall include the following:

(1) As its principal function assist the Agency and its members in development of comprehensive, long-range policies in the areas of transportation asset management, and transportation investment and strategy, including regional strategic planning, by providing review and comment at appropriate stages of the planning process and providing technical advice and recommendations on comprehensive planning issues or projects as appropriate;

(2) Serve as a forum for exchange of information regarding comprehensive planning, land use development and redevelopment, land use regulation and data and other planning issues in the members' jurisdictions;

(3) Assist the Agency in development of annual Overall Work Programs by providing advice, review and comment at appropriate stages of the development process regarding land use planning-related components and land use impacts of Agency activities.

Section 6.6 Governance Committee. The chairperson and members of the Governance Committee shall be appointed by the President with the approval of the Board and shall consist of at least seven members, including one representative of each of the five counties and a representative of the largest city in the five-county region, with additional members appointed based on the expertise necessary to accomplish the committee's purpose. The Governance Committee shall have power to nominate the officers of the Board of Directors for the next year and conduct the election provided for in Section 4.3(a). The Governance Committee shall also (a) create and implement an orientation program for new Directors; (b) monitor the procedure by which Directors annually identify and report known and potential conflicts of interest; and (c) review and recommend to the Board for approval proposed revisions this Code of Regulations as necessary.

Section 6.7 Finance and Audit Committee. The Chairperson and members of the Finance and Audit Committee shall be appointed by the President with the approval of the Board and shall consist of at least three members possessing the expertise necessary to accomplish the committee's purpose. The Finance and Audit Committee shall: be responsible for the selection of outside auditors; review and evaluate the Agency's accounting and financial controls with the President and the Executive Director; provide general financial oversight for the Agency; and report annually to the Board of Directors on the results of the audit.

Section 6.8 External Affairs Committee. The Chairperson and members of the External Affairs Committee shall be appointed by the President with the approval of the Board and shall consist of at least three members with additional members appointed based on the expertise necessary to accomplish the committee's purpose. The External Affairs Committee shall assist the Agency with its relationships with various government agencies and subdivisions, the media and the general public.

Section 6.9 Other Committees, Subcommittees and Task Forces.

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(a) The Board of Directors may create, by resolution adopted by a majority of the Board present and voting, other Standing Committees, which shall exercise authority granted to such Standing Committee by the Board of Directors, but the work of any such Standing Committee shall not be effective until approved by the Board.

(b) The Board of Directors or the Chair of a Standing Committee and President of the Board of Directors may jointly establish special subcommittees of a Standing Committee in addition to those set forth in this Code of Regulations to explore problems requiring specific technical skills.

(c) The Board of Directors or the Chair of any subcommittee with the approval of the President of the Board may establish additional Advisory Councils or Task Forces deemed necessary. The purpose of such Advisory Councils and Task Forces shall be to provide advice and recommendations to the Standing Committees and their subcommittees relating to specific issues or technical areas. Task Forces shall be formed for specific projects to be completed within a designated time. Advisory Councils may be formed to provide ongoing advice and recommendations. Advisory Council and Task Force members shall consist of individuals with sufficient expertise in order to contribute to the mission and functional activities of the Advisory Council or Task Force and need not be members of the Board of Directors. At the time of its formation, each Advisory Council or Task Force shall create a written statement of purpose to be distributed to the Standing Committee or subcommittee for review and comment.

Section 6.10 Citizen and Business Participation. The Board of Directors shall maintain an ongoing citizen participation program in accordance with all federal, state and Board directives to encourage citizen participation in the work and planning of the Agency. The Board of Directors may establish, by resolution adopted by a majority of the Board present and voting, a Citizen Advisory Council and a Business Advisory Council, with membership and purpose determined by such resolution.

ARTICLE VII

AGENCY STAFF

Section 7.1 Executive Director. The Agency shall employ a full-time Executive Director pursuant to a written contract, which shall be negotiated by the Executive Committee. Terms and conditions of the contract shall be subject to approval by a majority of the Board of Directors.

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Section 7.2 Powers and Duties of Executive Director. The Executive Director, or designee, shall be responsible for managing day-to-day activities of the Agency. The Executive Director shall have authority and responsibility to hire, fire, supervise and direct Agency staff, as contained in the annually approved OWP. At the time of OWP review and approval, the Executive Director will provide the Executive Committee with information on the positions needed to complete the work contained in the OWP. The Executive Director has the authority to fill vacancies of approved positions, but will notify the Executive Committee of plans to fill a vacancy. For all new or additional positions not included in the annually approved OWP, the Executive Director shall notify the Executive Committee, which must approve the new or additional position prior to

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initiating the hiring process if such new or additional position has an effect on the annual budget. The Executive Director shall have the authority and responsibility to administer the Agency in accordance with the Code of Regulations of the Agency and Administrative Policies and Procedures adopted by the Board and to carry out duties and functions delegated by the Board of Directors or any officer.

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Section 7.3 Staff. Agency staff shall report to the Executive Director. Principal functions of Agency staff shall be to:

(a) Implement all directives of the Board of Directors and Executive Committee to fulfill responsibilities of the Agency;

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(b) Keep the Executive Director well informed of activities, projects, programs and studies being conducted by the Agency;

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(c) Provide assistance necessary to organize meetings of the Board of Directors, Executive Committee, Standing Committees, Subcommittees, Advisory Councils and Task Forces which may include preparation of meeting agendas, minutes and accompanying materials;

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(d) Prepare research reports and policy papers for the Board of Directors on issues of significance to the NOACA Area;

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(e) Administer Intergovernmental Review (IGR) in accordance with Board policy.

(f) Complete work programs and projects approved by the Board of Directors in a timely and professional manner.

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ARTICLE VIII

INDEMNITY

Section 8.1 In General. Any person who was or is a party or is threatened to be made a party to any threatened, pending or completed claim, suit or proceeding, whether civil, criminal, administrative or investigative, other than a suit by or in the right of the Agency, by reason of the fact that the person is or was a Board member, officer, employee or agent of the Agency, or is or was serving at the request of the Agency as a director, trustee, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise, shall be indemnified by the Agency for expenses, including reasonable attorney fees, judgments, fines and amounts paid in settlement actually and reasonably incurred in connection with such action, suit or proceeding if done in good faith and in a manner reasonably believed to be in the best interests of the Agency and, with respect to any criminal action or proceeding, had no reasonable cause to believe conduct was unlawful. Termination of any action, suit or proceeding by judgment, order, settlement, conviction or upon a plea of *nolo contendere* or its equivalent, shall not create a presumption that the person did not act in good faith and in a manner which was reasonably believed to be in the best interests of the Agency and, with respect to any criminal action or proceeding, had reasonable cause to believe that the conduct was unlawful.

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Section 8.2 Indemnification Against Expenses. Any person who was or is a party or is threatened to be made a party to any threatened, pending or completed claim, suit or proceeding by or in the right of the Agency to procure a judgment in its favor by reason of the fact that the person is or was a Board member, officer, employee or agent of the Agency, or is or was serving at the request of the Agency as a director, trustee, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise, shall be indemnified by the Agency against expenses, including reasonable attorney fees, actually and reasonably incurred by him in connection with the defense or settlement of such action or suit if done in good faith and in a manner reasonably believed to be in the best interests of the Agency. However, no indemnification shall be made in respect of any claim, issue or manner as to which such person shall have been adjudged to be liable for negligence or misconduct in the performance of duty to the Agency unless, and only to the extent that, the court in which such action or suit was brought shall determine upon application that, despite the adjudication of liability but in view of all the circumstances of the case, such person is fairly and reasonably entitled to indemnity for such expenses as such court shall deem proper.

Section 8.3 Process. Any indemnification under Section 8.1 and 8.2 (unless otherwise ordered by a court of competent jurisdiction) shall be made by the Agency only as authorized in the specific case upon a determination that indemnification of the officer, employee or agent is proper in the circumstances because the applicable standard of conduct set forth in Sections 8.1 and 8.2 has been met. Such determination shall be made (a) by the Board of Directors by a majority vote of a quorum consisting of members who were not parties to or threatened with such action, suit or proceeding; or (b) if such a quorum is not obtainable or even if obtainable, a quorum of disinterested members so directs, by independent legal counsel in a written opinion. Notwithstanding the provisions of Sections 8.1 and 8.2 of this Article VIII, to the extent that a Board member, officer, employee or agent of the Agency has been successful on the merits or otherwise, in defense of any action, suit or proceeding referred to in such sections, or in defense of any claim, issue or matter, in any event the person shall be indemnified against expenses (including reasonable attorney fees) actually and reasonably incurred in that connection. Reasonable attorney fees shall not be paid by NOACA if the person has obtained counsel apart from counsel designated by the Board.

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Section 8.4 Prior Payment. Expenses incurred in defending a civil or criminal action may be paid by the Agency before final disposition of such action. Such expenses may be authorized by the Board of Directors in a specific case only upon receipt by the Agency of a request on behalf of the Board member, officer, employee or agent to repay such amount unless it shall finally be determined that the person is entitled to be indemnified in such amount by the Agency.

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Section 8.5 Non-Exclusive. The indemnification provided by this Article VIII shall not be deemed exclusive of any other rights to which those seeking indemnification may be entitled by any law of the State of Ohio, agreement or other means, both as to action taken in an official capacity and as to action in another capacity while holding such office and shall continue as to a person who has ceased to be a Board member, officer, employee or agent and such rights shall inure to the benefit of such person's heirs, executors and administrators.

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ARTICLE IX

AMENDMENTS

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This Code of Regulations may be altered, amended or repealed only by a majority vote of the Board of Directors at a meeting called for that purpose, except that any matters relating to Sections 4.2(a) through 4.2(f) of this Code of Regulations shall be altered, amended or repealed only upon written acceptance of each County of the NOACA area and the City of Cleveland.

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ARTICLE X

MISCELLANEOUS

Section 10.1 Checks and Notes. Certain checks or demand for money and notes of the Agency shall be signed by the officer authorized by these Regulations. The signature may be a facsimile when authorized by the Board of Directors.

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Section 10.2 Seal. The Board of Directors may provide a seal containing the name of the Agency and it is kept by the Secretary. Duplicate seals may be kept and used by other officers of the Agency.

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Section 10.3 Notice. Whenever notice is required to be given to any person it may be given to such person either personally, by mail, or by any method permitted by law, to the address or location appearing on the books of the Agency. If notice is sent by mail it shall be deemed to have been delivered to the addressee when deposited in the United States mail for transmission to such person.

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Section 10.4 Waiver of Notice. Any notice required to be given to any person may be waived in writing by the person entitled to such notice before the meeting. Attendance at any meeting by any person entitled to notice, either in person or by a duly designated alternate, shall constitute a waiver of notice of such meeting by such person except where such person attends a meeting for the express purpose of objecting to the transaction of any business because the meeting was not lawfully convened.

Section 10.5 Captions. Captions and headings in the Code of Regulations are for convenience only and in no way define or limit the scope or intent of any provision or section.

APPENDIX I

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COMMITTEES, SUBCOMMITTEES, ADVISORY COUNCILS AND TASK FORCES

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TYPE	PURPOSE	MEMBERSHIP	DURATION	WHO APPOINTS MEMBERS	REPORTING RESPONSIBILITIES	CREATED BY
Standing Committee	Advise & Recommend Tech/Function Issues to Board	Annual Each County & Cleveland Board Members	Permanent	President with Board Consent	Recommend to Board	Code or Board
Subcommittee	Tech ongoing advice to Standing Committee	Standing Committee members or per Code Stakeholders Tech Experts	Permanent	Pres/Standing Committee Chair or Code	Recommend to Standing Committee	Chair Standing Committee & President jointly or Code
Advisory Council*	Advice to Board or Standing Committee or Subcommittee	Board members Standing Committee or individuals not with agency with special expertise	Permanent or Temporary	Pres or Chair of Subcommittee with President, unless otherwise stated in Code	Recommend to Subcommittee	Chair Subcommittee & President jointly or Code
Task Force*	Oversees special study or report	Board Members Standing Committee Subcommittee or individuals with special expertise	Temporary	Pres/Chair Subcommittee jointly or Code	Recommend to Subcommittee	Chair Subcommittee & President jointly or Code

*Written statement of purpose needed.

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County Council of Cuyahoga County, Ohio

Ordinance No. O2013-0023

Sponsored by: Councilmember Gallagher	An Ordinance amending Chapter 701 of the Cuyahoga County Code by adding a new Section 701.02 to create guidelines for expenditures of the biennial budget for Cuyahoga County, and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Article II, Section 2.03(9) requires the County Executive to submit to the County Council prior to the beginning of each biennium, a proposed operating budget for the upcoming biennium; and

WHEREAS, Article II, Section 2.03(9)(B) requires the County Executive to submit as part of the biennium budget a statement of proposed expenditures, shown by department, office, agency, authority, board and commission, and by activity, character and object; and

WHEREAS, Article III, Section 3.09 (5) empowers the County Council to adopt and amend the biennial operating budget and to make appropriations for the County; and

WHEREAS, on a biennial basis all departments, offices, agencies, authorities, and boards and commissions come before the County Council to present their upcoming biennial budget and have the opportunity to request any additional appropriation for any unbudgeted expenditures; and

WHEREAS, the County Council desires to receive notification prior to the expenditure of funds for any unbudgeted items to ensure County funds are not used for any unintended purpose; 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 701 of the Cuyahoga County Code, which provides for a biennial budget and capital improvement plan process, is hereby amended to add a new section 701.02 as follows:

SECTION 701.02: Permitted Use of Biennial Budgeted Expenditures

- A. Effective for the 2014-2015 County's Biennial Budget and thereafter, any Agency of Cuyahoga County, including any department, office, agency, court, board, commission, or other authority for which appropriations are made, shall be permitted to use its biennial appropriation for budgeted and authorized expenditures as approved by County Council.
- B. Agencies of the County, as defined in subsection (A), shall provide thirty (30) days' prior written notice to the Council President of its intent to make any Agency-wide expenditure not budgeted for and approved by Council in the biennial budget, as may be amended throughout the biennium. "Agency-wide expenditures" shall include, without limitation, pay rate adjustments, cost of living adjustments, and pay merit awards applicable to all non-bargaining employees.
- C. In the event any Agency of the County fails to provide notification to the Council President as required in subsection (B), the Council may decrease the Agency's biennial budget appropriation by the amount equal to the unauthorized or unbudgeted expenditure.

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

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

Journal _____
_____, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0226

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 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; amending Resolution No. R2013-0196 dated 9/10/2013, by rescinding Item B in Section 2; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, on December 11, 2012, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program Update for 2013 (Resolution No. R2012-0232) establishing the 2013 biennial budget update for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2013 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 2013 be amended to provide for the following additional appropriation increases and decreases:

<u>Fund Nos./Budget Accounts</u>	<u>Journal Nos.</u>
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A.	26A601 – General Gas and License Fees	BA1301571
	CE417055 – Maintenance Administration	
	Other Expenses	\$ 500,000.00

Funding Source: The funding source is the motor vehicle gas tax.

B.	21A825 – Dick Goddard Best Friends Fund	BA1301572
	CT790055 – Dick Goddard Best Friends Fund	
	Other Expenses	\$ 55,617.00

Funding Source: The funding source is private donations and sufficient cash balance exists to allow for immediate use of this appropriation for medical supplies.

C.	54A100 – Sanitary Engineer	BA1301575
	ST540252 – Sanitary Engineer Administration	
	Other Expenses	\$ 450,000.00

Funding Source: The funding source is sewer district revenue from charges for services.

D.	20A805 – Court of Appeals Special Projects	BA1301559
	CA360115 – Court of Appeals Special Projects	
	Capital Outlays	\$ 29,100.00

Funding Source: Funding is from the court costs collected and deposited in the special revenue fund of the Court covering the period January 1, 2013-December 31, 2013.

E.	21A131 – Child Exposed to Violence Demo-Phase 1	BA1301526
	JA741349 – Child Exposed to Violence Demo-Phase 2	
	Other Expenses	\$ 610,000.00

Funding Source: Funding is the United States Department of Justice, State and Community Development Division under the Office of Justice Programs, Juvenile Justice and Delinquency Prevention, Attorney General’s Children Exposed to Violence Program covering the period Oct 1, 2013 through September 30, 2014. The award was accepted by the Board of Control on July 15, 2013, BC2013-211. No cash match is required.

F.	21A131 – Child Exposed to Violence Demo-Phase 1	BA1301529
	JA741349 – Child Exposed to Violence Demo-Phase 2	
	Other Expenses	\$ 100,000.00

Funding Source: Funding is the Health and Human Services covering the period January 1, 2013 through December 31, 2013.

G.	21A284 – CCA-ISP Apprehension Unit	BA1301556
	SH350116 – FY13 CCA Apprehension Unit	
	Personnel Services	\$ 93,500.00

Funding Source: Funding is from the Ohio Department of Rehabilitation and Corrections to the Cuyahoga County Correction Planning Board passed through to the County Sheriff covering the period July 1, 2012 through June 30, 2013. No cash match is required.

H.	21A284 – CCA-ISP Apprehension Unit		BA1301557
	SH350124 – FY14 CCA Apprehension Unit		
	Personnel Services	\$	93,500.00

Funding Source: Funding is from the Ohio Department of Rehabilitation and Corrections to the Cuyahoga County Correction Planning Board passed through to the County Sheriff covering the period July 1, 2013 through June 30, 2014. No cash match is required.

I.	22S157 – 2010 Neighborhood Stabilization Program		BA1301525
	DV725291 – 2010 NSP2-Project Plan		
	Other Expenses	\$	92,733.52

Funding Source: Funding is from the United States Department of Housing and Urban Development (HUD) covering the period January 10, 2010 until federal funding decreases.

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

<u>Fund Nos./Budget Accounts</u>		<u>Journal Nos.</u>
A. FROM:	01A001 – General Fund	BA1301576
	IT601047 – Web & Multi-Media Development	
	Capital Outlay	\$ 50,000.00
	01A001 – General Fund	
	IT601096 – Engineering Services	
	Other Expenses	\$ 50,000.00
TO:	01A001 – General Fund	
	IT601047 – Web & Multi-Media Development	
	Other Expenses	\$ 100,000.00

Funding Source: Funding comes from the General Fund.

B. FROM:	61A607 – Centralized Custodial Services		BA1301573
	CT577411 – Central Services – Other Services		
	Other Expenses	\$	25,000.00
TO:	61A607 – Centralized Custodial Services		
	CT571000 – Building and Grounds Administration		
	Other Expenses	\$	25,000.00

Funding Source: The funding source is charges for services.

C. FROM: 61A607 – Centralized Custodial Services **BA1301574**
 CT577411 – Central Services – Other Services
 Other Expenses \$ 115,000.00

TO: 61A607 – Centralized Custodial Services
 CT571034 – Building and Grounds – Special Trades
 Personal Services \$ 115,000.00

Funding Source: The funding source is the capital projects fund.

D. FROM: 22A685 – CDBG Year 38 2012 **BA1301517**
 DV713891 – CDBG Program Operations 2012
 Capital Outlays \$ 1,000.00

TO: 22A685–CDBG Year 38 2012
 DV713891 –CDBG Program Operations 2012
 Other Expenses \$ 1,000.00

Funding Source: Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

E. FROM: 22A685 – CDBG Year 38 2012 **BA1301518**
 DV713883 – Admin Operating FY2012
 Capital Outlays \$ 3,000.00

TO: 22A685–CDBG Year 38 2012
 DV713883 –Admin Operating FY2012
 Other Expenses \$ 3,000.00

Funding Source: Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

F. FROM: 22A685 – CDBG Year 38 2012 **BA1301519**
 DV713909 – Rehabilitation Operations FY2012
 Capital Outlays \$ 1,000.00

TO: 22A685–CDBG Year 38 2012
 DV713909 –Rehabilitation Operations FY2012
 Other Expenses \$ 1,000.00

Funding Source: Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

G. FROM: 22A046 – CDBG Year 37 2011 **BA1301520**
 DV713370 – Admin Operating FY2011
 Capital Outlays \$ 2,622.67

TO: 22A046–CDBG Year 37 2011
 DV713370 –Admin Operating FY2011
 Other Expenses \$ 2,622.67

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

H. FROM: 22A046 – CDBG Year 37 2011 **BA1301521**
DV713396 – CDBG Program Operations 2011
Capital Outlays \$ 1,000.00

TO: 22A046–CDBG Year 37 2011
DV713396 –CDBG Program Operations 2011
Other Expenses \$ 1,000.00

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

I. FROM: 20A824 – Family Justice Center **BA1301527**
JA107441 – Family Justice Center
Personnel Services \$ 37,500.00

TO: 20A824–Family Justice Center
JA107441 –Family Justice Center
Other Expenses \$ 37,500.00

Funding Source: Funding is from the Health and Human Services Levy covering the January 1, 2013 through December 31, 2013.

J. FROM: 21A370 – Port Security FY2010-Medical Examiner 13 **BA1301554**
CR768002 –Port Security FY2010-Medical Examiner 13
Other Expenses \$ 3,932.00

TO: 21A370–Port Security FY2010-Medical Examiner 13
CR768002 –Port Security FY2010-Medical Examiner 13
Capital Outlays \$ 3,932.00

Funding Source: Funding is from the United States Department of Homeland Security covering the period June 1, 2010 through June 30, 2013.

K. FROM: 01A001 – General Fund **BA1301555**
SH350272 –Law Enforcement-Sheriff
Other Expenses \$ 31,000.00

TO: 01A001–General Fund
SH350272 –Law Enforcement-Sheriff
Capital Outlays \$ 31,000.00

Funding Source: Funding is from the General Fund covering the period January 1, 2013 through December 31, 2013.

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

<u>Fund Nos. /Budget Accounts</u>		<u>Journal Nos.</u>
A1. FROM:	29A390 – Health and Human Services Levy 2.9 SU513986 – Employment and Family Subsidy 2.9 Transfer Out \$ 515,912.88	JT1305205
TO:	24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 515,912.88	
A2. FROM:	29A390 – Health and Human Services Levy 2.9 SU513986 – Employment and Family Subsidy 2.9 Transfer Out \$ 134,150.07	
TO:	24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 134,150.07	
A3. FROM:	29A391 – Health and Human Services Levy 4.8 SU514430 – Employment and Family Subsidy 4.8 Transfer Out \$ 841,752.68	
TO:	24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 841,752.68	
A4. FROM:	29A391 – Health and Human Services Levy 4.8 SU514430 – Employment and Family Subsidy 4.8 Transfer Out \$ 218,876.43	
TO:	24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 218,876.43	

Funding Source: The funding source is the Health and Human Services Levy.

B. FROM:	21A500 – Urban Area Security Initiative JA741322 – FY10 Urban Area Security Initiative (UASI) Transfer Out \$ 32,007.62	JT1305203
TO:	21A281 – Northeast Ohio Regional Fusion Center FY09 UASI JA741447 – Northeast Ohio Regional Fusion Center FY09 UASI Revenue Transfer \$ 32,007.62	

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

C. FROM:	20A824 – Family Justice Center JA107441 – Family Justice Center Transfer Out \$ 100,000.00	JT1305204
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TO: 21A131 –Child Exposed to Violence Demo-Phase 1
 JA741349 – Child Exposed to Violence Demo-Phase 2
 Revenue Transfer \$ 100,000.00

Funding Source: Funding is from the Health and Human Services for the Family Justice Center covering the period January 1, 2013 through December 31, 2013.

D. FROM: 20A814 – Wireless 9-1-1 Government Assistance **JT1305206**
 JA106773– Wireless 9-1-1 Government Assistance
 Transfer Out \$ 90,000.00

TO: 50A410 –Cuyahoga Regional Information System
 JA090068 – J.A. Cuyahoga Regional Information System
 Revenue Transfer \$ 90,000.00

Funding Source: Funding is from the Wireless 9-1-1 Government Assistance Fund covering the period January 1, 2013 through December 31, 2013.

E. FROM: 21A218–State SHSP-Law Enforcement **JT1305207**
 JA768044– FFY 11 State Homeland –Law Enforcement 11/14
 Transfer Out \$ 22,801.31

TO: 21A342 –Northeast Regional Fusion Center-FY09
 JA767996 – Northeast Regional Fusion Center-FY09
 Revenue Transfer \$ 22,801.31

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2011 through April 30, 2014.

SECTION 4. That items approved in Resolution No. R2013-0196, passed on September 10, 2013, be corrected as follows to reconcile appropriations for 2013 in the County’s financial system:

Fund Nos./Budget Accounts

Journal Nos.

Rescinding Item B, Section 2:

Amending Resolution No. R2013-0196 dated September 10, 2013, by rescinding Item B in Section 2 as follows:

B. FROM: 21A218 – State SHSP-Law Enforcement (SHSPLE) **BA1301473**
 JA767913 – FFY10 State Homeland-Law Enforcement 10/13
 Other Expenses \$ 4,185.14

TO: 21A218–State SHSP-Law Enforcement (SHSPLE)
 JA767913 –FFY10 State Homeland-Law Enforcement 10/13
 Personal Services \$ 4,185.14



EDWARD FITZGERALD
Cuyahoga County Executive

CUYAHOGA COUNTY
FISCAL OFFICER



October 15, 2013

Clerk of County Council

Dear Ms. Schmotzer:

A brief summary of the fiscal items that will be submitted for consideration for adoption on first reading at the regular County Council meeting scheduled for October 22, 2013, are presented below.

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

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

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

General Fund/Health & Human Services *	Amount
Justice Services – To appropriate a cash transfer from the Health & Human Services Levy Fund to the Child Exposed to Violence Demo Program.	\$100,000.00
TOTAL	\$100,000.00

Other Operating Funds	Amount
Public Works/Dog Kennel – Additional appropriation for the Dick Goddard Best Friends Fund to support operations. Funding is from private donations.	\$55,617.00
Court of Appeals – Additional appropriation to cover the purchase of 15 Surface Pro tablets. Funding is from the collection of court costs.	\$29,100.00
TOTAL	\$84,717.00

Grants/Projects	Amount
Public Works/Road & Bridge – Additional appropriation to cover the Cooperative Agreement with Olmsted Township to cover road maintenance. Funding is from the motor vehicle gas tax.	\$500,000.00
Public Works/Sanitary Engineer – Additional appropriation to cover expenses in commodities and contract. Funding is from sewer district revenue from charges for services.	\$450,000.00
Justice Services – To appropriate an additional supplemental award to the Defending Childhood Cooperative Agreement from the U.S. Department of Justice, State and Community Development Division under the Office of Justice Programs. Juvenile Justice & Delinquency Prevention, Attorney General’s Children Exposed to Violence Program.	\$610,000.00
Sheriff – To establish appropriation for the Community Corrections Act Apprehension Unit FY 13 (\$93,500) and FY 14 (\$93,500). Funding is from the Ohio Department of Rehabilitation and Corrections.	\$187,000.00
Development – To establish additional appropriations received from various repayments in the 2010 Neighborhood Stabilization Project Plan per grant guidelines on repayment revenues. Funding is from the U.S. Department of Housing and Urban Development.	\$92,733.52
TOTAL	\$1,839,733.52

Total Additional Appropriations - All Funds	\$2,024,450.52
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The following represents the overall changes made to the Annual Appropriation Measure for 2013 since its adoption on December 11, 2012 Resolution R2012-0232. The changes reflect the Additional Appropriations, Appropriation Transfers and Cash Transfers to the original adopted appropriation resolution.

APPROPRIATION STATUS SUMMARY:

	<u>10/22/13 Agenda</u>	<u>Year to Date*</u>	<u>Adjusted Annual Appropriation</u>
General Fund Impact	\$ 0.00	\$ 361,708,846.00	\$ 380,560,651.49
HHS Levy Impact	\$ 100,000.00	\$ 222,615,901.00	\$ 206,248,451.62
Other Fund Impact	\$ <u>1,924,450.52</u>	\$ <u>919,467,552.00</u>	\$ <u>1,017,425,466.79</u>
Total Impact	\$ 2,024,450.52	\$ 1,503,792,299.00	\$ 1,604,234,569.90

* 2013 appropriation levels adopted by resolution R2012-0232 on December 11, 2012.

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

General Fund/Health & Human Services *	Amount
Information Technology – Realigning appropriation to Web & Multi Media Development to cover contractual expenses for the maintenance of the SAP system. Funding is from the General Fund.	\$100,000.00
Justice Services – Realigning appropriation to cover a contract for intensive counseling services for victims of violence. Funding is from the Health and Human Services Levy Fund.	\$37,500.00
Sheriff – Realigning appropriation within the Law Enforcement division to cover pending police equipment package for new vehicle. Funding is from the General Fund.	\$31,000.00
TOTAL	\$168,500.00

Other Operating Funds	Amount
Public Works/Facilities Maintenance – Realigning appropriation to cover expenses in the Building & Grounds through year-end. Funding is from charges to user agencies.	\$25,000.00
TOTAL	\$25,000.00

Grants/Projects	Amount
Public Works/Facilities Maintenance – Realigning appropriation to cover personal services for 15 temporary skilled trades to assist with the interim move of offices in the County Administration Building. Funding is from the capital projects fund.	\$115,000.00
Development – Realigning appropriation within the various Community Development Block (CDBG) grants to allow rental charges incurred in the General Fund to be expensed to the grant project. Funding is from the U.S. Department of Housing and Urban Development.	\$8,622.67
Medical Examiner – Realigning appropriation to cover pending capital purchases. Funding is from the U.S. Department of Homeland Security.	\$3,932.00
TOTAL	\$127,554.67

Total Appropriation Transfers - All Funds	\$321,054.67
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Cash Transfer Summary – Operating transfers support operating expenditures, related to a cash matches for a grants, transfer of taxes or fees to a debt service fund, transfers from the General Fund to a capital project fund or operating subsidies to special revenue funds, enterprise funds, or internal service funds. This type of transaction posts as an expenditure and sufficient appropriation must be available to process the transaction.

General Fund/Health & Human Services *	Amount
Health & Human Services Levy Fund – A cash transfer to cover the quarterly mandated share of TANF and Non-TANF related expenses. Funding is from the Health and Human Services Levy Fund.	\$1,710,692.06,
Justice Services – A cash transfer from the Family Justice Center to the Child Exposed to Violence Demo Phase 1 division to cover a contract agreement for treatment of children exposed to violence. Funding is from the Health and Human Services Levy Fund.	\$100,000.00
TOTAL	\$1,810,692.06

Grants/Projects	Amount
Justice Services – A cash transfer from the Urban Area Security Initiative to the Northeast Ohio Regional Fusion Center to cover expenses reported in April through June 2013 by the Sheriff's Department. Funding is from the U.S. Department of Homeland Security.	\$32,007.62
Justice Services – A cash transfer from the Wireless 9-1-1 Government Assistance grant to the Cuyahoga Regional Information System as reimbursement for technology support. Funding is from surcharges on cell phones.	\$90,000.00
Justice Services – A cash transfer from the State Homeland Security Law Enforcement fund to the Northeast Regional Fusion Center to cover expenses reported in February and April through July 2013. Funding is from the U.S. Department of Homeland Security.	\$22,801.31
TOTAL	\$144,808.93

Total Cash Transfers - All Funds	\$1,955,500.99
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Thank you for your consideration regarding this matter.

Sincerely,



Matthew Rubino
 Director, Office of Budget & Management
mrubino@cuyahogacounty.us
 (216) 443-7448
 Fax: (216) 443-8193



MEMORANDUM

TO: Matt Rubino, Director of OBM
FROM: Nancy Veley, Public Safety & Justice Services
SUBJECT: Additional Appropriation
DATE: 9/20/2013

Public Safety & Justice Services/Witness Victim Service Center is requesting an appropriation increase in the Defending Childhood/Children Exposed to Violence Initiative. The funds in the amount of \$100,000 are an operating transfer from the Family Justice Center to Defending Childhood to ensure the project is operational through December 31, 2014. The funds will be used in conjunction with the Department of Justice, Office of Justice Programs, Cooperative Agreement Supplemental award of \$610,000 to continue to screen, identify, and treat children who are exposed to violence and are experiencing symptoms of trauma.

Please advise if you need any additional information.

Attachments

cc: Chuck Cavano
Felicia Harrison



MEMORANDUM

TO: Matt Rubino, Director of OBM
FROM: Nancy Veley, Public Safety & Justice Services
SUBJECT: Additional Appropriation
DATE: 9/20/2013

Public Safety & Justice Services/Witness Victim Service Center has been awarded \$610,000 for the FY 2013 State and Community Development Division Invited Award from the U.S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention (OJJDP). This is a supplemental award for continuation of the existing FY 2011 OJJDP Cooperative Agreement for the Defending Childhood project. The funds will be used to continue to screen, identify, and treat children who are exposed to violence and are experiencing symptoms of trauma.

The request for additional appropriation, the executed grant award and the Board of Control approval, BC2013-211 are attached.

Please advise if you need any additional information.

Attachments

cc: Chuck Cavano
Felicia Harrison

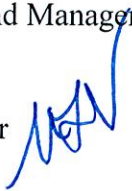
Court of Appeals of Ohio

EIGHTH APPELLATE DISTRICT
CUYAHOGA COUNTY COURT HOUSE
1 LAKESIDE AVENUE
CLEVELAND, OHIO 44113-1085
(216) 443-6350

Ute Lindenmaier Vilfroy
Court Administrator / Magistrate

MEMORANDUM

TO: Matt Rubino, Director
Office of Budget and Management

FROM: Ute L. Vilfroy
Court Administrator 

DATE: October 2, 2013

RE: Agenda Item - County Council Fiscal Meeting 10/15/13

The Court of Appeals requests that you place the item below on the agenda of the Fiscal Meeting of County Council scheduled for 10/15/13:

Transfer funds in the amount of \$29,100.00 from the Court of Appeals Revenue Account, Index Code CA360115 (Combining Level 25, Fund 20A, Subfund 805) into an appropriation account with Index Code CA360115 Object Code 0720 for the purchase of fifteen (15) SurfacePro 2 tablets.

Please contact me if you need further information.

Thank you.



EDWARD FITZGERALD
Cuyahoga County Executive

CUYAHOGA COUNTY
FISCAL OFFICER



MEMORANDUM

TO: Jeanne Schmotzer, Clerk of Council

FROM: Matthew Rubino, Director, Office of Budget & Management

DATE: October 15, 2013

RE: Agenda Items

The Office of Budget & Management is requesting that the following fiscal items be presented to the members of County Council for their consideration for approval on first reading at the meeting of October 22, 2013. The requested fiscal items including additional appropriations, appropriation transfers, and cash transfers meet agency budgetary needs.

Resolution: Additional Appropriations

A.	26A601 – General Gas and License Fees		BA1301571
	CE417055 – Maintenance Administration		
	Other Expenses	\$ 500,000.00	

Appropriation is requested by the Department of Public Works, Road and Bridge division for the new Olmsted Township Cooperative Agreement. This agreement transfers road maintenance duties from the County to the Township for County roads within the Township for a period of five years. The agreement will be reevaluated after the initial five year period. The funding source is the motor vehicle gas tax.

B.	21A825 – Dick Goddard Best Friends Fund		BA1301572
	CT790055 – Dick Goddard Best Friends Fund		
	Other Expenses	\$ 55,617.00	

Appropriation is requested by the Department of Public Works, Dog Kennel operations to provide additional appropriation to the Dick Goddard Best Friends Fund. This Fund is supported by donations and must be used for direct kennel expenses that benefit animals in the kennel’s care. Medical supplies are purchased from this Fund. The funding source is private donations and sufficient cash balance exists to allow for immediate use of this appropriation for medical supplies.

C.	54A100 – Sanitary Engineer		BA1301575
	ST540252 – Sanitary Engineer Administration		
	Other Expenses	\$ 450,000.00	

Appropriation is requested by the Department of Public Works, Sanitary Engineer administration to provide additional appropriation to the Sanitary Engineer Fund. Appropriation is needed to cover

Fiscal Office
Office of Budget & Management
1219 Ontario Street, Cleveland, OH 44113, (216) 443-7220, FAX (216) 443-8193
Ohio Relay Service (TTY) 711

expected expenses in commodities, contracts, and other expenses due to internal chargebacks from the Road and Bridge Fund and encumbrances that reserve current appropriation and will not be expensed until a future period. The funding source is sewer district revenue from charges for services.

D.	20A805 – Court of Appeals Special Projects CA360115 – Court of Appeals Special Projects Capital Outlays	\$ 29,100.00	BA1301559
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The Court of Appeals is requesting \$29,100 for the purchase of 15 Surface-Pro tablets. Funding is from the court costs collected and deposited in the special revenue fund of the Court covering the period January 1, 2013-December 31, 2013.

E.	21A131 – Child Exposed to Violence Demo-Phase 1 JA741349 – Child Exposed to Violence Demo-Phase 2 Other Expenses	\$ 610,000.00	BA1301526
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The increase in appropriations is a result of a supplemental award to the Defending Childhood Cooperative Agreement to further screen, identify and treat children exposed to violence. Funding is the United States Department of Justice, State and Community Development Division under the Office of Justice Programs, Juvenile Justice and Delinquency Prevention, Attorney General’s Children Exposed to Violence Program covering the period Oct 1, 2013 through September 30, 2014. The award was accepted by the Board of Control on July 15, 2013, BC2013-211. No cash match is required.

F.	21A131 – Child Exposed to Violence Demo-Phase 1 JA741349 – Child Exposed to Violence Demo-Phase 2 Other Expenses	\$ 100,000.00	BA1301529
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The increase in appropriations is a result of a transfer of cash from the Health and Human Services account Family Justice Center to the Child Exposed to Violence Demo Program to further supplement contractual services to screen, identify and treat children exposed to violence. The expense was originally projected as a contract however there is an operational benefit to simply transfer the amount. There is no increased expense to the Health & Human Services Levies resulting from this increase. Funding is the Health and Human Services covering the period January 1, 2013 through December 31, 2013.

G.	21A284 – CCA-ISP Apprehension Unit SH350116 – FY13 CCA Apprehension Unit Personnel Services	\$ 93,500.00	BA1301556
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Establish appropriations for the Community Corrections Act Apprehension Unit to account for the interagency agreement between the Cuyahoga County Corrections Planning Board and the Sheriff’s Office for the offender apprehension services in connection with the Boards Intensive Special Probation-Felony Division Grant of the Adult Probation Department of Common Pleas Court for the costs of two Sheriff Deputies. Funding is from the Ohio Department of Rehabilitation and Corrections to the Cuyahoga County Correction Planning Board passed through to the County Sheriff covering the period July 1, 2012 through June 30, 2013. No cash match is required

H.	21A284 – CCA-ISP Apprehension Unit SH350124 – FY14 CCA Apprehension Unit Personnel Services	\$ 93,500.00	BA1301557
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Establish appropriations for the Community Corrections Act Apprehension Unit to account for the interagency agreement between the Cuyahoga County Corrections Planning Board and the Sheriff's Office for the offender apprehension services in connection with the Boards Intensive Special Probation-Felony Division Grant of the Adult Probation Department of Common Pleas Court for the costs of two Sheriff Deputies. Funding is from the Ohio Department of Rehabilitation and Corrections to the Cuyahoga County Correction Planning Board passed through to the County Sheriff covering the period July 1, 2013 through June 30, 2014. No cash match is required

I.	22S157 – 2010 Neighborhood Stabilization Program	BA1301525
	DV725291 – 2010 NSP2-Project Plan	
	Other Expenses	\$ 92,733.52

Provide additional appropriations in the Department of Development 2010 Neighborhood Stabilization Project Plan to re-program revenues received from various repayments in 2013 per grant guidelines on repayment revenues. Funding is from the United States Department of Housing and Urban Development (HUD) covering the period between January 10, 2010 and when federal funding ceases.

Resolution: Appropriation Transfers:

A.	FROM:	01A001 – General Fund		BA1301576
		IT601047 – Web & Multi-Media Development		
		Capital Outlay	\$	50,000.00
		01A001 – General Fund		
		IT601096 – Engineering Services		
		Other Expenses	\$	50,000.00
	TO:	01A001 – General Fund		
		IT601047 – Web & Multi-Media Development		
		Other Expenses	\$	100,000.00

A transfer in appropriation would provide sufficient appropriation in the Web & Multi-Media division of the Department of Information Technology for the contractual expenses related to maintenance of the SAP system. This contract previously had been in the Department of Human Resources budget before IT services were consolidated into the Department of Information Technology budget. Funding comes from the General Fund.

B.	FROM:	61A607 – Centralized Custodial Services		BA1301573
		CT577411 – Central Services – Other Services		
		Other Expenses	\$	25,000.00
	TO:	61A607 – Centralized Custodial Services		
		CT571000 – Building and Grounds Administration		
		Other Expenses	\$	25,000.00

Appropriation transfer is requested by the Department of Public Works, Finance division, to transfer other expenses between Central Services-Other Services and Building and Grounds Administration. This will allow non-sufficient fund errors to be cleared in the County financial accounting system and future commodities purchases to be made. The funding source is charges for services.

C.	FROM:	61A607 – Centralized Custodial Services		BA1301574
		CT577411 – Central Services – Other Services		
		Other Expenses	\$	115,000.00
	TO:	61A607 – Centralized Custodial Services		
		CT571034 – Building and Grounds – Special Trades		
		Personal Services	\$	115,000.00

Appropriation transfer is requested by the Department of Public Works, finance division, to transfer Central Services-Other Services funds to the Building and Grounds-Special Trades funds for the future personal services costs of 15 temporary skilled trades. The temporary skilled tradesmen will be employed for 90 days to assist with the County Administration Building interim move. The project consists of multiple County Departments being moved to temporary offices until the new County Headquarters Building is constructed in July 2014. This transfer will allow for more accurate accounting of this project and payment of personal services to the skilled tradesmen. The personal services costs

will be transferred to capital projects fund as the project progresses. The funding source is the capital projects fund.

D.	FROM:	22A685 – CDBG Year 38 2012 DV713891 – CDBG Program Operations 2012 Capital Outlays	\$ 1,000.00	BA1301517
	TO:	22A685–CDBG Year 38 2012 DV713891 –CDBG Program Operations 2012 Other Expenses	\$ 1,000.00	

Transfer appropriations within the Community Development Block Grant Program permitting rental charges incurred in the General Fund to be expensed to the grant program. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

E.	FROM:	22A685 – CDBG Year 38 2012 DV713883 – Admin Operating FY2012 Capital Outlays	\$ 3,000.00	BA1301518
	TO:	22A685–CDBG Year 38 2012 DV713883 –Admin Operating FY2012 Other Expenses	\$ 3,000.00	

Transfer appropriations within the Community Development Block Grant Program permitting rental charges incurred in the General Fund to be expensed to the grant program. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

F.	FROM:	22A685 – CDBG Year 38 2012 DV713909 – Rehabilitation Operations FY2012 Capital Outlays	\$ 1,000.00	BA1301519
	TO:	22A685–CDBG Year 38 2012 DV713909 –Rehabilitation Operations FY2012 Other Expenses	\$ 1,000.00	

Transfer appropriations within the Community Development Block Grant Program permitting rental charges incurred in the General Fund to be expensed to the grant program. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

G.	FROM:	22A046 – CDBG Year 37 2011 DV713370 – Admin Operating FY2011 Capital Outlays	\$ 2,622.67	BA1301520
	TO:	22A046–CDBG Year 37 2011 DV713370 –Admin Operating FY2011 Other Expenses	\$ 2,622.67	

Transfer appropriations within the Community Development Block Grant Program permitting rental charges incurred in the General Fund to be expensed to the grant program. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2011 through December 31, 2011.

H.	FROM:	22A046 – CDBG Year 37 2011	BA1301521
		DV713396 – CDBG Program Operations 2011	
		Capital Outlays	\$ 1,000.00
	TO:	22A046–CDBG Year 37 2011	
		DV713396 –CDBG Program Operations 2011	
		Other Expenses	\$ 1,000.00

Transfer appropriations within the Community Development Block Grant Program permitting rental charges incurred in the General Fund to be expensed to the grant program. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2011 through December 31, 2011.

I.	FROM:	20A824 – Family Justice Center	BA1301527
		JA107441 – Family Justice Center	
		Personnel Services	\$ 37,500.00
	TO:	20A824–Family Justice Center	
		JA107441 –Family Justice Center	
		Other Expenses	\$ 37,500.00

Transfer appropriations within the Family Justice Center to allow for a contract for intensive counseling services for victims of violence. Funding is from the Health and Human Services Levy covering the January 1, 2013 through December 31, 2013.

J.	FROM:	21A370 – Port Security FY2010-Medical Examiner 13	BA1301554
		CR768002 –Port Security FY2010-Medical Examiner 13	
		Other Expenses	\$ 3,932.00
	TO:	21A370–Port Security FY2010-Medical Examiner 13	
		CR768002 –Port Security FY2010-Medical Examiner 13	
		Capital Outlays	\$ 3,932.00

Transfer appropriations within the Port Security FY2010-Medical Examiner 13 grant for pending capital purchases. Funding is from the United States Department of Homeland Security covering the period June 1, 2010 through June 30, 2013.

K.	FROM:	01A001 – General Fund	BA1301555
		SH350272 –Law Enforcement-Sheriff	
		Other Expenses	\$ 31,000.00
	TO:	01A001–General Fund	
		SH350272 –Law Enforcement-Sheriff	
		Capital Outlays	\$ 31,000.00

Transfer appropriations within the Sheriff's Law Enforcement account for pending new car police package equipment purchases. Funding is from the General Fund covering the period January 1, 2013 through December 31, 2013.

Resolution: Cash Transfers:

A1.	FROM:	29A390 – Health and Human Services Levy 2.9 SU513986 – Employment and Family Subsidy 2.9 Transfer Out	\$	515,912.88	JT1305205
	TO:	24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer	\$	515,912.88	
A2.	FROM:	29A390 – Health and Human Services Levy 2.9 SU513986 – Employment and Family Subsidy 2.9 Transfer Out	\$	134,150.07	
	TO:	24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer	\$	134,150.07	
A3.	FROM:	29A391 – Health and Human Services Levy 4.8 SU514430 – Employment and Family Subsidy 4.8 Transfer Out	\$	841,752.68	
	TO:	24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer	\$	841,752.68	
A4.	FROM:	29A391 – Health and Human Services Levy 4.8 SU514430 – Employment and Family Subsidy 4.8 Transfer Out	\$	218,876.43	
	TO:	24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer	\$	218,876.43	

In accordance with the Ohio Revised Code (ORC) Section 5101.16 the county is required to pay a share of TANF related administration (\$5,430,662) and Non-TANF (\$1,412,106) related administration for Medicaid, Food related expenditures during a calendar year. This represents 3/12 of the total required mandated share that generally is transferred to the corresponding fund on a quarterly basis. This transfer is for October – December 2013. The amount is based on the current State Fiscal Year's requirement. The funding source is the Health and Human Services Levy.

B.	FROM:	21A500 – Urban Area Security Initiative JA741322 – FY10 Urban Area Security Initiative (UASI) Transfer Out	\$	32,007.62	JT1305203
	TO:	21A281 – Northeast Ohio Regional Fusion Center FY09 UASI JA741447 – Northeast Ohio Regional Fusion Center FY09 UASI Revenue Transfer	\$	32,007.62	

Transfer from the Urban Area Security Initiative to the Northeast Ohio Regional Fusion Center for expenditures reported in April through June 2013 by the Sheriff Department. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period August 1, 2010 through March 31, 2013.

C.	FROM:	20A824 – Family Justice Center	JT1305204
		JA107441 – Family Justice Center	
		Transfer Out	\$ 100,000.00
	TO:	21A131 –Child Exposed to Violence Demo-Phase 1	
		JA741349 – Child Exposed to Violence Demo-Phase 2	
		Revenue Transfer	\$ 100,000.00

Transfer from the Family Justice Center to the Child Exposed to Violence Demo project to secure a contract within the grant for a treatment of children exposed to violence to be fully operational. The expense was originally projected as a contract however there is an operational benefit to simply transfer the amount. There is no increased expense to the Health & Human Services Levies resulting from this transfer. Funding is from the Health and Human Services for the Family Justice Center covering the period January 1, 2013 through December 31, 2013.

D.	FROM:	20A814 – Wireless 9-1-1 Government Assistance	JT1305206
		JA106773– Wireless 9-1-1 Government Assistance	
		Transfer Out	\$ 90,000.00
	TO:	50A410 –Cuyahoga Regional Information System	
		JA090068 – J.A. Cuyahoga Regional Information System	
		Revenue Transfer	\$ 90,000.00

Transfer from the Wireless 911 Government Assistance to the Cuyahoga Regional Information System (CRIS) to reimburse CRIS for information technology support provide to CECOMS in 2013. Funding is from the Wireless 9-1-1 Government Assistance Fund covering the period January 1, 2013 through December 31, 2013.

E.	FROM:	21A218–State SHSP-Law Enforcement	JT1305207
		JA768044– FFY 11 State Homeland –Law Enforcement 11/14	
		Transfer Out	\$ 22,801.31
	TO:	21A342 –Northeast Regional Fusion Center-FY09	
		JA767996 – Northeast Regional Fusion Center-FY09	
		Revenue Transfer	\$ 22,801.31

Transfer from the State Homeland Security Law Enforcement to the Northeast Regional Fusion Center for expenses reported in February and April through July 2013. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2011 through April 30, 2014.

Corrective Action Resolution: R2013-0196 dated September 10, 2013:

Amending Resolution R2013-0196 dated September 10, 2013 in Section 2, Item B as follows:

Rescind Item B, Section 2

B.	FROM:	21A218 – State SHSP-Law Enforcement (SHSPLE)	BA1301473
		JA767913 – FFY10 State Homeland-Law Enforcement 10/13	
		Other Expenses	\$ 4,185.14
	TO:	21A218–State SHSP-Law Enforcement (SHSPLE)	
		JA767913 –FFY10 State Homeland-Law Enforcement 10/13	
		Personal Services	\$ 4,185.14

Transfer appropriations within the Federal Fiscal Year 2010 State Homeland Security Grant Program-Law Enforcement 2010/2013 grant to permit adjustments for salary and fringes from the General Fund and to close out the grant. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period August 1, 2010 through June 30, 2013.

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0227

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 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 related to year-end close-out activities; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, on December 11, 2012, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program Update for 2013 (Resolution No. R2012-0232) establishing the 2013 biennial budget update for all County departments, offices and agencies;

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2013 to reflect budgetary funding increases, funding reductions, and to transfer budget appropriations in order to accommodate the operational needs of certain County departments, offices, and agencies; and

WHEREAS, it is necessary for reconciliation of the 2013 appropriations in the County's financial accounting system; 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 2013 be amended to provide for additional appropriation increases and decreases to be determined by the Office of Budget and Management (OBM), for the purpose of year-end reconciliation of accounts, provided that the maximum amount of any one item shall not exceed \$200,000.00, unless the additional appropriation increase is offset by a corresponding decrease of the same amount, except that any

one item identified to fund pending internal service charge(s) shall not exceed \$700,000.00.

SECTION 2. That the 2012/2013 Biennial Operating Budget for 2013 be amended to provide for appropriation transfers, to be determined by OBM, for the purpose of year-end reconciliation of budget accounts and line items, provided that transfer items adhere to the currently established financial policies for processing appropriation transfers.

SECTION 3. All additional appropriation increases or decreases, or appropriation transfers made under this Resolution shall be done between December 10, 2013 and December 31, 2013 inclusive.

SECTION 4. On or before December 10, 2013; December 17, 2013; December 24, 2013; and December 31, 2013, OBM shall provide Council a description of all appropriation increases and decreases, and appropriation transfers journaled in the financial accounting system under this resolution during the preceding week.

SECTION 5. Not later than January 21, 2014, the County Executive shall submit to Council for approval the final budget appropriation and transfer Resolution covering all of the changes made under this Resolution.

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:
Committee(s) Assigned:

Journal _____
_____, 2013



8

Item Details:

Agency/Dept. Name:	Office of Budget and Management	Agency/Dept. Head Name:	Matthew Rubino
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Type of Request:

Request Prepared by:	Millie Antle	Telephone No.	443-7220
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SUMMARY OF REQUESTED ACTION:

The Office of Budget & Management is requesting authorization to process additional appropriations and appropriation transfers that are related to the 2013 year-end close-out activities.

This action will allow the Office of Budget & Management and the Financial Reporting Division to handle budgetary issues in a timely basis for all County agencies. These items include insufficient fund items but not items such as grant awards, capital project appropriations and cash transfers.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

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

Financial Information:

Funding source: **Explanation:**

Total Amount Requested:

\$

ATTACHMENTS:

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0228

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution approving The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive FitzGerald/Fiscal Officer/Office of Budget & Management submit for approval The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014; and,

WHEREAS, that if the amount appropriated to the county hospital in the annual appropriation measure for the County for the ensuing fiscal year differs from the amount shown in the approved budget, the County may require the board of county hospital trustees to revise the hospital budget accordingly. The board of trustees shall not expend such funds until its budget for that calendar year is submitted and approved by the County; 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 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 The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014.

SECTION 2. That the Clerk of Council be, and she is, hereby instructed to transmit a copy of this Resolution to Matthew Rubino, Director, Office of Budget & Management; Dr. Akram Boutros, President and CEO, The MetroHealth

System; and Craig Richmond, Associate Chief Financial Officer, The MetroHealth System.

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

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

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

Yeas:

Nays:

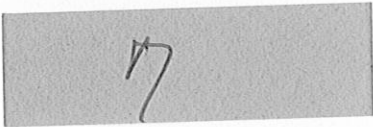
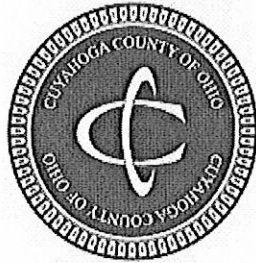
County Council President Date

County Executive Date

Clerk of Council Date

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

Journal _____
_____, 2013



Item Details:

Agency/Dept. Name:	Office of Budget and Management	Agency/Dept. Head Name:	Matthew Rubino
Type of Request:	Other		
Request Prepared by:	Millie Antle	Telephone No.	443-7220

SUMMARY OF REQUESTED ACTION:

The Office of Budget and Management is requesting the acceptance of the 2014 MetroHealth Operating Budget at the October 22, 2013 Council Meeting. According to the Ohio Revised Code Section 399.06 (D), Annually, not later than sixty days before the end of the fiscal year used by the county hospital, the board of county hospital trustees shall submit its proposed budget for the ensuing fiscal year to the County Council for that board's review." A copy of MetroHealth's 2014 Operating Budget submission is attached.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

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

Financial Information:

Funding source: **Explanation:**

Total Amount Requested:

\$

ATTACHMENTS:

[Click to download](#)

No Attachments Available

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0229

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution adopting the 2014/2015 Biennial Operating Budget and Capital Improvements Program, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Article 2, Section 3, Subsection 9 and 10 of the Cuyahoga County Charter directs the County Executive to submit to the Council prior to the beginning of each fiscal year, a proposed operating budget and a capital improvements program for the upcoming fiscal year; and

WHEREAS, Article 3, Section 9, Subsection 5 of the Cuyahoga County Charter gives County Council the power to adopt and amend the County's operating budget and capital improvements program and to make appropriations for the County; and

WHEREAS, County Council enacted Ordinance No. O2011-0036 on September 13, 2011, which established the procedure for a two-year budget, capital improvements and appropriations process with an annual update; and

WHEREAS, Title 7, Chapter 701.01, Subsection B of the Cuyahoga County Code states that not later than at the first County Council meeting in October of each odd-numbered year, the County Executive shall submit to Council a proposed operating budget and capital improvements program for the two fiscal years beginning January 1 of the year following the submission. The materials submitted shall include all information required by Article 2, Section 3, Subsections 9, 10, and 11 of the Cuyahoga County Charter; and

WHEREAS, Title 7, Chapter 701.01, Subsection C also states that County Council shall review, amend as needed, and adopt the biennial operating budget and capital improvements program and make all necessary appropriations not later than December 15th of each odd-numbered year.

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 County entities.

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

SECTION 1. County Council hereby adopts the Cuyahoga County 2014/2015 Biennial Operating Budget and Capital Improvements Program as follows:

				2014	2015	
				Recommended	Recommended	
				Appropriation	Appropriation	
Office of the County Executive						
EX016006 Office of the County Executive						
INDEX	EX016006	Office of the County Executive	SUBFUND 01A001	Personal Services	1,142,840	1,146,360
INDEX	EX016006	Office of the County Executive	SUBFUND 01A001	Other Expenses	504,945	271,365
Total Office of the County Executive				1,647,785	1,417,725	
Total Office of the County Executive				1,647,785	1,417,725	
Communications Office						
CX016014 Communications						
INDEX	CX016014	Communications	SUBFUND 01A001	Personal Services	430,925	432,110
INDEX	CX016014	Communications	SUBFUND 01A001	Other Expenses	27,553	28,104
Total Communications				458,478	460,214	
Total Communications Office				458,478	460,214	
County Law Department						
LA000794 County Law Department						
INDEX	LA000794	County Law Department	SUBFUND 01A001	Personal Services	1,650,961	1,656,029
INDEX	LA000794	County Law Department	SUBFUND 01A001	Other Expenses	82,856	50,233
INDEX	LA000794	County Law Department	SUBFUND 01A001	Capital Outlays	40,000	40,000
Total County Law Department				1,773,817	1,746,262	
Total County Law Department				1,773,817	1,746,262	
Human Resources						
HR018010 Human Resources Administration						
INDEX	HR018010	Human Resources Administration	SUBFUND 01A001	Personal Services	3,503,787	3,519,375
INDEX	HR018010	Human Resources Administration	SUBFUND 01A001	Other Expenses	328,796	248,643
Total Human Resources Administration				3,832,583	3,768,018	
HS157362 HHS Human Resources						
INDEX	HS157362	HHS Human Resources	SUBFUND 24A430	Personal Services	698,794	702,092
Total HHS Human Resources				698,794	702,092	
ND570002 County Wellness Program						
INDEX	ND570002	County Wellness Program	SUBFUND 20A550	Other Expenses	50,000	50,000
Total County Wellness Program				50,000	50,000	
Total Human Resources				4,581,377	4,520,110	
Development						
DV014100 Economic Development						
INDEX	DV014100	Economic Development	SUBFUND 01A001	Personal Services	1,167,264	1,171,854
INDEX	DV014100	Economic Development	SUBFUND 01A001	Other Expenses	2,046,982	1,999,202
Total Economic Development				3,214,246	3,171,056	
DV520692 Development-Revolving Loan Fund						
INDEX	DV520692	Development-Revolving Loan Fund	SUBFUND 20D445	Other Expenses	0	12,784
Total Development-Revolving Loan Fund				0	12,784	
DV520726 Brownfield Revolving Loan Fund						
INDEX	DV520726	Brownfield Revolving Loan Fund	SUBFUND 20D446	Other Expenses	118,377	3,022
Total Brownfield Revolving Loan Fund				118,377	3,022	
DV520676 Cuy. Cty. Western Reserve Fund						

				2014	2015	
				Recommended	Recommended	
				Appropriation	Appropriation	
Development						
DV520676 Cuy. Cty. Western Reserve Fund						
INDEX	DV520676	Cuy. Cty. Western Reserve Fund	SUBFUND 20D447	Other Expenses	15,000,000	15,000,000
Total Cuy. Cty. Western Reserve Fund					15,000,000	15,000,000
Total Development					18,332,623	18,186,862
Regional Collaboration						
DV014225 Regional Collaboration						
INDEX	DV014225	Regional Collaboration	SUBFUND 01A001	Personal Services	222,499	222,973
INDEX	DV014225	Regional Collaboration	SUBFUND 01A001	Other Expenses	5,514	5,624
Total Regional Collaboration					228,013	228,597
Total Regional Collaboration					228,013	228,597
County Fiscal Office						
FS109611 Fiscal Office Administration						
INDEX	FS109611	Fiscal Office Administration	SUBFUND 01A001	Personal Services	779,065	781,979
INDEX	FS109611	Fiscal Office Administration	SUBFUND 01A001	Other Expenses	198,052	38,208
Total Fiscal Office Administration					977,117	820,187
FS109629 Office of Budget & Management						
INDEX	FS109629	Office of Budget & Management	SUBFUND 01A001	Personal Services	1,001,611	1,005,682
INDEX	FS109629	Office of Budget & Management	SUBFUND 01A001	Other Expenses	40,298	36,730
Total Office of Budget & Management					1,041,909	1,042,412
FS109637 Financial Reporting						
INDEX	FS109637	Financial Reporting	SUBFUND 01A001	Personal Services	2,062,509	2,069,992
INDEX	FS109637	Financial Reporting	SUBFUND 01A001	Other Expenses	1,121,269	1,143,695
Total Financial Reporting					3,183,778	3,213,687
FS109686 Operations-Property Valuation						
INDEX	FS109686	Operations-Property Valuation	SUBFUND 01A001	Personal Services	275,576	277,064
INDEX	FS109686	Operations-Property Valuation	SUBFUND 01A001	Other Expenses	20,224	20,628
Total Operations-Property Valuation					295,800	297,692
FS109645 Operations-Records & Licenses						
INDEX	FS109645	Operations-Records & Licenses	SUBFUND 01A001	Personal Services	3,990,813	4,020,153
INDEX	FS109645	Operations-Records & Licenses	SUBFUND 01A001	Other Expenses	559,958	234,375
Total Operations-Records & Licenses					4,550,770	4,254,527
FS109694 Operations-Title Bureau						
INDEX	FS109694	Operations-Title Bureau	SUBFUND 20A658	Personal Services	3,110,693	3,132,956
INDEX	FS109694	Operations-Title Bureau	SUBFUND 20A658	Other Expenses	1,244,313	1,252,399
Total Operations-Title Bureau					4,355,006	4,385,355
FS109652 Operations-Contractual Svcs						
INDEX	FS109652	Operations-Contractual Svcs	SUBFUND 01A001	Personal Services	681,867	685,762
INDEX	FS109652	Operations-Contractual Svcs	SUBFUND 01A001	Other Expenses	1,347,987	1,266,912
Total Operations-Contractual Svcs					2,029,854	1,952,674
FS109702 Operations-Tax Assessments						
INDEX	FS109702	Operations-Tax Assessments	SUBFUND 20A301	Personal Services	3,405,670	3,422,698
INDEX	FS109702	Operations-Tax Assessments	SUBFUND 20A301	Other Expenses	4,850,878	4,701,624
Total Operations-Tax Assessments					8,256,548	8,124,322
FS109660 Treasury Management						
INDEX	FS109660	Treasury Management	SUBFUND 01A001	Personal Services	1,340,950	1,347,875
INDEX	FS109660	Treasury Management	SUBFUND 01A001	Other Expenses	1,031,875	892,972
Total Treasury Management					2,372,825	2,240,847

				2014	2015	
				Recommended	Recommended	
				Appropriation	Appropriation	
County Fiscal Office						
FS109710 Treasury DRETAC						
INDEX	FS109710	Treasury DRETAC	SUBFUND 20A322	Personal Services	1,025,822	1,032,035
INDEX	FS109710	Treasury DRETAC	SUBFUND 20A322	Other Expenses	1,184,376	1,117,814
Total Treasury DRETAC					2,210,198	2,149,849
FS109728 Fiscal -Tax Prepayment Special Interest						
INDEX	FS109728	Fiscal -Tax Prepayment Special Interest	SUBFUND 20A325	Personal Services	174,492	175,644
INDEX	FS109728	Fiscal -Tax Prepayment Special Interest	SUBFUND 20A325	Other Expenses	250,999	256,019
Total Fiscal -Tax Prepayment Special Interest					425,491	431,663
FS109736 Fiscal -Tax Certificate Admin.						
INDEX	FS109736	Fiscal -Tax Certificate Admin.	SUBFUND 20A340	Personal Services	134,322	135,165
INDEX	FS109736	Fiscal -Tax Certificate Admin.	SUBFUND 20A340	Other Expenses	55,455	56,357
Total Fiscal -Tax Certificate Admin.					189,777	191,522
FS109744 Fiscal-County Land Reutilization Corporation						
INDEX	FS109744	Fiscal-County Land Reutilization Corporation	SUBFUND 20AA03	Other Expenses	7,000,000	7,000,000
Total Fiscal-County Land Reutilization Corporation					7,000,000	7,000,000
FS109678 Office of Procurement and Diversity						
INDEX	FS109678	Office of Procurement and Diversity	SUBFUND 01A001	Personal Services	1,392,528	1,399,229
INDEX	FS109678	Office of Procurement and Diversity	SUBFUND 01A001	Other Expenses	210,364	214,571
Total Office of Procurement and Diversity					1,602,892	1,613,800
FS109751 Fiscal- Office Supply Contract						
INDEX	FS109751	Fiscal- Office Supply Contract	SUBFUND 64A601	Other Expenses	853,768	870,843
Total Fiscal- Office Supply Contract					853,768	870,843
FS109942 Consumer Affairs						
INDEX	FS109942	Consumer Affairs	SUBFUND 01A001	Personal Services	535,987	535,987
INDEX	FS109942	Consumer Affairs	SUBFUND 01A001	Other Expenses	30,823	30,823
Total Consumer Affairs					566,810	566,810
Total County Fiscal Office					39,912,543	39,156,191
Information Technology						
IT601021 Information Technology Admin						
INDEX	IT601021	Information Technology Admin	SUBFUND 01A001	Personal Services	1,605,990	1,613,651
INDEX	IT601021	Information Technology Admin	SUBFUND 01A001	Other Expenses	1,239,379	405,274
Total Information Technology Admin					2,845,369	2,018,925
IT601047 Web & Multi-Media Development						
INDEX	IT601047	Web & Multi-Media Development	SUBFUND 01A001	Personal Services	1,970,036	1,977,948
INDEX	IT601047	Web & Multi-Media Development	SUBFUND 01A001	Other Expenses	1,710,866	1,737,699
Total Web & Multi-Media Development					3,680,902	3,715,647
IT601088 Security and Disaster Recovery						
INDEX	IT601088	Security and Disaster Recovery	SUBFUND 01A001	Personal Services	144,474	145,003
INDEX	IT601088	Security and Disaster Recovery	SUBFUND 01A001	Other Expenses	63,291	72,446
Total Security and Disaster Recovery					207,765	217,449
IT601096 Engineering Services						
INDEX	IT601096	Engineering Services	SUBFUND 01A001	Personal Services	1,874,126	1,882,167
INDEX	IT601096	Engineering Services	SUBFUND 01A001	Other Expenses	1,357,012	1,294,160
INDEX	IT601096	Engineering Services	SUBFUND 01A001	Capital Outlays	20,431	20,431
Total Engineering Services					3,251,569	3,196,758
IT601104 Mainframe Operation Services						
INDEX	IT601104	Mainframe Operation Services	SUBFUND 01A001	Personal Services	1,095,013	1,100,958

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Information Technology						
IT601104 Mainframe Operation Services						
INDEX	IT601104	Mainframe Operation Services	SUBFUND 01A001	Other Expenses	1,146,393	1,182,455
Total Mainframe Operation Services					2,241,406	2,283,413
IT601179 User Supply						
INDEX	IT601179	User Supply	SUBFUND 01A001	Other Expenses	240,066	242,227
Total User Supply					240,066	242,227
IT601138 WAN Services						
INDEX	IT601138	WAN Services	SUBFUND 01A001	Personal Services	560,071	562,321
INDEX	IT601138	WAN Services	SUBFUND 01A001	Other Expenses	1,618,184	1,650,548
Total WAN Services					2,178,255	2,212,869
IT601161 Communications Services						
INDEX	IT601161	Communications Services	SUBFUND 01A001	Personal Services	726,300	730,214
INDEX	IT601161	Communications Services	SUBFUND 01A001	Other Expenses	1,449,698	1,478,692
Total Communications Services					2,175,998	2,208,906
IT470591 Geographic Information System						
INDEX	IT470591	Geographic Information System	SUBFUND 20A819	Personal Services	333,264	334,298
INDEX	IT470591	Geographic Information System	SUBFUND 20A819	Other Expenses	609,447	621,636
Total Geographic Information System					942,711	955,934
HS157396 Human Services Applications						
INDEX	HS157396	Human Services Applications	SUBFUND 24A430	Personal Services	3,124,802	3,140,429
Total Human Services Applications					3,124,802	3,140,429
Total Information Technology					20,888,842	20,192,556
Public Works - Facilities Management						
CT571000 Central Services Admin.						
INDEX	CT571000	Central Services Admin.	SUBFUND 61A607	Personal Services	1,845,867	1,857,012
INDEX	CT571000	Central Services Admin.	SUBFUND 61A607	Other Expenses	926,894	944,571
Total Central Services Admin.					2,772,761	2,801,583
CT57100X Central Services Admin. 6000						
INDEX	CT57100X	Central Services Admin. 6000	SUBFUND 61A607	Personal Services	0	0
Total Central Services Admin. 6000					0	0
CT575001 Maintenance Garage						
INDEX	CT575001	Maintenance Garage	SUBFUND 62A603	Personal Services	348,093	349,903
INDEX	CT575001	Maintenance Garage	SUBFUND 62A603	Other Expenses	654,373	665,808
INDEX	CT575001	Maintenance Garage	SUBFUND 62A603	Capital Outlays	200,000	200,000
Total Maintenance Garage					1,202,466	1,215,711
CT577106 Risk & Property Management						
INDEX	CT577106	Risk & Property Management	SUBFUND 01A001	Personal Services	143,052	143,114
INDEX	CT577106	Risk & Property Management	SUBFUND 01A001	Other Expenses	1,275,619	1,094,709
Total Risk & Property Management					1,418,671	1,237,823
CT577353 County Mailroom						
INDEX	CT577353	County Mailroom	SUBFUND 65A604	Personal Services	534,213	537,810
INDEX	CT577353	County Mailroom	SUBFUND 65A604	Other Expenses	1,219,696	1,221,830
Total County Mailroom					1,753,909	1,759,640
CT577551 Fast Copy						
INDEX	CT577551	Fast Copy	SUBFUND 64A606	Personal Services	536,155	539,924
INDEX	CT577551	Fast Copy	SUBFUND 64A606	Other Expenses	1,872,777	1,904,352
Total Fast Copy					2,408,932	2,444,276

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Public Works - Facilities Management					
CT577601 Archives					
INDEX CT577601	Archives	SUBFUND 01A001	Personal Services	252,643	254,392
INDEX CT577601	Archives	SUBFUND 01A001	Other Expenses	99,615	99,764
Total Archives				352,258	354,156
CT577379 Custodial Services					
INDEX CT577379	Custodial Services	SUBFUND 61A607	Personal Services	6,611,000	6,651,975
INDEX CT577379	Custodial Services	SUBFUND 61A607	Other Expenses	579,604	591,196
Total Custodial Services				7,190,604	7,243,171
CT577395 Trades Services					
INDEX CT577395	Trades Services	SUBFUND 61A607	Personal Services	8,388,776	8,425,995
INDEX CT577395	Trades Services	SUBFUND 61A607	Other Expenses	1,144,505	1,166,795
Total Trades Services				9,533,281	9,592,790
CT577411 Other Services					
INDEX CT577411	Other Services	SUBFUND 61A607	Other Expenses	14,238,286	11,668,319
Total Other Services				14,238,286	11,668,319
CT050047 Dog Kennel Operations					
INDEX CT050047	Dog Kennel Operations	SUBFUND 20A302	Personal Services	1,080,315	1,086,043
INDEX CT050047	Dog Kennel Operations	SUBFUND 20A302	Other Expenses	841,404	832,084
INDEX CT050047	Dog Kennel Operations	SUBFUND 20A302	Capital Outlays	5,000	0
Total Dog Kennel Operations				1,926,719	1,918,127
CT571125 Huntington Park Garage					
INDEX CT571125	Huntington Park Garage	SUBFUND 51A404	Personal Services	728,018	733,029
INDEX CT571125	Huntington Park Garage	SUBFUND 51A404	Other Expenses	2,360,998	2,391,111
Total Huntington Park Garage				3,089,016	3,124,140
Total Public Works - Facilities Management				45,886,903	43,359,735
County Headquarters					
HQ010009 County Headquarters					
INDEX HQ010009	County Headquarters	SUBFUND 01A001	Personal Services	461,800	468,727
INDEX HQ010009	County Headquarters	SUBFUND 01A001	Other Expenses	2,326,170	6,382,010
Total County Headquarters				2,787,970	6,850,737
Total County Headquarters				2,787,970	6,850,737
Public Works - County Road & Bridge					
CE835025 County Engineer Admin					
INDEX CE835025	County Engineer Admin	SUBFUND 26A601	Personal Services	4,955,299	4,974,487
INDEX CE835025	County Engineer Admin	SUBFUND 26A601	Other Expenses	1,329,334	1,341,152
INDEX CE835025	County Engineer Admin	SUBFUND 26A601	Capital Outlays	95,000	80,000
Total County Engineer Admin				6,379,633	6,395,639
CE835249 Cnty Engineer Maintenance Eng					
INDEX CE835249	Cnty Engineer Maintenance Eng	SUBFUND 26A601	Personal Services	4,985,217	5,007,674
INDEX CE835249	Cnty Engineer Maintenance Eng	SUBFUND 26A601	Other Expenses	1,737,042	1,754,604
INDEX CE835249	Cnty Engineer Maintenance Eng	SUBFUND 26A601	Capital Outlays	425,000	425,000
Total Cnty Engineer Maintenance Eng				7,147,259	7,187,278
CE418053 \$5.00 Fund Road Improvements					
INDEX CE418053	\$5.00 Fund Road Improvements	SUBFUND 26A650	Other Expenses	5,737,067	5,791,808
INDEX CE418053	\$5.00 Fund Road Improvements	SUBFUND 26A650	Capital Outlays	3,000,000	3,000,000
Total \$5.00 Fund Road Improvements				8,737,067	8,791,808
CE417477 \$7.50 Fund Road Improvements					

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Public Works - County Road & Bridge						
CE417477 \$7.50 Fund Road Improvements						
INDEX	CE417477	\$7.50 Fund Road Improvements	SUBFUND 26A651	Other Expenses	2,972,792	3,015,877
INDEX	CE417477	\$7.50 Fund Road Improvements	SUBFUND 26A651	Capital Outlays	7,000,000	7,000,000
Total \$7.50 Fund Road Improvements					9,972,792	10,015,877
Total Public Works - County Road & Bridge					32,236,751	32,390,602
Public Works - Sanitary Engineer						
ST540252 Sanitary Engineer Operations						
INDEX	ST540252	Sanitary Engineer Operations	SUBFUND 54A100	Personal Services	10,120,082	10,682,546
INDEX	ST540252	Sanitary Engineer Operations	SUBFUND 54A100	Other Expenses	3,152,564	3,202,781
INDEX	ST540252	Sanitary Engineer Operations	SUBFUND 54A100	Capital Outlays	2,499,000	2,254,000
Total Sanitary Engineer Operations					15,771,646	16,139,327
ST540427 Sanitary Sewer Districts						
INDEX	ST540427	Sanitary Sewer Districts	SUBFUND 54A500	Other Expenses	15,000,000	15,300,000
Total Sanitary Sewer Districts					15,000,000	15,300,000
ST540583 Sanitary Engineer Debt Service						
INDEX	ST540583	Sanitary Engineer Debt Service	SUBFUND 54A100	Other Expenses	1,500,000	1,521,169
Total Sanitary Engineer Debt Service					1,500,000	1,521,169
ST540625 Sanitary Eng. Note Retirement						
INDEX	ST540625	Sanitary Eng. Note Retirement	SUBFUND 54A901	Other Expenses	323,050	323,050
Total Sanitary Eng. Note Retirement					323,050	323,050
Total Public Works - Sanitary Engineer					32,594,696	33,283,546
Public Works - County Airport						
AP520890 Airport Operations						
INDEX	AP520890	Airport Operations	SUBFUND 52A100	Personal Services	729,688	733,675
INDEX	AP520890	Airport Operations	SUBFUND 52A100	Other Expenses	721,988	730,161
Total Airport Operations					1,451,676	1,463,836
Total Public Works - County Airport					1,451,676	1,463,836
County Sheriff						
SH586115 Sheriff - Home Detention Fees						
INDEX	SH586115	Sheriff - Home Detention Fees	SUBFUND 20A630	Other Expenses	78,597	80,169
Total Sheriff - Home Detention Fees					78,597	80,169
SH350108 Carrying Concealed Weapons App						
INDEX	SH350108	Carrying Concealed Weapons App	SUBFUND 20A806	Personal Services	96,108	96,712
INDEX	SH350108	Carrying Concealed Weapons App	SUBFUND 20A806	Other Expenses	126,037	128,418
Total Carrying Concealed Weapons App					222,145	225,130
SH456483 Sheriff Dept Special Project I						
INDEX	SH456483	Sheriff Dept Special Project I	SUBFUND 20A812	Personal Services	175,131	176,206
Total Sheriff Dept Special Project I					175,131	176,206
SH456608 State Alien Criminal Asst Prog						
INDEX	SH456608	State Alien Criminal Asst Prog	SUBFUND 20A821	Personal Services	51,959	41,905
INDEX	SH456608	State Alien Criminal Asst Prog	SUBFUND 20A821	Other Expenses	43,721	1,095
Total State Alien Criminal Asst Prog					95,680	43,000
SH350272 Law Enforcement						
INDEX	SH350272	Law Enforcement	SUBFUND 01A001	Personal Services	16,150,820	16,660,166
INDEX	SH350272	Law Enforcement	SUBFUND 01A001	Other Expenses	1,081,407	1,081,407

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County Sheriff						
SH350272 Law Enforcement						
INDEX	SH350272	Law Enforcement	SUBFUND 01A001	Capital Outlays	85,000	86,200
Total Law Enforcement					17,293,082	17,827,773
SH350470 Jail Operations						
INDEX	SH350470	Jail Operations	SUBFUND 01A001	Personal Services	44,465,763	44,693,805
INDEX	SH350470	Jail Operations	SUBFUND 01A001	Other Expenses	13,588,935	13,681,899
Total Jail Operations					58,054,698	58,375,704
SH350579 Sheriff Operations						
INDEX	SH350579	Sheriff Operations	SUBFUND 01A001	Personal Services	5,220,761	5,252,893
INDEX	SH350579	Sheriff Operations	SUBFUND 01A001	Other Expenses	1,225,306	1,235,973
Total Sheriff Operations					6,446,067	6,488,866
SH351080 Impact Unit/Community Policing						
INDEX	SH351080	Impact Unit/Community Policing	SUBFUND 01A001	Personal Services	925,441	929,293
INDEX	SH351080	Impact Unit/Community Policing	SUBFUND 01A001	Other Expenses	74,559	70,707
Total Impact Unit/Community Policing					1,000,000	1,000,000
SH352005 Building Security Services						
INDEX	SH352005	Building Security Services	SUBFUND 61A608	Personal Services	9,618,751	9,676,214
INDEX	SH352005	Building Security Services	SUBFUND 61A608	Other Expenses	601,991	614,031
INDEX	SH352005	Building Security Services	SUBFUND 61A608	Capital Outlays	42,000	42,840
Total Building Security Services					10,262,742	10,333,085
Total County Sheriff					93,628,142	94,549,933
Board & Care Of Prisoners						
AE511451 Board & Care Of Prisoners						
INDEX	AE511451	Board & Care Of Prisoners	SUBFUND 01A001	Other Expenses	1,003,601	1,036,811
Total Board & Care Of Prisoners					1,003,601	1,036,811
Total Board & Care Of Prisoners					1,003,601	1,036,811
Public Safety & Justice Services						
JA050088 Justice Affairs Admin						
INDEX	JA050088	Justice Affairs Admin	SUBFUND 01A001	Personal Services	999,115	989,996
INDEX	JA050088	Justice Affairs Admin	SUBFUND 01A001	Other Expenses	554,361	84,530
Total Justice Affairs Admin					1,553,476	1,074,526
JA108118 Custody Mediation						
INDEX	JA108118	Custody Mediation	SUBFUND 20A822	Personal Services	578,200	580,349
INDEX	JA108118	Custody Mediation	SUBFUND 20A822	Other Expenses	94,715	51,799
Total Custody Mediation					672,915	632,148
JA107441 Family Justice Center						
INDEX	JA107441	Family Justice Center	SUBFUND 20A824	Personal Services	80,201	80,282
INDEX	JA107441	Family Justice Center	SUBFUND 20A824	Other Expenses	94,799	94,718
Total Family Justice Center					175,000	175,000
JA107425 Witness Victim HHS						
INDEX	JA107425	Witness Victim HHS	SUBFUND 20A809	Personal Services	1,162,040	1,167,192
INDEX	JA107425	Witness Victim HHS	SUBFUND 20A809	Other Expenses	752,748	767,055
Total Witness Victim HHS					1,914,788	1,934,247
JA301101 Criminal Justice Intervention						
INDEX	JA301101	Criminal Justice Intervention	SUBFUND 01A001	Personal Services	100,947	155,322
INDEX	JA301101	Criminal Justice Intervention	SUBFUND 01A001	Other Expenses	112,100	122,100

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Public Safety & Justice Services						
JA301101 Criminal Justice Intervention						
INDEX	JA301101	Criminal Justice Intervention	SUBFUND 01A001	Capital Outlays	5,000	5,000
Total Criminal Justice Intervention					218,047	282,422
JA100123 Emergency Management						
INDEX	JA100123	Emergency Management	SUBFUND 20A390	Personal Services	720,627	723,312
INDEX	JA100123	Emergency Management	SUBFUND 20A390	Other Expenses	512,542	421,268
Total Emergency Management					1,233,169	1,144,580
JA090068 Cuyahoga Regional Information System						
INDEX	JA090068	Cuyahoga Regional Information System	SUBFUND 50A410	Personal Services	786,073	787,609
INDEX	JA090068	Cuyahoga Regional Information System	SUBFUND 50A410	Other Expenses	992,092	1,008,022
Total Cuyahoga Regional Information System					1,778,165	1,795,631
JA100354 CECOMS						
INDEX	JA100354	CECOMS	SUBFUND 01A001	Personal Services	190,233	190,851
INDEX	JA100354	CECOMS	SUBFUND 01A001	Other Expenses	240,170	244,243
Total CECOMS					430,403	435,094
JA106773 Wireless 9-1-1 Government Asst						
INDEX	JA106773	Wireless 9-1-1 Government Asst	SUBFUND 20A814	Personal Services	1,326,904	1,337,218
INDEX	JA106773	Wireless 9-1-1 Government Asst	SUBFUND 20A814	Other Expenses	1,979,319	1,994,113
Total Wireless 9-1-1 Government Asst					3,306,223	3,331,331
JA106781 9-1-1 Consolidation Shared Svc						
INDEX	JA106781	9-1-1 Consolidation Shared Svc	SUBFUND 20A825	Other Expenses	1,700,000	1,734,000
Total 9-1-1 Consolidation Shared Svc					1,700,000	1,734,000
JA302224 Public Safety Grants Admin.						
INDEX	JA302224	Public Safety Grants Admin.	SUBFUND 01A001	Personal Services	268,066	269,530
INDEX	JA302224	Public Safety Grants Admin.	SUBFUND 01A001	Other Expenses	271,543	277,160
Total Public Safety Grants Admin.					539,609	546,690
JA100990 Div. of Information Technology						
INDEX	JA100990	Div. of Information Technology	SUBFUND 01A001	Personal Services	0	0
INDEX	JA100990	Div. of Information Technology	SUBFUND 01A001	Other Expenses	0	0
Total Div. of Information Technology					0	0
Total Public Safety & Justice Services					13,521,795	13,085,669
Domestic Violence						
AE511550 Domestic Violence						
INDEX	AE511550	Domestic Violence	SUBFUND 20A330	Other Expenses	229,376	233,983
Total Domestic Violence					229,376	233,983
Total Domestic Violence					229,376	233,983
Clerk of Courts						
CL200055 Clerk of Courts-Admin.						
INDEX	CL200055	Clerk of Courts-Admin.	SUBFUND 01A001	Personal Services	5,656,715	5,688,500
INDEX	CL200055	Clerk of Courts-Admin.	SUBFUND 01A001	Other Expenses	4,299,685	4,370,228
Total Clerk of Courts-Admin.					9,956,400	10,058,728
CL456491 Clerk Courts Special Project I						
INDEX	CL456491	Clerk Courts Special Project I	SUBFUND 20A812	Personal Services	428,914	431,566
INDEX	CL456491	Clerk Courts Special Project I	SUBFUND 20A812	Other Expenses	4,598	4,598
Total Clerk Courts Special Project I					433,512	436,164
CL576124 Clerk Of Courts-Computers						

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Clerk of Courts						
CL576124 Clerk Of Courts-Computers						
INDEX	CL576124	Clerk Of Courts-Computers	SUBFUND 20A695	Other Expenses	493,946	503,825
Total Clerk Of Courts-Computers					493,946	503,825
Total Clerk of Courts					10,883,858	10,998,717
County Medical Examiner						
CR180026 Medical Examiner-Operations						
INDEX	CR180026	Medical Examiner-Operations	SUBFUND 01A001	Personal Services	4,069,680	4,183,313
INDEX	CR180026	Medical Examiner-Operations	SUBFUND 01A001	Other Expenses	2,010,313	2,033,925
Total Medical Examiner-Operations					6,079,993	6,217,238
CR180034 Medical Examiner -Lab Fund						
INDEX	CR180034	Medical Examiner -Lab Fund	SUBFUND 20A312	Personal Services	250,801	250,801
INDEX	CR180034	Medical Examiner -Lab Fund	SUBFUND 20A312	Other Expenses	72,982	82,104
INDEX	CR180034	Medical Examiner -Lab Fund	SUBFUND 20A312	Capital Outlays	388,000	0
Total Medical Examiner -Lab Fund					711,783	332,905
CR180265 Cuyahoga Co. Regional Crime Lab						
INDEX	CR180265	Cuyahoga Co. Regional Crime Lab	SUBFUND 20A076	Personal Services	2,662,260	2,672,897
INDEX	CR180265	Cuyahoga Co. Regional Crime Lab	SUBFUND 20A076	Other Expenses	658,433	667,739
Total Cuyahoga Co. Regional Crime Lab					3,320,693	3,340,636
Total County Medical Examiner					10,112,469	9,890,779
Office of Health and Human Services						
HS157305 Health Care Access Programming						
INDEX	HS157305	Health Care Access Programming	SUBFUND 20AA01	Other Expenses	0	0
Total Health Care Access Programming					0	0
HS157289 Office of Health and Human Svc						
INDEX	HS157289	Office of Health and Human Svc	SUBFUND 24A430	Personal Services	1,127,685	1,132,149
INDEX	HS157289	Office of Health and Human Svc	SUBFUND 24A430	Other Expenses	838,694	851,959
Total Office of Health and Human Svc					1,966,379	1,984,108
Total Office of Health and Human Services					1,966,379	1,984,108
HHS Children and Family Services						
CF135467 CFS Administrative Services						
INDEX	CF135467	CFS Administrative Services	SUBFUND 24A301	Personal Services	4,740,321	4,779,397
INDEX	CF135467	CFS Administrative Services	SUBFUND 24A301	Other Expenses	8,656,723	8,746,782
Total CFS Administrative Services					13,397,044	13,526,179
CF135483 Training						
INDEX	CF135483	Training	SUBFUND 24A301	Personal Services	558,543	562,438
INDEX	CF135483	Training	SUBFUND 24A301	Other Expenses	117,495	119,845
Total Training					676,038	682,283
CF135491 Information Services						
INDEX	CF135491	Information Services	SUBFUND 24A301	Personal Services	1,290,971	1,303,426
INDEX	CF135491	Information Services	SUBFUND 24A301	Other Expenses	1,139,129	1,142,504
Total Information Services					2,430,100	2,445,930
CF135509 Direct Services						
INDEX	CF135509	Direct Services	SUBFUND 24A301	Personal Services	35,822,139	36,228,847
INDEX	CF135509	Direct Services	SUBFUND 24A301	Other Expenses	1,371,163	1,398,466
Total Direct Services					37,193,302	37,627,313
CF135525 Supportive Services						

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HHS Children and Family Services						
CF135525 Supportive Services						
INDEX	CF135525	Supportive Services	SUBFUND 24A301	Personal Services	2,371,750	2,401,955
INDEX	CF135525	Supportive Services	SUBFUND 24A301	Other Expenses	1,390,796	1,392,852
Total Supportive Services					3,762,546	3,794,807
CF135442 Caregiver Parent Recruitment						
INDEX	CF135442	Caregiver Parent Recruitment	SUBFUND 24A301	Personal Services	333,116	335,566
INDEX	CF135442	Caregiver Parent Recruitment	SUBFUND 24A301	Other Expenses	202,138	205,352
Total Caregiver Parent Recruitment					535,254	540,918
CF134015 Client Supportive Services						
INDEX	CF134015	Client Supportive Services	SUBFUND 20A303	Other Expenses	6,469,433	6,556,077
Total Client Supportive Services					6,469,433	6,556,077
CF135541 Multi-Systemic Therapy Unit						
INDEX	CF135541	Multi-Systemic Therapy Unit	SUBFUND 24A301	Personal Services	721,471	729,302
INDEX	CF135541	Multi-Systemic Therapy Unit	SUBFUND 24A301	Other Expenses	70,662	72,291
Total Multi-Systemic Therapy Unit					792,133	801,593
CF135608 Contracted Placements						
INDEX	CF135608	Contracted Placements	SUBFUND 24A301	Personal Services	1,478,563	1,494,364
INDEX	CF135608	Contracted Placements	SUBFUND 24A301	Other Expenses	18,003	18,363
Total Contracted Placements					1,496,566	1,512,727
CF135616 CFS Foster Homes/Resource Mgt						
INDEX	CF135616	CFS Foster Homes/Resource Mgt	SUBFUND 24A301	Personal Services	3,420,877	3,461,070
INDEX	CF135616	CFS Foster Homes/Resource Mgt	SUBFUND 24A301	Other Expenses	69,884	71,281
Total CFS Foster Homes/Resource Mgt					3,490,761	3,532,351
CF134031 CFS Foster Care						
INDEX	CF134031	CFS Foster Care	SUBFUND 20A303	Other Expenses	2,695,435	2,696,305
Total CFS Foster Care					2,695,435	2,696,305
CF134049 Purchased Congregate & Foster						
INDEX	CF134049	Purchased Congregate & Foster	SUBFUND 20A303	Other Expenses	50,897,716	50,898,208
Total Purchased Congregate & Foster					50,897,716	50,898,208
CF135582 Permanent Custody Adoptions						
INDEX	CF135582	Permanent Custody Adoptions	SUBFUND 24A301	Personal Services	4,224,111	4,274,586
INDEX	CF135582	Permanent Custody Adoptions	SUBFUND 24A301	Other Expenses	157,982	161,141
Total Permanent Custody Adoptions					4,382,093	4,435,727
CF134023 Adoption Services						
INDEX	CF134023	Adoption Services	SUBFUND 20A303	Other Expenses	7,978,869	7,978,869
Total Adoption Services					7,978,869	7,978,869
CF135004 Cuyahoga Tapestry System of Care						
INDEX	CF135004	Cuyahoga Tapestry System of Care	SUBFUND 24A435	Personal Services	393,970	399,053
INDEX	CF135004	Cuyahoga Tapestry System of Care	SUBFUND 24A435	Other Expenses	4,436,255	2,026,772
Total Cuyahoga Tapestry System of Care					4,830,225	2,425,825
Total HHS Children and Family Services					141,027,515	139,455,112
HHS Senior and Adult Services						
SA138321 SAS Administrative Services						
INDEX	SA138321	SAS Administrative Services	SUBFUND 24A601	Personal Services	617,707	620,727
INDEX	SA138321	SAS Administrative Services	SUBFUND 24A601	Other Expenses	1,509,159	1,551,622
Total SAS Administrative Services					2,126,866	2,172,349
SA138354 SAS Management Services						

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HHS Senior and Adult Services					
SA138354 SAS Management Services					
INDEX SA138354	SAS Management Services	SUBFUND 24A601	Personal Services	830,222	834,899
INDEX SA138354	SAS Management Services	SUBFUND 24A601	Other Expenses	20,578	20,959
Total SAS Management Services				850,800	855,858
SA138305 Community Social Serv Programs					
INDEX SA138305	Community Social Serv Programs	SUBFUND 24A601	Other Expenses	1,309,068	1,309,068
Total Community Social Serv Programs				1,309,068	1,309,068
SA138420 Home Support					
INDEX SA138420	Home Support	SUBFUND 24A601	Personal Services	1,253,784	1,269,213
INDEX SA138420	Home Support	SUBFUND 24A601	Other Expenses	158,539	160,495
Total Home Support				1,412,323	1,429,708
SA138479 Adult Protective Services					
INDEX SA138479	Adult Protective Services	SUBFUND 24A601	Personal Services	2,677,153	2,706,127
INDEX SA138479	Adult Protective Services	SUBFUND 24A601	Other Expenses	696,513	698,948
Total Adult Protective Services				3,373,666	3,405,075
SA138503 Information and Outreach Unit					
INDEX SA138503	Information and Outreach Unit	SUBFUND 24A601	Personal Services	604,269	457,732
INDEX SA138503	Information and Outreach Unit	SUBFUND 24A601	Other Expenses	27,257	0
Total Information and Outreach Unit				631,526	457,732
SA138602 Home Based Services					
INDEX SA138602	Home Based Services	SUBFUND 24A601	Personal Services	2,808,317	2,840,260
INDEX SA138602	Home Based Services	SUBFUND 24A601	Other Expenses	186,523	190,244
Total Home Based Services				2,994,840	3,030,504
SA138610 Care Management Support					
INDEX SA138610	Care Management Support	SUBFUND 24A601	Personal Services	509,920	515,242
INDEX SA138610	Care Management Support	SUBFUND 24A601	Other Expenses	10,548	10,723
Total Care Management Support				520,468	525,965
SA138701 SAS Options Program					
INDEX SA138701	SAS Options Program	SUBFUND 24A601	Personal Services	1,540,698	1,556,671
INDEX SA138701	SAS Options Program	SUBFUND 24A601	Other Expenses	2,153,797	2,154,610
Total SAS Options Program				3,694,495	3,711,281
Total HHS Senior and Adult Services				16,914,052	16,897,540
HHS Employment & Family Services					
WT137109 Administrative Operations					
INDEX WT137109	Administrative Operations	SUBFUND 24A510	Personal Services	1,701,638	1,716,965
INDEX WT137109	Administrative Operations	SUBFUND 24A510	Other Expenses	8,486,456	8,519,231
INDEX WT137109	Administrative Operations	SUBFUND 24A510	Capital Outlays	20,000	20,000
Total Administrative Operations				10,208,094	10,256,196
WT137943 Information Services					
INDEX WT137943	Information Services	SUBFUND 24A510	Personal Services	458,865	461,463
INDEX WT137943	Information Services	SUBFUND 24A510	Other Expenses	721,434	735,863
Total Information Services				1,180,299	1,197,326
WT137315 Work First Services					
INDEX WT137315	Work First Services	SUBFUND 24A510	Personal Services	1,439,531	1,448,289
INDEX WT137315	Work First Services	SUBFUND 24A510	Other Expenses	9,678,923	9,857,143
Total Work First Services				11,118,454	11,305,432
WT137414 Southgate NFSC					
INDEX WT137414	Southgate NFSC	SUBFUND 24A510	Personal Services	4,120,734	4,171,129

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HHS Employment & Family Services						
WT137414 Southgate NFSC						
INDEX	WT137414	Southgate NFSC	SUBFUND 24A510	Other Expenses	570,816	581,707
Total Southgate NFSC					4,691,550	4,752,836
WT137430 Old Brooklyn						
INDEX	WT137430	Old Brooklyn	SUBFUND 24A510	Personal Services	3,645,198	3,688,578
INDEX	WT137430	Old Brooklyn	SUBFUND 24A510	Other Expenses	791,664	793,547
Total Old Brooklyn					4,436,862	4,482,125
WT137455 Quincy Place						
INDEX	WT137455	Quincy Place	SUBFUND 24A510	Personal Services	4,653,616	4,710,363
INDEX	WT137455	Quincy Place	SUBFUND 24A510	Other Expenses	1,816,738	1,849,079
Total Quincy Place					6,470,354	6,559,442
WT137463 Virgil Brown						
INDEX	WT137463	Virgil Brown	SUBFUND 24A510	Personal Services	18,120,584	18,318,050
INDEX	WT137463	Virgil Brown	SUBFUND 24A510	Other Expenses	1,151,590	1,168,171
Total Virgil Brown					19,272,174	19,486,221
WT137539 West Shore NFSC						
INDEX	WT137539	West Shore NFSC	SUBFUND 24A510	Personal Services	4,263,617	4,313,887
INDEX	WT137539	West Shore NFSC	SUBFUND 24A510	Other Expenses	999,079	1,019,061
Total West Shore NFSC					5,262,696	5,332,948
WT137141 Client Support Services						
INDEX	WT137141	Client Support Services	SUBFUND 24A510	Personal Services	5,941,362	5,998,262
INDEX	WT137141	Client Support Services	SUBFUND 24A510	Other Expenses	4,314,031	4,319,862
Total Client Support Services					10,255,393	10,318,124
WT137935 Children With Medical Handicap						
INDEX	WT137935	Children With Medical Handicap	SUBFUND 24A530	Other Expenses	1,405,732	1,405,732
Total Children With Medical Handicap					1,405,732	1,405,732
Total HHS Employment & Family Services					74,301,608	75,096,382
Cuyahoga Support Enforcement Agency						
SE496000 Cuyahoga Support Enforcement Agency						
INDEX	SE496000	Cuyahoga Support Enforcement Agency	SUBFUND 20A600	Personal Services	19,059,899	19,768,630
INDEX	SE496000	Cuyahoga Support Enforcement Agency	SUBFUND 20A600	Other Expenses	10,846,459	11,001,535
INDEX	SE496000	Cuyahoga Support Enforcement Agency	SUBFUND 20A600	Capital Outlays	4,000	4,000
Total Cuyahoga Support Enforcement Agency					29,910,358	30,774,165
SE507152 Fatherhood Initiative						
INDEX	SE507152	Fatherhood Initiative	SUBFUND 20A606	Personal Services	133,950	134,602
INDEX	SE507152	Fatherhood Initiative	SUBFUND 20A606	Other Expenses	861,738	882,108
Total Fatherhood Initiative					995,688	1,016,710
Total Cuyahoga Support Enforcement Agency					30,906,046	31,790,875
Early Childhood Invest In Children						
EC451484 EC Administrative Services						
INDEX	EC451484	EC Administrative Services	SUBFUND 24A635	Personal Services	652,213	654,175
INDEX	EC451484	EC Administrative Services	SUBFUND 24A635	Other Expenses	186,726	187,586
Total EC Administrative Services					838,939	841,761
EC451427 Early Childhood Mental Health						
INDEX	EC451427	Early Childhood Mental Health	SUBFUND 20A807	Other Expenses	669,552	669,552
Total Early Childhood Mental Health					669,552	669,552
EC451435 Early Start						

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Early Childhood Invest In Children						
EC451435 Early Start						
INDEX	EC451435	Early Start	SUBFUND 24A635	Other Expenses	1,838,666	1,860,811
Total Early Start					1,838,666	1,860,811
EC451443 Health & Safety						
INDEX	EC451443	Health & Safety	SUBFUND 24A635	Other Expenses	203,000	207,062
Total Health & Safety					203,000	207,062
EC451450 Quality Child Care						
INDEX	EC451450	Quality Child Care	SUBFUND 24A635	Other Expenses	7,738,206	7,899,052
Total Quality Child Care					7,738,206	7,899,052
Total Early Childhood Invest In Children					11,288,363	11,478,238
Family & Children First Council						
FC451492 FCFC Public Assistance						
INDEX	FC451492	FCFC Public Assistance	SUBFUND 24A640	Personal Services	654,665	657,442
INDEX	FC451492	FCFC Public Assistance	SUBFUND 24A640	Other Expenses	2,892,199	2,947,180
Total FCFC Public Assistance					3,546,864	3,604,622
Total Family & Children First Council					3,546,864	3,604,622
HHS Office of Reentry						
HS749069 HHS Office of Reentry						
INDEX	HS749069	HHS Office of Reentry	SUBFUND 24A878	Personal Services	471,202	473,280
INDEX	HS749069	HHS Office of Reentry	SUBFUND 24A878	Other Expenses	1,495,662	1,524,320
Total HHS Office of Reentry					1,966,864	1,997,600
Total HHS Office of Reentry					1,966,864	1,997,600
Office of Homeless Services						
HS158097 Office of Homeless Services PA						
INDEX	HS158097	Office of Homeless Services PA	SUBFUND 24A641	Personal Services	317,346	318,724
INDEX	HS158097	Office of Homeless Services PA	SUBFUND 24A641	Other Expenses	4,887,707	3,762,395
Total Office of Homeless Services PA					5,205,053	4,081,119
Total Office of Homeless Services					5,205,053	4,081,119
Workforce Development						
WI140905 WIA Executive & Financial Operations						
INDEX	WI140905	WIA Executive & Financial Operations	SUBFUND 28W036	Personal Services	533,513	538,442
INDEX	WI140905	WIA Executive & Financial Operations	SUBFUND 28W036	Other Expenses	6,572,534	6,681,733
Total WIA Executive & Financial Operations					7,106,047	7,220,175
WI140913 Workforce Other Programs						
INDEX	WI140913	Workforce Other Programs	SUBFUND 28W037	Personal Services	400,000	400,000
INDEX	WI140913	Workforce Other Programs	SUBFUND 28W037	Other Expenses	1,600,000	1,600,000
Total Workforce Other Programs					2,000,000	2,000,000
Total Workforce Development					9,106,047	9,220,175
GF / HHS Subsidy Accounts						
SU513101 Civil Defense						
INDEX	SU513101	Civil Defense	SUBFUND 01A001	Other Expenses	840,008	751,419
Total Civil Defense					840,008	751,419
SU513150 Soil Conservation						

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GF / HHS Subsidy Accounts						
SU513150 Soil Conservation						
INDEX	SU513150	Soil Conservation	SUBFUND 01A001	Other Expenses	75,000	75,000
Total Soil Conservation					75,000	75,000
SU513200 County Airport						
INDEX	SU513200	County Airport	SUBFUND 01A001	Other Expenses	595,859	608,019
Total County Airport					595,859	608,019
SU513457 County Planning Comm						
INDEX	SU513457	County Planning Comm	SUBFUND 01A001	Other Expenses	1,215,513	1,194,330
Total County Planning Comm					1,215,513	1,194,330
SU514422 Health and Human Svcs Subsidy						
INDEX	SU514422	Health and Human Svcs Subsidy	SUBFUND 29A391	Other Expenses	2,698,226	2,734,880
Total Health and Human Svcs Subsidy					2,698,226	2,734,880
SU514372 Tapestry System of Care Sub						
INDEX	SU514372	Tapestry System of Care Sub	SUBFUND 29A391	Other Expenses	4,386,780	1,982,380
Total Tapestry System of Care Sub					4,386,780	1,982,380
SU514273 CSEA HHS 4.8 Mill Subsidy						
INDEX	SU514273	CSEA HHS 4.8 Mill Subsidy	SUBFUND 29A391	Other Expenses	2,322,502	2,616,197
Total CSEA HHS 4.8 Mill Subsidy					2,322,502	2,616,197
SU514711 Gateway Arena Pledge						
INDEX	SU514711	Gateway Arena Pledge	SUBFUND 01A001	Other Expenses	5,800,000	5,800,000
Total Gateway Arena Pledge					5,800,000	5,800,000
SU513960 Children & Family Svcs Subsidy						
INDEX	SU513960	Children & Family Svcs Subsidy	SUBFUND 29A390	Other Expenses	19,310,196	17,530,674
Total Children & Family Svcs Subsidy					19,310,196	17,530,674
SU514299 Children and Family Svcs Sub						
INDEX	SU514299	Children and Family Svcs Sub	SUBFUND 29A391	Other Expenses	10,660,276	14,056,723
Total Children and Family Svcs Sub					10,660,276	14,056,723
SU513978 Children Services Fund Subsidy						
INDEX	SU513978	Children Services Fund Subsidy	SUBFUND 29A390	Other Expenses	13,657,776	10,992,836
Total Children Services Fund Subsidy					13,657,776	10,992,836
SU514315 Children Svcs Fund Subsidy						
INDEX	SU514315	Children Svcs Fund Subsidy	SUBFUND 29A391	Other Expenses	27,586,179	25,819,141
Total Children Svcs Fund Subsidy					27,586,179	25,819,141
SU514323 Children w/Medical Handicaps						
INDEX	SU514323	Children w/Medical Handicaps	SUBFUND 29A391	Other Expenses	1,405,732	1,405,732
Total Children w/Medical Handicaps					1,405,732	1,405,732
SU514398 EC-Invest In Children Subsidy						
INDEX	SU514398	EC-Invest In Children Subsidy	SUBFUND 29A391	Other Expenses	10,902,940	9,623,717
Total EC-Invest In Children Subsidy					10,902,940	9,623,717
SU513994 Senior & Adult Subsidy						
INDEX	SU513994	Senior & Adult Subsidy	SUBFUND 29A390	Other Expenses	6,547,013	6,023,065
Total Senior & Adult Subsidy					6,547,013	6,023,065
SU514414 Senior and Adult Svcs Subsidy						
INDEX	SU514414	Senior and Adult Svcs Subsidy	SUBFUND 29A391	Other Expenses	7,292,287	6,751,827
Total Senior and Adult Svcs Subsidy					7,292,287	6,751,827
SU514281 Office of Homeless Svc Subsidy						

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GF / HHS Subsidy Accounts						
SU514281 Office of Homeless Svc Subsidy						
INDEX	SU514281	Office of Homeless Svc Subsidy	SUBFUND 29A391	Other Expenses	4,980,661	3,856,727
Total Office of Homeless Svc Subsidy					4,980,661	3,856,727
SU514349 Family & Children First Cncl						
INDEX	SU514349	Family & Children First Cncl	SUBFUND 29A391	Other Expenses	2,320,783	2,378,541
Total Family & Children First Cncl					2,320,783	2,378,541
SU515999 Fatherhood Initiative Subsidy						
INDEX	SU515999	Fatherhood Initiative Subsidy	SUBFUND 29A391	Other Expenses	975,688	996,710
Total Fatherhood Initiative Subsidy					975,688	996,710
SU513762 Brownfield Redevelopment						
INDEX	SU513762	Brownfield Redevelopment	SUBFUND 01A001	Other Expenses	1,123,855	1,123,855
Total Brownfield Redevelopment					1,123,855	1,123,855
SU514430 Employment & Family Svc Sub						
INDEX	SU514430	Employment & Family Svc Sub	SUBFUND 29A391	Other Expenses	7,574,086	8,368,860
Total Employment & Family Svc Sub					7,574,086	8,368,860
SU514224 HHS JC Plcmnt & Trmt Sub						
INDEX	SU514224	HHS JC Plcmnt & Trmt Sub	SUBFUND 29A391	Other Expenses	12,960,190	12,797,051
Total HHS JC Plcmnt & Trmt Sub					12,960,190	12,797,051
SU514331 Family Justice Center						
INDEX	SU514331	Family Justice Center	SUBFUND 29A391	Other Expenses	175,000	175,000
Total Family Justice Center					175,000	175,000
SU514125 Comm. Redevelopment Fund Sub.						
INDEX	SU514125	Comm. Redevelopment Fund Sub.	SUBFUND 01A001	Other Expenses	893,600	893,600
Total Comm. Redevelopment Fund Sub.					893,600	893,600
SU514521 JC HHS Community Partnership						
INDEX	SU514521	JC HHS Community Partnership	SUBFUND 29A391	Other Expenses	3,476,427	3,182,682
Total JC HHS Community Partnership					3,476,427	3,182,682
SU514547 JA Office of Re-Entry Subsidy						
INDEX	SU514547	JA Office of Re-Entry Subsidy	SUBFUND 29A391	Other Expenses	1,966,864	1,997,600
Total JA Office of Re-Entry Subsidy					1,966,864	1,997,600
SU511535 Medical Mart Series 2010 Pledg						
INDEX	SU511535	Medical Mart Series 2010 Pledg	SUBFUND 01A001	Other Expenses	32,100,238	32,102,239
Total Medical Mart Series 2010 Pledg					32,100,238	32,102,239
SU514885 Regional Crime Lab GF Subsidy						
INDEX	SU514885	Regional Crime Lab GF Subsidy	SUBFUND 01A001	Other Expenses	2,995,693	2,715,636
Total Regional Crime Lab GF Subsidy					2,995,693	2,715,636
SU514661 Witness Victim Subsidy						
INDEX	SU514661	Witness Victim Subsidy	SUBFUND 01A001	Other Expenses	1,674,766	1,694,225
Total Witness Victim Subsidy					1,674,766	1,694,225
SU514679 TASC - County Subsidy						
INDEX	SU514679	TASC - County Subsidy	SUBFUND 01A001	Other Expenses	618,731	620,828
Total TASC - County Subsidy					618,731	620,828
SU999975 Western Reserve Fund Subsidy						
INDEX	SU999975	Western Reserve Fund Subsidy	SUBFUND 01A001	Other Expenses	750,000	1,400,000
Total Western Reserve Fund Subsidy					750,000	1,400,000
Total GF / HHS Subsidy Accounts					99,992,262	182,269,493

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College Savings Account Program						
SV102053 College Savings Account Program						
INDEX	SV102053	College Savings Account Program	SUBFUND 01A001	Personal Services	75,400	75,400
INDEX	SV102053	College Savings Account Program	SUBFUND 01A001	Other Expenses	1,674,600	1,713,600
Total College Savings Account Program					1,750,000	1,789,000
Total College Savings Account Program					1,750,000	1,789,000
Employee Health and Wellness						
CC499509 Self Insurance-Regionalization						
INDEX	CC499509	Self Insurance-Regionalization	SUBFUND 20A195	Other Expenses	10,689,110	11,009,782
Total Self Insurance-Regionalization					10,689,110	11,009,782
CC499202 Benefits Administration						
INDEX	CC499202	Benefits Administration	SUBFUND 68A100	Personal Services	514,911	518,169
INDEX	CC499202	Benefits Administration	SUBFUND 68A100	Other Expenses	358,366	361,257
Total Benefits Administration					873,277	879,426
CC499004 Hospitalization Self Insurance						
INDEX	CC499004	Hospitalization Self Insurance	SUBFUND 68A100	Other Expenses	67,980,094	70,019,496
Total Hospitalization Self Insurance					67,980,094	70,019,496
CC499012 Hosp. Regular Insurance						
INDEX	CC499012	Hosp. Regular Insurance	SUBFUND 68A200	Other Expenses	8,899,447	9,166,430
Total Hosp. Regular Insurance					8,899,447	9,166,430
Total Employee Health and Wellness					88,441,928	91,075,135
Workers Compensation Retrospective						
CC498816 Workers Comp Retro 2004						
INDEX	CC498816	Workers Comp Retro 2004	SUBFUND 67A004	Other Expenses	563,138	0
Total Workers Comp Retro 2004					563,138	0
CC498824 Workers Comp Retro 2005						
INDEX	CC498824	Workers Comp Retro 2005	SUBFUND 67A005	Other Expenses	114,426	758,611
Total Workers Comp Retro 2005					114,426	758,611
CC498832 Workers Comp Retro 2006						
INDEX	CC498832	Workers Comp Retro 2006	SUBFUND 67A006	Other Expenses	118,788	113,126
Total Workers Comp Retro 2006					118,788	113,126
CC498840 Workers Comp Retro 2007						
INDEX	CC498840	Workers Comp Retro 2007	SUBFUND 67A007	Other Expenses	180,167	133,428
Total Workers Comp Retro 2007					180,167	133,428
CC498857 Workers Comp Retro 2008						
INDEX	CC498857	Workers Comp Retro 2008	SUBFUND 67A008	Other Expenses	163,059	183,868
Total Workers Comp Retro 2008					163,059	183,868
CC498865 Workers Comp Retro 2009						
INDEX	CC498865	Workers Comp Retro 2009	SUBFUND 67A009	Other Expenses	244,514	164,323
Total Workers Comp Retro 2009					244,514	164,323
CC498873 Worker's Comp Retro 2010						
INDEX	CC498873	Worker's Comp Retro 2010	SUBFUND 67A010	Other Expenses	203,626	176,964
Total Worker's Comp Retro 2010					203,626	176,964
CC498881 Worker's Comp Retroactive 2011						
INDEX	CC498881	Worker's Comp Retroactive 2011	SUBFUND 67A011	Other Expenses	372,952	196,439
Total Worker's Comp Retroactive 2011					372,952	196,439

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Workers Compensation Retrospective						
CC498899 Worker's Comp Retoractive 2012						
INDEX	CC498899	Worker's Comp Retoractive 2012	SUBFUND 67A012	Personal Services	70,337	70,337
INDEX	CC498899	Worker's Comp Retoractive 2012	SUBFUND 67A012	Other Expenses	509,956	353,479
Total Worker's Comp Retoractive 2012					580,293	423,816
CC498915 Worker's Comp Retroactive 2013						
INDEX	CC498915	Worker's Comp Retroactive 2013	SUBFUND 67A013	Personal Services	136,849	137,412
INDEX	CC498915	Worker's Comp Retroactive 2013	SUBFUND 67A013	Other Expenses	2,916,500	3,011,152
Total Worker's Comp Retroactive 2013					3,053,349	3,148,564
Total Workers Compensation Retrospective					<u>5,594,312</u>	<u>5,299,139</u>
Debt Service						
DS039990 DS Rev-Bond Retirement GF						
INDEX	DS039990	DS Rev-Bond Retirement GF	SUBFUND 30A900	Other Expenses	32,282,601	32,282,601
Total DS Rev-Bond Retirement GF					32,282,601	32,282,601
DS100370 Gateway Arena Project						
INDEX	DS100370	Gateway Arena Project	SUBFUND 30A905	Other Expenses	5,800,000	5,800,000
Total Gateway Arena Project					5,800,000	5,800,000
DS039966 Brownfield Debt Service						
INDEX	DS039966	Brownfield Debt Service	SUBFUND 30A910	Other Expenses	1,123,855	1,123,855
Total Brownfield Debt Service					1,123,855	1,123,855
DS039974 Shaker Square Series 2000						
INDEX	DS039974	Shaker Square Series 2000	SUBFUND 30A912	Other Expenses	123,325	123,325
Total Shaker Square Series 2000					123,325	123,325
DS040121 Commercial Redevelopment Debt						
INDEX	DS040121	Commercial Redevelopment Debt	SUBFUND 30A913	Other Expenses	893,600	893,600
Total Commercial Redevelopment Debt					893,600	893,600
DS040154 DS - Rock & Roll Hall of Fame						
INDEX	DS040154	DS - Rock & Roll Hall of Fame	SUBFUND 30A914	Other Expenses	4,074,148	4,074,148
Total DS - Rock & Roll Hall of Fame					4,074,148	4,074,148
DS039115 Medical Mart Debt Service						
INDEX	DS039115	Medical Mart Debt Service	SUBFUND 30A915	Other Expenses	32,609,692	32,611,693
Total Medical Mart Debt Service					32,609,692	32,611,693
DS039198 Steelyard Com./Westin Hotel						
INDEX	DS039198	Steelyard Com./Westin Hotel	SUBFUND 30A916	Other Expenses	740,000	740,000
Total Steelyard Com./Westin Hotel					740,000	740,000
Total Debt Service					<u>77,647,221</u>	<u>77,649,222</u>
Medical Mart Operating Account						
MC001016 Medical Mart Operating Account						
INDEX	MC001016	Medical Mart Operating Account	SUBFUND 01A001	Other Expenses	9,150,000	9,150,000
Total Medical Mart Operating Account					9,150,000	9,150,000
Total Medical Mart Operating Account					<u>9,150,000</u>	<u>9,150,000</u>
Capital Improvement GF Subsidy						
SU514141 Capital Improvement GF Subsidy						

				2014	2015
				Recommended	Recommended
				Appropriation	Appropriation
Capital Improvement GF Subsidy					
SU514141	Capital Improvement GF Subsidy				
INDEX SU514141	Capital Improvement GF Subsidy	SUBFUND 01A001	Other Expenses	250,000	255,000
Total Capital Improvement GF Subsidy				250,000	255,000
Total Capital Improvement GF Subsidy				<u>250,000</u>	<u>255,000</u>
General Fund/Self Insurance Fund					
MI100594	GF-Self Insurance Fund				
INDEX MI100594	GF-Self Insurance Fund	SUBFUND 01A001	Other Expenses	385,943	393,662
Total GF-Self Insurance Fund				385,943	393,662
Total General Fund/Self Insurance Fund				<u>385,943</u>	<u>393,662</u>
Miscellaneous Obligations & Payments					
MI512459	Risk Management - Contracts				
INDEX MI512459	Risk Management - Contracts	SUBFUND 01A001	Other Expenses	1,049,548	1,049,548
Total Risk Management - Contracts				1,049,548	1,049,548
MI512657	Miscellaneous Obligations				
INDEX MI512657	Miscellaneous Obligations	SUBFUND 01A001	Other Expenses	1,073,698	1,090,171
Total Miscellaneous Obligations				1,073,698	1,090,171
MI512715	GF-Reserve/Contingencies				
INDEX MI512715	GF-Reserve/Contingencies	SUBFUND 01A002	Other Expenses	5,570,000	0
Total GF-Reserve/Contingencies				5,570,000	0
SU515676	Shaker Square 2000 Pldg GF				
INDEX SU515676	Shaker Square 2000 Pldg GF	SUBFUND 01A001	Other Expenses	123,325	123,325
Total Shaker Square 2000 Pldg GF				123,325	123,325
Total Miscellaneous Obligations & Payments				<u>7,816,571</u>	<u>2,263,044</u>
Statutory Expenditures					
AE511055	Agricultural Society				
INDEX AE511055	Agricultural Society	SUBFUND 01A001	Other Expenses	3,300	3,366
Total Agricultural Society				3,300	3,366
AE511253	Registrar-Vital Statistics				
INDEX AE511253	Registrar-Vital Statistics	SUBFUND 01A001	Other Expenses	10,976	11,196
Total Registrar-Vital Statistics				10,976	11,196
AE511352	Memorial Day Allowance				
INDEX AE511352	Memorial Day Allowance	SUBFUND 01A001	Other Expenses	67,772	69,127
Total Memorial Day Allowance				67,772	69,127
Total Statutory Expenditures				<u>82,048</u>	<u>83,689</u>
County Council					
CN017004	County Council				
INDEX CN017004	County Council	SUBFUND 01A001	Personal Services	1,510,078	1,513,225
INDEX CN017004	County Council	SUBFUND 01A001	Other Expenses	281,504	283,187
Total County Council				1,791,582	1,796,412
Total County Council				<u>1,791,582</u>	<u>1,796,412</u>
Veterans Services Fund					
VF491001	Veterans Services Fund				

				2014	2015	
				Recommended	Recommended	
				Appropriation	Appropriation	
Veterans Services Fund						
VF491001 Veterans Services Fund						
INDEX	VF491001	Veterans Services Fund	SUBFUND 20A059	Other Expenses	0	0
Total Veterans Services Fund					0	0
Total Veterans Services Fund					0	0
County Prosecutor						
PR191056 General Office						
INDEX	PR191056	General Office	SUBFUND 01A001	Personal Services	19,104,713	19,648,705
INDEX	PR191056	General Office	SUBFUND 01A001	Other Expenses	2,801,942	2,835,066
INDEX	PR191056	General Office	SUBFUND 01A001	Capital Outlays	30,000	30,000
Total General Office					21,936,655	22,513,771
PR200071 Prosecutor-Child Support						
INDEX	PR200071	Prosecutor-Child Support	SUBFUND 01A001	Personal Services	3,185,018	3,200,939
INDEX	PR200071	Prosecutor-Child Support	SUBFUND 01A001	Other Expenses	377,688	378,409
INDEX	PR200071	Prosecutor-Child Support	SUBFUND 01A001	Capital Outlays	1,000	1,000
Total Prosecutor-Child Support					3,563,706	3,580,348
PR495572 Prosecutor-DTAC						
INDEX	PR495572	Prosecutor-DTAC	SUBFUND 20A820	Personal Services	1,369,028	1,376,642
INDEX	PR495572	Prosecutor-DTAC	SUBFUND 20A820	Other Expenses	1,591,912	1,620,240
INDEX	PR495572	Prosecutor-DTAC	SUBFUND 20A820	Capital Outlays	1,000	1,000
Total Prosecutor-DTAC					2,961,940	2,997,882
PR194720 Prosecutor-Children & Family						
INDEX	PR194720	Prosecutor-Children & Family	SUBFUND 01A001	Personal Services	2,240,139	2,250,348
INDEX	PR194720	Prosecutor-Children & Family	SUBFUND 01A001	Other Expenses	98,470	98,961
INDEX	PR194720	Prosecutor-Children & Family	SUBFUND 01A001	Capital Outlays	1,000	1,000
Total Prosecutor-Children & Family					2,339,609	2,350,309
Total County Prosecutor					30,801,910	31,442,310
Court of Common Pleas						
CO456541 Legal Research Computerization						
INDEX	CO456541	Legal Research Computerization	SUBFUND 20A586	Other Expenses	41,820	42,656
Total Legal Research Computerization					41,820	42,656
CO380121 Common Pleas Judicial Admin						
INDEX	CO380121	Common Pleas Judicial Admin	SUBFUND 01A001	Personal Services	7,784,824	7,820,996
INDEX	CO380121	Common Pleas Judicial Admin	SUBFUND 01A001	Other Expenses	12,959,693	13,102,025
INDEX	CO380121	Common Pleas Judicial Admin	SUBFUND 01A001	Capital Outlays	50,000	50,000
Total Common Pleas Judicial Admin					20,794,517	20,973,021
CO456475 Common Pleas Special Projects						
INDEX	CO456475	Common Pleas Special Projects	SUBFUND 20A812	Personal Services	1,358,163	1,362,613
INDEX	CO456475	Common Pleas Special Projects	SUBFUND 20A812	Other Expenses	210,954	215,173
Total Common Pleas Special Projects					1,569,117	1,577,786
CO380196 Magistrates						
INDEX	CO380196	Magistrates	SUBFUND 01A001	Personal Services	1,225,709	1,230,786
INDEX	CO380196	Magistrates	SUBFUND 01A001	Other Expenses	177,633	178,861
Total Magistrates					1,403,342	1,409,647
CO380220 Court Services						
INDEX	CO380220	Court Services	SUBFUND 01A001	Personal Services	7,169,824	7,201,067
INDEX	CO380220	Court Services	SUBFUND 01A001	Other Expenses	769,000	784,380
Total Court Services					7,938,824	7,985,447

				2014	2015	
				Recommended	Recommended	
				Appropriation	Appropriation	
Court of Common Pleas						
CO380410 Common Pleas-Probation						
INDEX	CO380410	Common Pleas-Probation	SUBFUND 01A001	Personal Services	11,157,600	11,224,245
INDEX	CO380410	Common Pleas-Probation	SUBFUND 01A001	Other Expenses	1,700,582	1,734,594
Total Common Pleas-Probation					12,858,182	12,958,839
CO507228 Probation Supervision Fees						
INDEX	CO507228	Probation Supervision Fees	SUBFUND 20A377	Other Expenses	451,884	454,742
Total Probation Supervision Fees					451,884	454,742
CO446070 Urinalysis Testing Fees						
INDEX	CO446070	Urinalysis Testing Fees	SUBFUND 20A720	Other Expenses	108,306	112,191
Total Urinalysis Testing Fees					108,306	112,191
CO456525 TASC Medicaid Fund CO						
INDEX	CO456525	TASC Medicaid Fund CO	SUBFUND 20A099	Personal Services	6,104	6,118
INDEX	CO456525	TASC Medicaid Fund CO	SUBFUND 20A099	Other Expenses	59,045	60,025
Total TASC Medicaid Fund CO					65,149	66,143
CO456533 TASC Common Pleas						
INDEX	CO456533	TASC Common Pleas	SUBFUND 20A192	Personal Services	179,206	180,363
INDEX	CO456533	TASC Common Pleas	SUBFUND 20A192	Other Expenses	442,750	443,690
Total TASC Common Pleas					621,956	624,053
Total Court of Common Pleas					45,853,098	46,204,526
Domestic Relations Court						
DR391052 Domestic Relations						
INDEX	DR391052	Domestic Relations	SUBFUND 01A001	Personal Services	2,491,598	2,503,387
INDEX	DR391052	Domestic Relations	SUBFUND 01A001	Other Expenses	1,156,751	1,149,019
INDEX	DR391052	Domestic Relations	SUBFUND 01A001	Capital Outlays	6,500	8,691
Total Domestic Relations					3,654,849	3,661,097
DR495697 Domestic Relations Legal Research						
INDEX	DR495697	Domestic Relations Legal Research	SUBFUND 20A337	Other Expenses	3,959	4,038
Total Domestic Relations Legal Research					3,959	4,038
DR495515 Bureau Of Support						
INDEX	DR495515	Bureau Of Support	SUBFUND 01A001	Personal Services	3,095,160	3,110,809
INDEX	DR495515	Bureau Of Support	SUBFUND 01A001	Other Expenses	776,671	786,955
INDEX	DR495515	Bureau Of Support	SUBFUND 01A001	Capital Outlays	6,500	8,691
Total Bureau Of Support					3,878,331	3,906,455
Total Domestic Relations Court					7,537,139	7,571,590
Juvenile Court						
JC372052 Juvenile Court Judicial						
INDEX	JC372052	Juvenile Court Judicial	SUBFUND 01A001	Personal Services	1,668,587	1,679,787
INDEX	JC372052	Juvenile Court Judicial	SUBFUND 01A001	Other Expenses	5,159,483	5,174,570
Total Juvenile Court Judicial					6,828,070	6,854,357
JC372060 Juvenile Court-Legal						
INDEX	JC372060	Juvenile Court-Legal	SUBFUND 01A001	Personal Services	7,233,415	7,279,772
INDEX	JC372060	Juvenile Court-Legal	SUBFUND 01A001	Other Expenses	3,503,931	3,562,372
Total Juvenile Court-Legal					10,737,346	10,842,144
JC510925 Alternate Dispute Resolution						
INDEX	JC510925	Alternate Dispute Resolution	SUBFUND 20A334	Other Expenses	27,040	28,101
Total Alternate Dispute Resolution					27,040	28,101
JC514919 Legal Computerization						

				2014	2015	
				Recommended	Recommended	
				Appropriation	Appropriation	
Juvenile Court						
JC514919 Legal Computerization						
INDEX	JC514919	Legal Computerization	SUBFUND 20A585	Other Expenses	18,566	18,937
Total Legal Computerization					18,566	18,937
JC107532 JC Legal Services HHS						
INDEX	JC107532	JC Legal Services HHS	SUBFUND 20A811	Personal Services	113,155	114,274
INDEX	JC107532	JC Legal Services HHS	SUBFUND 20A811	Other Expenses	2,404,619	2,347,047
Total JC Legal Services HHS					2,517,774	2,461,321
JC107516 JC Probation Services HHS						
INDEX	JC107516	JC Probation Services HHS	SUBFUND 20A811	Personal Services	5,210,328	5,288,391
INDEX	JC107516	JC Probation Services HHS	SUBFUND 20A811	Other Expenses	2,874,935	2,920,572
Total JC Probation Services HHS					8,085,263	8,208,963
JC108092 Youth and Family Community Partnership						
INDEX	JC108092	Youth and Family Community Partnership	SUBFUND 20A823	Personal Services	979,860	985,060
INDEX	JC108092	Youth and Family Community Partnership	SUBFUND 20A823	Other Expenses	2,496,567	2,197,622
Total Youth and Family Community Partnership					3,476,427	3,182,682
JC375055 Juvenile Court-Child Support						
INDEX	JC375055	Juvenile Court-Child Support	SUBFUND 01A001	Personal Services	3,344,795	3,393,453
INDEX	JC375055	Juvenile Court-Child Support	SUBFUND 01A001	Other Expenses	781,417	784,132
Total Juvenile Court-Child Support					4,126,212	4,177,585
JC517318 Title IV-E Juvenile Court						
INDEX	JC517318	Title IV-E Juvenile Court	SUBFUND 20A635	Other Expenses	1,448,521	1,879,742
Total Title IV-E Juvenile Court					1,448,521	1,879,742
JC517326 Title IV-E Admin. Juv. Ct.						
INDEX	JC517326	Title IV-E Admin. Juv. Ct.	SUBFUND 20A635	Personal Services	63,831	64,307
INDEX	JC517326	Title IV-E Admin. Juv. Ct.	SUBFUND 20A635	Other Expenses	1,560,971	1,936,106
Total Title IV-E Admin. Juv. Ct.					1,624,802	2,000,413
JC370056 Juvenile Court-Detention Home						
INDEX	JC370056	Juvenile Court-Detention Home	SUBFUND 01A001	Personal Services	9,131,105	9,345,218
INDEX	JC370056	Juvenile Court-Detention Home	SUBFUND 01A001	Other Expenses	3,411,001	3,428,832
Total Juvenile Court-Detention Home					12,542,106	12,774,050
JC372300 Operation Detention Home-State Subsidy						
INDEX	JC372300	Operation Detention Home-State Subsidy	SUBFUND 20A800	Other Expenses	44,023	44,903
Total Operation Detention Home-State Subsidy					44,023	44,903
JC107524 JC Detention Services HHS						
INDEX	JC107524	JC Detention Services HHS	SUBFUND 20A811	Personal Services	634,837	643,629
INDEX	JC107524	JC Detention Services HHS	SUBFUND 20A811	Other Expenses	2,046,299	2,096,225
Total JC Detention Services HHS					2,681,136	2,739,854
Total Juvenile Court					54,157,287	55,213,051
Probate Court						
PC400051 Probate Court						
INDEX	PC400051	Probate Court	SUBFUND 01A001	Personal Services	4,552,390	4,562,485
INDEX	PC400051	Probate Court	SUBFUND 01A001	Other Expenses	1,367,193	1,377,630
Total Probate Court					5,919,583	5,940,115
PC404632 Probate Computerization \$10 Fund						
INDEX	PC404632	Probate Computerization \$10 Fund	SUBFUND 20A602	Other Expenses	459,000	468,155
INDEX	PC404632	Probate Computerization \$10 Fund	SUBFUND 20A602	Capital Outlays	7,500	50,000
Total Probate Computerization \$10 Fund					466,500	518,155

				2014	2015
				Recommended	Recommended
				Appropriation	Appropriation
Probate Court					
PC404665 Indigent Guardianship					
INDEX	PC404665 Indigent Guardianship	SUBFUND	20A331 Other Expenses	185,227	188,932
Total Indigent Guardianship				185,227	188,932
PC404624 Probate Court Dispute Res Prog					
INDEX	PC404624 Probate Court Dispute Res Prog	SUBFUND	20A604 Other Expenses	45,696	46,610
Total Probate Court Dispute Res Prog				45,696	46,610
PC404616 Probate Court Special Projects					
INDEX	PC404616 Probate Court Special Projects	SUBFUND	20A603 Other Expenses	55,100	55,202
Total Probate Court Special Projects				55,100	55,202
Total Probate Court				6,672,106	6,749,014
8th District Court of Appeals					
CA360057 Court Of Appeals					
INDEX	CA360057 Court Of Appeals	SUBFUND	01A001 Other Expenses	585,774	589,307
Total Court Of Appeals				585,774	589,307
Total 8th District Court of Appeals				585,774	589,307
Municipal Judicial Costs					
MT805432 Municipal Judicial Costs					
INDEX	MT805432 Municipal Judicial Costs	SUBFUND	01A001 Personal Services	107,416	110,638
INDEX	MT805432 Municipal Judicial Costs	SUBFUND	01A001 Other Expenses	2,709,200	2,763,384
Total Municipal Judicial Costs				2,816,616	2,874,022
Total Municipal Judicial Costs				2,816,616	2,874,022
Inspector General					
IG030411 Office of Inspector General					
INDEX	IG030411 Office of Inspector General	SUBFUND	01A001 Personal Services	700,562	703,771
INDEX	IG030411 Office of Inspector General	SUBFUND	01A001 Other Expenses	171,528	67,944
Total Office of Inspector General				872,090	771,715
Total Inspector General				872,090	771,715
Department of Internal Audit					
IA018002 Internal Audit Department					
INDEX	IA018002 Internal Audit Department	SUBFUND	01A001 Personal Services	458,389	460,416
INDEX	IA018002 Internal Audit Department	SUBFUND	01A001 Other Expenses	56,343	27,737
Total Internal Audit Department				514,732	488,153
Total Department of Internal Audit				514,732	488,153
Human Resources Commission					
HC019018 Human Resources Commission					
INDEX	HC019018 Human Resources Commission	SUBFUND	01A001 Personal Services	334,475	335,602
INDEX	HC019018 Human Resources Commission	SUBFUND	01A001 Other Expenses	96,366	98,554
Total Human Resources Commission				430,841	434,156
Total Human Resources Commission				430,841	434,156
Alcohol & Drug Addiction Mental Health Board					
SU514646 Alcohol Drug Addiction Mental Health Board 2.9					

				2014	2015	
				Recommended	Recommended	
				Appropriation	Appropriation	
Alcohol & Drug Addiction Mental Health Board						
SU514646 Alcohol Drug Addiction Mental Health Board 2.9						
INDEX	SU514646	Alcohol Drug Addiction Mental Health Board	SUBFUND 29A390	Other Expenses	17,181,828	17,181,828
Total Alcohol Drug Addiction Mental Health Board 2.9					17,181,828	17,181,828
SU514596 Alcohol Drug Addiction Mental Health Board 4.8						
INDEX	SU514596	Alcohol Drug Addiction Mental Health Board	SUBFUND 29A391	Other Expenses	17,181,829	17,181,829
Total Alcohol Drug Addiction Mental Health Board 4.8					17,181,829	17,181,829
Total Alcohol & Drug Addiction Mental Health Board					34,363,657	34,363,657
MetroHealth System						
SU513937 MetroHealth Subsidy						
INDEX	SU513937	MetroHealth Subsidy	SUBFUND 29A390	Other Expenses	18,040,000	18,040,000
Total MetroHealth Subsidy					18,040,000	18,040,000
SU514463 Hospital Operations Subsidy						
INDEX	SU514463	Hospital Operations Subsidy	SUBFUND 29A391	Other Expenses	18,040,000	18,040,000
Total Hospital Operations Subsidy					18,040,000	18,040,000
Total MetroHealth System					36,080,000	36,080,000
Board of Elections						
BE474064 Election Administration						
INDEX	BE474064	Election Administration	SUBFUND 01A001	Personal Services	6,344,442	6,525,162
INDEX	BE474064	Election Administration	SUBFUND 01A001	Other Expenses	2,052,466	2,052,466
INDEX	BE474064	Election Administration	SUBFUND 01A001	Capital Outlays	120,000	120,000
Total Election Administration					8,516,908	8,697,628
BE472050 Primary Election						
INDEX	BE472050	Primary Election	SUBFUND 01A001	Personal Services	680,884	411,010
INDEX	BE472050	Primary Election	SUBFUND 01A001	Other Expenses	2,730,427	1,448,521
Total Primary Election					3,411,311	1,859,531
BE473058 General Election						
INDEX	BE473058	General Election	SUBFUND 01A001	Personal Services	855,188	740,257
INDEX	BE473058	General Election	SUBFUND 01A001	Other Expenses	3,400,335	3,065,952
Total General Election					4,255,523	3,806,209
BE474056 Special Election						
INDEX	BE474056	Special Election	SUBFUND 01A001	Personal Services	10,000	10,000
INDEX	BE474056	Special Election	SUBFUND 01A001	Other Expenses	205,977	205,977
Total Special Election					215,977	215,977
BE475095 Electronic Voting Consultation						
INDEX	BE475095	Electronic Voting Consultation	SUBFUND 01A001	Other Expenses	668,552	615,639
Total Electronic Voting Consultation					668,552	615,639
Total Board of Elections					17,068,271	15,194,984
Charter Review Commission						
CH100958 Charter Review Commission						
INDEX	CH100958	Charter Review Commission	SUBFUND 01A001	Other Expenses	7,060	7,201
Total Charter Review Commission					7,060	7,201
Total Charter Review Commission					7,060	7,201
Board of Revision						
BR420059 Board Of Revision						

				2014	2015
				Recommended	Recommended
				Appropriation	Appropriation
Board of Revision					
BR420059 Board Of Revision					
INDEX	BR420059 Board Of Revision	SUBFUND	01A001 Other Expenses	0	204
Total Board Of Revision				0	204
BR420067 Brd of Revision-Assessment Fnd					
INDEX	BR420067 Brd of Revision-Assessment Fnd	SUBFUND	20A301 Personal Services	3,145,907	3,161,559
INDEX	BR420067 Brd of Revision-Assessment Fnd	SUBFUND	20A301 Other Expenses	1,387,028	1,176,978
Total Brd of Revision-Assessment Fnd				4,532,935	4,338,537
Total Board of Revision				4,532,935	4,338,741
County Planning Commission					
CP522110 County Planning Commission					
INDEX	CP522110 County Planning Commission	SUBFUND	20A307 Personal Services	1,294,973	1,300,384
INDEX	CP522110 County Planning Commission	SUBFUND	20A307 Other Expenses	228,863	202,269
Total County Planning Commission				1,523,836	1,502,653
Total County Planning Commission				1,523,836	1,502,653
County Board of Developmental Disabilities					
MR845024 County Board Of Developmental Disabilities					
INDEX	MR845024 County Board Of Developmental Disabilities	SUBFUND	20R320 Personal Services	87,193,166	84,985,000
INDEX	MR845024 County Board Of Developmental Disabilities	SUBFUND	20R320 Other Expenses	111,715,841	108,765,000
INDEX	MR845024 County Board Of Developmental Disabilities	SUBFUND	20R320 Capital Outlays	3,606,461	3,250,000
Total County Board Of Developmental Disabilities				202,515,468	197,000,000
Total County Board of Developmental Disabilities				202,515,468	197,000,000
County Law Library Resource Board					
LL440008 County Law Library Resource Board					
INDEX	LL440008 County Law Library Resource Board	SUBFUND	20A264 Personal Services	241,678	242,983
INDEX	LL440008 County Law Library Resource Board	SUBFUND	20A264 Other Expenses	261,455	276,424
INDEX	LL440008 County Law Library Resource Board	SUBFUND	20A264 Capital Outlays	5,000	5,000
Total County Law Library Resource Board				508,133	524,407
Total County Law Library Resource Board				508,133	524,407
NOACA					
MI512103 NOACA					
INDEX	MI512103 NOACA	SUBFUND	01A001 Other Expenses	174,259	174,259
Total NOACA				174,259	174,259
Total NOACA				174,259	174,259
Ohio State University Extension					
AE511105 Ohio State University Extension					
INDEX	AE511105 Ohio State University Extension	SUBFUND	01A001 Other Expenses	247,000	247,000
Total Ohio State University Extension				247,000	247,000
AE514570 Ohio Cooperative Extension HHS					
INDEX	AE514570 Ohio Cooperative Extension HHS	SUBFUND	29A391 Other Expenses	0	0
Total Ohio Cooperative Extension HHS				0	0
Total Ohio State University Extension				247,000	247,000

				2014	2015	
				Recommended	Recommended	
				Appropriation	Appropriation	
Public Defender						
PD140053 Public Defender						
INDEX	PD140053	Public Defender	SUBFUND 01A001	Personal Services	7,165,295	7,190,775
INDEX	PD140053	Public Defender	SUBFUND 01A001	Other Expenses	1,837,681	1,846,129
Total Public Defender					9,002,976	9,036,904
PD141028 Public Defender-Cleveland Municipal						
INDEX	PD141028	Public Defender-Cleveland Municipal	SUBFUND 20A804	Personal Services	1,631,453	1,637,221
INDEX	PD141028	Public Defender-Cleveland Municipal	SUBFUND 20A804	Other Expenses	20,033	20,165
Total Public Defender-Cleveland Municipal					1,651,486	1,657,386
Total Public Defender					10,654,462	10,694,290
Soldiers' and Sailors' Monument						
AE210005 Soldiers & Sailors Monument						
INDEX	AE210005	Soldiers & Sailors Monument	SUBFUND 01A001	Personal Services	151,407	152,251
INDEX	AE210005	Soldiers & Sailors Monument	SUBFUND 01A001	Other Expenses	50,102	50,514
Total Soldiers & Sailors Monument					201,509	202,765
Total Soldiers' and Sailors' Monument					201,509	202,765
Solid Waste Management District						
SM522466 Solid Waste Mgmt Distrct						
INDEX	SM522466	Solid Waste Mgmt Distrct	SUBFUND 20A625	Personal Services	482,148	484,423
INDEX	SM522466	Solid Waste Mgmt Distrct	SUBFUND 20A625	Other Expenses	762,305	743,604
INDEX	SM522466	Solid Waste Mgmt Distrct	SUBFUND 20A625	Capital Outlays	30,000	0
Total Solid Waste Mgmt Distrct					1,274,453	1,228,027
SM522516 District Boards Of Health						
INDEX	SM522516	District Boards Of Health	SUBFUND 20A625	Other Expenses	255,000	260,100
Total District Boards Of Health					255,000	260,100
SM522599 Solid Waste Municipal Grants						
INDEX	SM522599	Solid Waste Municipal Grants	SUBFUND 20A817	Other Expenses	200,000	204,000
Total Solid Waste Municipal Grants					200,000	204,000
SM522581 Solid Waste Plan Update 2012						
INDEX	SM522581	Solid Waste Plan Update 2012	SUBFUND 20A816	Other Expenses	83,815	85,492
Total Solid Waste Plan Update 2012					83,815	85,492
SM522573 Solid Waste Convenience Center						
INDEX	SM522573	Solid Waste Convenience Center	SUBFUND 20A815	Other Expenses	710,478	724,688
Total Solid Waste Convenience Center					710,478	724,688
Total Solid Waste Management District					2,523,746	2,502,307
Soil & Water Conservation						
SW500058 Soil & Water Conservation						
INDEX	SW500058	Soil & Water Conservation	SUBFUND 20N306	Personal Services	620,847	624,379
INDEX	SW500058	Soil & Water Conservation	SUBFUND 20N306	Other Expenses	85,754	85,754
Total Soil & Water Conservation					706,601	710,133
Total Soil & Water Conservation					706,601	710,133
Veterans Service Commission						
VS490052 Veterans Service Commission						
INDEX	VS490052	Veterans Service Commission	SUBFUND 01A001	Personal Services	2,462,378	2,471,410
INDEX	VS490052	Veterans Service Commission	SUBFUND 01A001	Other Expenses	443,277	4,460,027

				2014	2015
				Recommended	Recommended
				Appropriation	Appropriation
<hr/>					
Veterans Service Commission					
<hr/>					
VS490052 Veterans Service Commission					
INDEX VS490052	Veterans Service Commission	SUBFUND 01A001	Capital Outlays	26,000	26,000
Total Veterans Service Commission				6,931,405	6,957,437
<hr/>					
Total Veterans Service Commission				6,931,405	6,957,437
TOTAL APPROPRIATION		1,479,461,912	1,463,520,108		

SECTION 2. That the Clerk of Council be, and she is, hereby instructed to transmit one certified copy of this Resolution to the County Budget Commission, the County Fiscal Officer, and the Director of the Office of Budget and Management.

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0230

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution declaring that public convenience and welfare requires replacement of box beams on various bridges in various municipalities; total estimated project cost \$1,320,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective.
---	---

WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires the replacement of box beams on three bridges in the following municipalities:

- 1) Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton;
- 2) Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills;
- 3) Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights; and

WHEREAS, the anticipated project cost for the replacements is \$1,320,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, this project will be funded 100% with the County's Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to keep in repair all necessary bridges in municipal corporations on all county roads for which the County is responsible pursuant to the statutory mandates of ORC §5591.02 and §5591.21; and

WHEREAS, the Abbey Road Bridge No. 02.35 is located in Council District 5; the Chagrin River Bridge No. 03.00 is located in Council District 6; and the Harris Road Bridge No. 01.61 is located in Council District 6; and

WHEREAS, the anticipated start date for construction of this project is 2015; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue 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 declares that public convenience and welfare requires the replacement of box beams on three bridges in the following municipalities:

- 1) Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton.
- 2) Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills.
- 3) Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights.

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

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

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

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

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

Yeas:

Nays:

County Council President Date

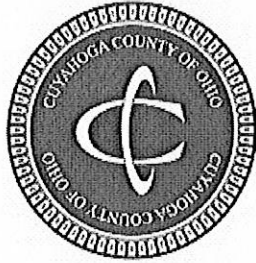
County Executive Date

Clerk of Council Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__



4

Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept.Head Name:	Jamal H. Husani
Type of Request:	Other		
Request Prepared by:	Nichole English	Telephone No.	216-348-3861

SUMMARY OF REQUESTED ACTION:

The request for Council action does not involve a contract.

A. Scope of Work Summary

1. Department of Public Works requesting that Council find:
 - a) that the public convenience and welfare requires box beam replacement for 3 bridges;
 - b) that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements

The anticipated construction cost for this improvement is \$1,320,000.00 for the 3 bridges. The anticipated start date for construction of these projects is 2015.
2. The primary goal of this request is to begin the process of Council review and approval of this project. The primary goal of the projects themselves is to properly maintain bridges for which the County is responsible.
3. The replacment of the box beam of the 3 bridges is in keeping with the statutory mandates of RC 5591.02 and RC 5591.21, said mandates being: "The ... [County] shall construct and keep in repair all necessary bridges in municipal corporations on all county roads and improved roads that are of general and public utility, running into or through the municipal corporations, and that are not on state highways" [RC 5591.02]; and, "... the ... [County] shall construct and keep in repair necessary bridges over streams and public canals on or connecting state, county, and improved roads" [RC 5591.21].

B. Procurement - N/A

C. Contractor and Project Information

1. N/A
2. N/A
- 3a. The location of the bridges are:
 - Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton
 - Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills

- Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights
- 3b. The project is located in the following Council Districts:
 - Abbey Road Bridge No. 02.35 - Council District 5
 - Chagrin River Road Bridge No. 03.00 - Council District 6
 - Harris Road Bridge No. 01.61 - Council District 6

D. Project Status and Planning

1. The project is new to the County. However, the County performs annual bridge maintenance projects.
2. N/A
3. N/A
4. N/A
5. N/A

E. Funding

1. The projects are funded 100% by the Road and Bridge Fund.
2. N/A
3. N/A

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

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

Financial Information:

Funding source:	Explanation:
Other	Road and bridge

Total Amount Requested:
\$

ATTACHMENTS:

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History

Time

Who

Approval

Clerk of the Board



County Council of Cuyahoga County, Ohio

Resolution No. R2013-0231

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution declaring that public convenience and welfare requires rehabilitation and resurfacing of various bridge decks in various municipalities; total estimated project cost \$1,430,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires rehabilitation and resurfacing of four bridge decks in the following municipalities:

- 1) Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow;
- 2) Egbert Road Bridge No. 02.52 over Norfolk Southern Railroad in the City of Bedford;
- 3) Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern Railroad in the City of Cleveland;
- 4) Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid; and

WHEREAS, the anticipated project cost for this improvement is \$1,430,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, this project will be funded 100% with the County's Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to keep in repair all necessary bridges in municipal corporations on all county roads for which the County is responsible pursuant to the statutory mandates of ORC §5591.02 and §5591.21; and

WHEREAS, the Cochran Road Bridge No. 00.27 is located in Council District 6; the Egbert Road Bridge No. 02.52 is located in Council District 9; the Main Avenue (old) Bridge No. 00.18 is located in Council District 7; and the Monticello Boulevard Bridge No. 03.20 is located in Council District 11; and

WHEREAS, the anticipated start date for construction of this project is 2015; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue 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 declares that public convenience and welfare requires the rehabilitation and resurfacing of four bridge decks in the following municipalities:

- 1) Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow.
- 2) Egbert Road Bridge No. 02.52 over Norfolk Southern Railroad in the City of Bedford.
- 3) Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern Railroad in the City of Cleveland.
- 4) Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid.

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

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

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest

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

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

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

Yeas:

Nays:

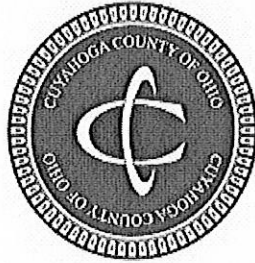
_____	_____
County Council President	Date

_____	_____
County Executive	Date

_____	_____
Clerk of Council	Date

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

Journal _____
 _____, 20____



Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept. Head Name:	Jamal H. Husani
Type of Request:	Other		
Request Prepared by:	Nichole English	Telephone No.	216-348-3861

SUMMARY OF REQUESTED ACTION:

The request for Council action does not involve a contract.

A. Scope of Work Summary

1. Department of Public Works requesting that Council find:
 - a) that the public convenience and welfare requires deck rehabilitation and resurfacing for 4 bridges;
 - b) that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements

The anticipated construction cost for this improvement is \$1,430,000.00 for the 4 bridges.
The anticipated start date for construction of these projects is 2015.
2. The primary goal of this request is to begin the process of Council review and approval of this project. The primary goal of the projects themselves is to properly maintain bridges for which the County is responsible.
3. The rehabilitation of the bridge deck of the 4 bridges is in keeping with the statutory mandates of RC 5591.02 and RC 5591.21, said mandates being: "The ... [County] shall construct and keep in repair all necessary bridges in municipal corporations on all county roads and improved roads that are of general and public utility, running into or through the municipal corporations, and that are not on state highways" [RC 5591.02]; and, "... the ... [County] shall construct and keep in repair necessary bridges over streams and public canals on or connecting state, county, and improved roads" [RC 5591.21].

B. Procurement - N/A

C. Contractor and Project Information

1. N/A
2. N/A
- 3a. The location of the bridges are:
 - Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow

- Egbert Road Bridge No. 02.52 over the Norfolk Southern RR in the City of Bedford
 - Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern RR in the City of Cleveland
 - Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid
- 3b. The project is located in the following Council Districts:
- Cochran Road Bridge No. 00.27 - District 6
 - Egbert Road Bridge No. 02.52 - District 9
 - Main Avenue (old) Bridge No. 00.18 - District 7
 - Monticello Boulevard Bridge No. 03.20 - District 11

D. Project Status and Planning

1. The project is new to the County. However, the County performs annual bridge maintenance projects.
2. N/A
3. N/A
4. N/A
5. N/A

E. Funding

1. The projects are funded 100% by the Road and Bridge Fund.
2. N/A
3. N/A

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

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

Financial Information:

Funding source:	Explanation:
Other	Road and bridge

Total Amount Requested:

\$

ATTACHMENTS:

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History

Time

Who

Approval

Clerk of the Board



County Council of Cuyahoga County, Ohio

Resolution No. R2013-0232

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p>	<p>A Resolution declaring that public convenience and welfare requires resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.</p>
--	---

WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires the resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00; and

WHEREAS, the anticipated project cost for the this improvement is \$6,825,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, this project will be funded as follows: (a) \$1,316,193.00 will be paid with Federal funds; (b) \$3,908,807.00 will be paid by the City of Cleveland Heights, and (c) \$1,600,000.00 will be paid from the County's Road and Bridge Fund; and

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

WHEREAS, the project is located at Lee Road from Superior to Dellwood Road in Council District 10; and

WHEREAS, the anticipated start date for construction of this project is 2015; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue 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 declares that public convenience and welfare requires the resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00.

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

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

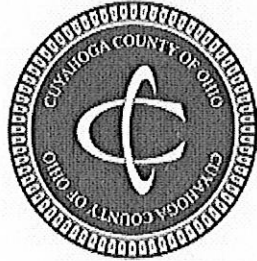
Date

Clerk of Council

Date

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

Journal _____
_____, 20__



Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept. Head Name:	Jamal H. Husani
Type of Request:	Other		
Request Prepared by:	Nichole English	Telephone No.	216-348-3861

SUMMARY OF REQUESTED ACTION:

The request for Council action does not involve a contract.

A. Scope of Work Summary

1. Department of Public Works requesting that Council find:
 - a) that the public convenience and welfare requires the resurfacing of Lee Road from the Superior Avenue to Dellwood Road;
 - b) that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements
 - c) authorize the County Executive to enter into and execute the necessary agreements of cooperation with the appropriate municipality.

The anticipated construction cost for this improvement is \$6,825,000.00 (Federal - \$1,316,193.00, Cleveland Heights- \$3,908,807.00, County Road and Bridge - \$1,600,000.00)

The anticipated start date for construction of these projects is 2015.

2. The primary goal of this request is to begin the process of Council review and approval of these projects. The primary goal of the projects themselves is to properly maintain the County's infrastructure.

3. N/A

B. Procurement - N/A

C. Contractor and Project Information

1. N/A

2. N/A

3a. The location of the project is Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights

3b. The project is located in Council District 10.

D. Project Status and Planning

1. The project is new to the County.
 2. N/A
 3. N/A
 4. N/A
 5. N/A

E. Funding

1. The project is to be funded as follows:
 Federal - \$1,316,193.00
 Cleveland Heights - \$3,908,807.00
 County Road and Bridge - \$1,600,000.00

2. N/A
 3. N/A

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

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

Financial Information:

Funding source:	Explanation:
Other	Federal, County Road and Bridge, Cleveland Heights
Total Amount Requested:	
\$	

ATTACHMENTS:

Click to download
 [Project Sheet](#)

History
Time

Who
Clerk of the Board

Approval



County Council of Cuyahoga County, Ohio

Resolution No. R2013-0233

Sponsored by: County Executive FitzGerald/Department of Public Works and Medical Examiner	A Resolution making an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 - 10/31/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.
--	---

WHEREAS, the County Executive/Department of Public Works and Medical Examiner has recommended an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris (9-1) in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 – 10/31/2018; and,

WHEREAS, the primary goal of this project is to continue to provide comprehensive property management services utilizing personnel with specific experience to operate and maintain the facility; and,

WHEREAS, this project is funded by the General Fund and the Internal Service Fund; and,

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

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris (9-1) in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 – 10/31/2018.

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__



3

Item Details:

Agency/Dept. Name:	Department of Central Services	Agency/Dept. Head Name:	STAN KOSILESKY
Type of Request:	Submission of Awarded Contract		
Request Prepared by:	SHEILA MCNEA, Purchasing Analyst	Telephone No.:	443-3066

SUMMARY OF REQUESTED ACTION:

TITLE: PUBLIC WORKS 2013 AWARD RECOMMENDATION/SUBMIT CONTRACT RFP27202 Property Management Svcs Medical Examiners Bldg

A. Scope of Work Summary

Requesting award recommendation and submission of awarded contract on RFP27202 for Property Management Services for the Medical Examiners Building located at 11001 Cedar Avenue for the five (5) year period 11/1/13 - 10/31/18 to OM Partners, LLC dba Colliers Ostendorf-Morris. The primary goal of this project is to continue to provide comprehensive property management services utilizing personnel with specific experience to operate and maintain this facility.

B. Procurement

The procurement method was the Request for Proposal (RFP) process for the Medical Examiner's Building property management services. The total value of the RFP is **\$1,120,000.00**. SBE Goal: 30% There were 3 RFP's pulled from OPD, 6 RFP's mailed and also sent electronically through Buyspeed. There was one (1) RFP submitted for review, OM Partners, LLC dba Colliers Ostendorf-Morris.

C. Contractor and Project Information

OM Partners, LLC dba Colliers Ostendorf-Morris
 1100 Superior Avenue Suite 800
 Cleveland, Ohio 44114
 216-861-7200
 Council District Precinct: CLEVELAND -03-L
 Contact: G.F. Coyle III, Managing Partner

Location of Project:
Medical Examiners Building
11001 Cedar Avenue
Cleveland, Ohio 44106
Council District: N/A

D. Project Status and Planning

The project is an extension of the existing project. The contract needs a signature in ink by 10/31/13.

E. Funding

Cuyahoga County Department of Public Works' operating budget, charged back to the Medical Examiner's operating budget. A portion of these expenses is reimbursed via rent by University Hospitals, which occupies two floors in the Medical Examiner's Building. The schedule of payments is monthly.

Operating + Manage = Total
Year 1 \$150,000.00 + \$54,000.00 = \$204,000.00
Year 2 \$160,000.00 + \$54,000.00 = \$214,000.00
Year 3 \$170,000.00 + \$54,000.00 = \$224,000.00
Year 4 \$180,000.00 + \$54,000.00 = \$234,000.00
Year 5 \$190,000.00 + \$54,000.00 = \$244,000.00
TOTAL: \$850,000.00 + \$270,000.00 = \$1,120,000.00

OPERATING: CT577106 0278 = \$850,000.00
MANAGEMENT: CT577411 0278 S01023 = \$270,000.00

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:
RFP (Request for Proposal)

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

Financial Information:

Funding source:	Explanation:
General Fund	GF/INTERNAL SERVICE FUND

Total Amount Requested:
\$1,120,000.00

ATTACHMENTS:

Click to download

- [RFP](#)
- [Vendor form](#)

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

Contractor: Ostendorf Morris dba OM Partners, LLC.

Contract/Agreement No.: CE0800769-01 **Time Period:** 11/1/08 – 10/31/13

Service Description: Property Management Services for the Medical Examiners building located at 11001 Cedar Avenue, Cleveland, Ohio 44106

Original Contract/Agreement Amount: \$580,000.00

Prior Amendment(s) Amount(s): \$109,763.00 BC2013-206 APPROVED 7/15/13

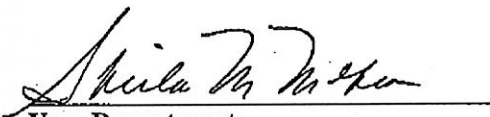
Performance Indicators: Performs all services as required, quality of services, response time.

Actual performance versus performance indicators (include statistics):
Client satisfaction
Availability of vendor for extra services

Rating of Overall Performance of Contractor (Check One):

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

Justification of Rating: OM Partners has met all specifications per contract.


User Department


Date

s: evaluation

Date sent to Dept: 9-5-13
 Date Received from Dept: _____
 (OPD Use Only)



**CUYAHOGA COUNTY
 TABULATION OF PROPOSALS RECEIVED**

DEPARTMENT NAME: Public Works - Central Services **PROPOSAL DUE DATE:** August 30, 2013

RFP TITLE: Property Management Services Medical Examiner Building **RFP #:** CT - 13 - 27202 **SBE:** 30%

TO BE COMPLETED BY OPD	TO BE COMPLETED BY SBE CONTRACT COMPLIANCE OFFICER				USER DEPT.		
	IG/ETHICS REGISTRATION COMPLETE	SBE SUBCONTRACTOR NAME AMOUNT & PERCENTAGE	SBE PRIME %	TOTAL SBE %		COMPLY Y/N	COMMENTS & INITIALS
Vendor Name & Address Ostendorf Morris 1100 Superior Avenue Suite 800 Cleveland, Ohio 44114	NER AD 9-4-13		N	0%	Y	They are requesting a full waiver stating that future bidding can be directed to SBE participants JMT 9/5/13	Y See 9/11/13

Department Director Name
 Rfp/Tab - Updated 11/10/2012

Department Director Signature of Approval _____
 Date 9/1/13

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0234

Sponsored by: County Executive FitzGerald/Department of Public Works	A Resolution making an award on RQ28353 to Design-Builder for the Convention Center Hotel Project; authorizing the County Executive to negotiate, enter into, and execute an initial contract with Design-Builder in the amount not-to-exceed \$10,000,000.00 for the period 11/13/2013 - 9/1/2016 and to execute all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, pursuant to Chapter 504 of the Cuyahoga County Code, the Department of Public Works issued a Request for Qualifications (RFQ28353) and received statements of qualifications from design builders for the Convention Center Hotel project; and,

WHEREAS, the Department then issued an RFP to the qualified design builders pursuant to Chapter 504 of the County Code; and,

WHEREAS, the County evaluated the qualifications and proposals of the design builders who responded to the RFQ and RFP and Design-Builder received the highest rankings; and,

WHEREAS, due to the complexity of the project and the scope involved, it is not possible to determine with a reasonable amount of certainty the maximum not-to-exceed value of the contract with the Design-Builder before completion of additional work on the project; and,

WHEREAS, it is necessary to authorize the recommended Design Builder to proceed with the initial phase of work necessary, including, but not limited to, providing for pre-construction and construction services, including preparation of construction documents based on information supplied by the Criteria Architect; abatement and demolition of the vacated County Administration Building; sheeting and shoring the mass excavation of the site, and preparation for a foundations package, and,

WHEREAS, Council has determined to award an initial contract to the Design Builder for an amount not to exceed \$10 million; and,

WHEREAS, the final definitive contract with Design Builder shall be subject to County Council's approval; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and 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. County Council hereby makes an award on RQ28353 to Design Builder for the Convention Center Hotel and authorizes the County Executive to negotiate and enter into an initial contract with Design Builder for an amount not to exceed \$10 million for the period November 13, 2013, through September 1, 2016. To the extent that any exemptions, if any, are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution. The final negotiated terms of the contract, including the maximum not to exceed amount and risk management protections, shall be subject to the approval of the Law Director, but in no event shall the maximum amount exceed the herein authorized \$10 million.

SECTION 2. The final definitive contract with the Design Builder shall be subject to Council's approval.

SECTION 3. The County Executive is hereby authorized to execute a contract and all other documents, as approved to legal form and correctness by the Director of Law or his designee, in accordance with this Resolution.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of 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:
Committee(s) Assigned:

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0235

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution making an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 – 9/30/2018; and,

WHEREAS, the primary goals of this project are to standardize the equipment fleet and lower operational costs through: a) improved maintenance efficiency, b) fewer diagnostic and specialty tools, c) smaller parts inventory, d) increased operational efficiency and safety, e) lower procurement cost, and f) better manufacturer and dealer support; and,

WHEREAS, this project is funded by the Road and Bridge Fund and Sanitary Sewer Fund; and,

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

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 – 9/30/2018.

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__



Item Details:

Agency/Dept. Name:	County Engineer/Sanitary Engineering Division	Agency/Dept.Head Name:	Michael Chambers
Type of Request:	Award Recommendation		
Request Prepared by:	Don Jerele	Telephone No.	348-4065
SUMMARY OF REQUESTED ACTION:			
<p>A. Scope of Work Summary The Department of Public Works is awarding to Ohio Cat in the amount not to exceed \$1,250,000.00 under RQ28697 for Caterpillar Construction Equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018</p> <p>The RFP was conducted in accordance with County Policies and open to all jet/vac manufacturers and their corresponding dealers. The criteria established in the RFP scored several categories in which the Caterpillar brand scored highest.</p> <p>The RFP allows the Dept of Public Works for the next several years to avoid delays in placing equipment in the communities serviced under contract that arise in the bid process. The RFP established the better product and allows immediate negotiations for pricing and delivery.</p> <p>The Dept of Public Works staff exercises extreme diligence in the selection process of equipment and vendors when obtaining specialized equipment the decision is made only after a review of the equipment, longevity, serviceability and pricing.</p>			
<p>B. Procurement The procurement method was a Formal RFP which after the evaluation of four proposals resulted in an award to Ohio Cat. After the award process, individual purchases will be processed through the purchasing system and submitted for traditional approvals. Pricing will be negotiated individually for each item selected.</p>			
<p>C. Contractor and Project Information Ohio Cat</p>			

3993 East Royalton Road
 Broadview Hts, Ohio 44147
 Council District 6

D. Project Status On March 25, 2013 a Public Advertisement for Request for Proposals was published and entered on the County's Web site. Three RFPs were received by the April 10, 2013 due date and subsequently scored by the selection committee on May 2, 2013. The vendor scoring highest and named for the award was the Ohio Cat.

E. Funding There is an estimated Not to Exceed \$ 1,250,000.00 Road & Bridge Fund \$ 450,000.00
 Sanitary Sewer Fund \$ 800,000.00

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Cuyahoga County Department of Public Works by the Award of RFP 25611 will standardize it's equipment fleet and lower operational costs through: 1. Improved maintenance efficiency, 2. Fewer diagnostic and specialty tools, 3. Smaller parts inventory, 4. Increased operational efficiency and safety, 5. Lower procurement cost, and 6. Better manufacturer and dealer support.

Richard Graziosi, Controller

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

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

Financial Information:

Funding source:	Explanation:
Other	Road & Bridge and Sanitary Sewer Funds

Total Amount Requested:

\$

ATTACHMENTS:

Click to download

- [Proposal Evaluation Forms](#)
- [Proposal Extension](#)
- [Auditor Finding](#)
- [Sec of State Form](#)

History

Time

Who

Approval

Office of Procurement &
 Diversity

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0236

Sponsored by: County Executive FitzGerald/Department of Public Works	A Resolution authorizing a contract with Project Management Consultants LLC in the amount not-to-exceed \$4,150,000.00 for owner’s representative services in connection with the Convention Center Hotel Project for the period 11/1/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, Cuyahoga County retained Project Management Consultants LLC (“PMC”) in Contract No. CE1000306-01 to serve as owner’s representative in connection with the Convention Center and Medical Mart (now Global Center for Health Innovation) project; and,

WHEREAS, it is now necessary to continue PMC’s services for the Convention Center Hotel Project; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and 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. County Council hereby approves the retention of Project Management Consultants LLC as the owner’s representative for the Convention Center Hotel Project and authorizes the County Executive to complete negotiations and enter into a contract with PMC for said services at an amount not to exceed \$4.15 million for the period November 1, 2013 through September 1, 2016. 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. The final negotiated terms of the contract, including the actual maximum not to exceed amount and risk management protections, shall be subject to the approval of the Director of Law, but in no event shall the finally negotiated maximum exceed the herein authorized maximum of \$4.15 million.

SECTION 2. That the County Council hereby grants an exemption from a formal RFQ requirement pursuant to Cuyahoga County Code Section 501.12(D).

SECTION 3. That the County Executive is authorized to execute the contract and all other related documents, as approved to legal form and correctness by the Director of Law or his designee, consistent with this Resolution.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of 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:
Committee(s) Assigned:

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0237

Sponsored by: County Executive FitzGerald/Department of Public Works	A Resolution authorizing a final definitive contract with Cooper Carry, Inc. in the amount not-to-exceed \$6,500,000.00 for criteria architectural services for the Convention Center Hotel Project for the period 8/13/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, in Resolution No. R2013-0171, County Council made an award on RQ27969 to the architectural firm of Cooper Carry, Inc. and authorized the County Executive to negotiate, enter into, and execute an initial 90-day contract with Cooper Carry, Inc. in the amount not-to-exceed \$1,500,000.00; and,

WHEREAS, Council resolved in Resolution No. R2013-0171 that the final definitive contract with Cooper Carry, Inc. pursuant to RQ27969 shall be subject to Council's approval; and,

WHEREAS, the final definitive contract with Cooper Carry, Inc. provides for criteria architectural services, including programming, schematic design, and design development services; services in connection with establishment of Design-Build GMP; review of construction documents prepared by the Architect of Record for conformance with design intent; and other specified services on behalf of the County during the construction documents, construction administration and closeout phases of the project; and,

WHEREAS, the final definitive contract with Cooper Carry, Inc. will not exceed \$6.5 million, and it incorporates all services performed in connection with the October 3, 2013 Letter Agreement authorized by County Council under Resolution No. R2013-0171;

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and 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. County Council hereby authorizes a final definitive contract with Cooper Carry, Inc. for an amount not to exceed \$6.5 million as the criteria architect for the Convention Center Hotel Project for the period August 13, 2013, through September 1, 2016, and authorizes the County Executive to conclude the negotiations with Cooper Carry, Inc. and to enter into said contract. 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. The final negotiated terms of the contract, including the actual maximum not to exceed amount and risk management protections, shall be subject to the approval of the Director of Law, but in no event shall the finally negotiated maximum exceed the herein authorized maximum of \$6.5 million.

SECTION 2. The County Executive is authorized to execute the contract and all other related documents, as approved to legal form and correctness by the Director of Law or his designee, consistent with this Resolution.

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0238

<p>Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council</p>	<p>A Resolution authorizing an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together Program in connection with the Ohio Children’s Trust Fund FY2013 Grant Program for the period 7/1/2012 - 9/30/2014 for additional funds in the amount of \$714,930.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council has recommended an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together Program in connection with the Ohio Children’s Trust Fund FY2013 Grant Program for the period 7/1/2012 – 9/30/2014 for additional funds in the amount of \$714,930.00; and,

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

WHEREAS, this project is funded 51% from State Funds, 22% from the Health and Human Service Fund, 24% from TANF funds, and 3% Federal funds; and,

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

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

SECTION 1. That the Cuyahoga County Council hereby approves an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together

Program in connection with the Ohio Children's Trust Fund FY2013 Grant Program for the period 7/1/2012 – 9/30/2014 for additional funds in the amount of \$714,930.00.

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

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

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

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

Yeas:

Nays:

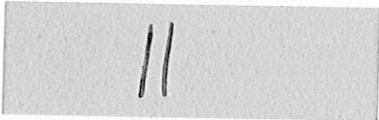
County Council President Date

County Executive Date

Clerk of Council Date

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

Journal _____
_____, 20__



Item Details:

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

Type of Request: Agreement/Amendment

Request Prepared by:	Kathleen Johnson	Telephone No.	(216)698-2871
-----------------------------	------------------	----------------------	---------------

SUMMARY OF REQUESTED ACTION:

Community Initiatives Division/Family and Children First Council, submitting an amendment to Agreement No. AG12000285 with Educational Service Center of Cuyahoga County for fiscal agent services for the period July 1, 2012 to September 30, 2014 for additional funds in the amount of \$714,930.00 bringing total amount of the agreement to \$1,407,860.

I. Novus Agenda Summary of Requested Action

Educational Service Center of Cuyahoga County Interagency Agreement SFY2014

A. Scope of Work Summary

1. Family and Children First Council requesting approval of an interagency agreement with Educational Service Center of Cuyahoga County for the anticipated cost of \$1,407,860.00. The anticipated start-completion dates are (07/01/2012-9/30/2014).
2. The primary goals of the project are
 - a. Build protective factors of families.
 - b. Help reduce the probability of of child abuse and neglect in our community.
 - c. Provide parent advocacy services to the county, schools and community based programs related to Family and Children First Council.

B. Procurement

1. The procurement method for this project is RFP. The total value of the RFP is \$692,930.00 for the first year. RFP stated second year funding would be based on budget.
2. The RFP was closed on 10/19/2012.

3. There was one bid pulled from OPD, one bid submitted for review, one bid approved.

C. Contractor and Project Information

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

Educational Service Center of Cuyahoga County
5811 Canal Rd.
Valley View, OH 44125
All council districts

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

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

D. Project Status and Planning

1. The project reoccurs annually.

2. The project has one phase. The next steps, dates and anticipated cost of these are

a. Services to families are scheduled to begin for Parents as Teachers in July 2012 and end in June 2014. Services for Families and Schools Together will begin in January 2013 and will end September 30, 2014. A RFP process for Parent Advocacy and Leadership Training will begin in January 2013. Services are scheduled to begin March 2013.

3. The project is on a critical action path because the state award letter was received in June 2013 for partial funding. The full funding allocation was released August 30, 2013. The award letter is needed to ensure funding is available to provide services.

4. NA

5. The contract needs a signature in ink by October 31, 2013.

E. Funding

1. The project is funded 51% State Funds, 22% HHS Fund, 24% TANF, 3% Fed

2. The schedule of payments is every six months for FAST and monthly for other programs.

3. NA

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The list of programs include Families and Schools Together (FAST), Parents as Teachers (Bright Beginnings), and the Parent Leadership and Advocacy Coalition Training and Management. The programs are funded by TANF, the Ohio Children's Trust Fund, Defending Childhood, and the Health and Human Services Levy. All programs are evidence-based and include an evaluation. The selected vendor will serve as the fiscal agent and FCFC will provide programmatic oversight.

Explanation for late submittal:

Full grant award not received until August 30, 2013. Contract amendment negotiations.

Contract/Agreement Information:

Procurement Method:
RFP (Request for Proposal)
Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: **Explanation:**
State 51% State Fund, 22% HHS Fund, 5% TANF, 3% Fed
Total Amount Requested:
\$714,930.00

ATTACHMENTS:

Click to download

- [Other than Full and Open Competition](#)
- [Department Acknowledgement Form 2012](#)
- [ESC Agreement Amendment](#)
- [ESC Contract Evaluation](#)
- [ESC History](#)

History

Time	Who	Approval
10/4/2013 1:53 PM	Office of Procurement & Diversity Clerk of the Board	Yes



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

Contractor: Educational Service Center of Cuyahoga County

Contract/Agreement No.: AG1200285-01 **Time Period:** 07/01/2012-06/30/2014

Service Description: The Ohio Children's Trust Fund dedicates funds for prevention programs of child abuse and neglect within families. The programs must use protective factors to reduce risk factors using primary and secondary prevention, evidence based models.

Original Contract/Agreement Amount: \$692,930.00

Prior Amendment(s) Amount(s): \$2,039.25

Performance Indicators: The goal of increasing protective factors will be reached by strengthening parent resilience and social connectedness, increase knowledge of parent and child development, concrete support in time of need, and children's social and emotional development. The program vendors estimated they would serve 650 children and 600 families.

Actual performance versus performance indicators (include statistics): The program vendors collectively served a total of 796 children and 702 families.

Rating of Overall Performance of Contractor (Check One):

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

Justification of Rating: The Educational Service Center was able to use these dollars to successfully increase the targeted protective factors through the chosen program vendors.

Kathleen Johnson

User Department

September 26, 2013

Date

s: evaluation

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0239

Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Children and Family Services	A Resolution authorizing amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Health and Human Services/ Division of Children and Family Services has recommended amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds as follows:

1. No. CE1100608-01 with Continue Life Inc. in the amount of (\$106,829.00);
2. No. CE1100772-01 with Fox Run: The Center for Children and Adolescents in the amount of (\$318,131.00);
3. No. CE1100611-01 with Glen Mills Schools in the amount of (\$47,125.00);
4. No. CE1200083-01 with The Buckeye Ranch, Inc. in the amount of (\$163,988.00); and

WHEREAS, these contracts are for placement services of children in foster care, residential care, independent living, group homes, shelter cares and/or day treatment; and

WHEREAS, these Board and Care contracts are mandated by the Ohio Administrative Code Section 5101:2-42-05; and

WHEREAS, this project will be funded 29% from Federal Funds and 71% from the HHS Levy with the schedule of payments by invoice; 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 County departments, offices, and agencies.

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

SECTION 1. The County Council hereby approves the amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds as follows:

1. No. CE1100608-01 with Continue Life Inc. in the amount of (\$106,829.00).
2. No. CE1100772-01 with Fox Run: The Center for Children and Adolescents in the amount of (\$318,131.00).
3. No. CE1100611-01 with Glen Mills Schools in the amount of (\$47,125.00).
4. No. CE1200083-01 with The Buckeye Ranch, Inc. in the amount of (\$163,988.00).

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

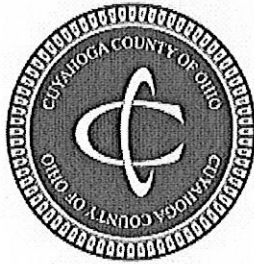
Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee Assigned:

Journal _____
_____, 2012



12a-d

Item Details:

Agency/Dept. Name: Department of Children and Family Services
Agency/Dept. Head Name: Patricia Rideout

Type of Request: Contract/Amendment

Request Prepared by: Kurtisene Cunningham
Telephone No.: 216-881-4729

SUMMARY OF REQUESTED ACTION:

Title: Board and Care Contract Amendments for 2% per diem rate increase, and contract increase/ decreases for various providers (4 of the 30) (RQ20366)

A. Scope of Work Summary

1. The Division of Children and Family Services (DCFS) is requesting authorization to amend various board and care contracts that will reflect the Council approved 2% per diem increase; the amendments will also increase or decrease providers contracts due to utilization. **Although a 2% rate increase will occur; overall DCFS is reducing the line appropriation by (\$2,950,000), because some contracts originally had more funds than were needed, based on current usage; so there is a need to reduce the overall contract amounts of some of the providers. See below for breakdown. These are the final 4 of the 30 contract amendments.**

Amendment Amounts:	\$ Amount
1. Continue Life, Inc. decrease (\$106,829.00)	
2. Glen Mills School decrease (\$47,125.00)	
3. Fox Run: The Center for decrease (\$318,131.00) Children and Adolescents	
4. The Buckeye Ranch, Inc. decrease (\$163,988.00)	
Total decrease amount - (\$636,073.00)	

2. Community-based residential services provider agencies serve the Division of Children and Family Services as a primary resource for placement of children who have been abused

and/or neglected. This contract will help to expand the range of services available to children.

3. Board and Care contracts are mandated by the Ohio Administrative Code (OAC) Section 5101:2-42-05

B. Procurement

1. The procurement method for this project was an exemption from Full and Open Competition.

2. NA

3. NA

C. Contractor and Project Information

1. The address of the vendor is: See attached PO

D. Project Status and Planning

1. The project reoccurs bi-annually.

2. NA

3. NA

4. The project term has already began.

5. NA

E. Funding

1. The project is funded Federal 29% / HHS Levy 71%. The schedule of payments will be by invoice.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

These contracts are for placement services which include foster care, residential care, independent living, group homes, shelter care and/or day treatment.

To protect children who cannot remain in their own homes and must be placed in substitute care until reunification or adoption can take place.

Provide the least restrictive placement consistent with the best interest and special needs of the child which prevent temporary placement with relatives, etc.

Explanation for late submittal:

Waiting for per diem approval and for vendors' to meet revised insurance standards.

Contract/Agreement Information:

Procurement Method:

Other

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

Financial Information:

Funding source:	Explanation:
Other	Federal 29% / HHS Levy 71%.
Total Amount Requested:	
(\$636,073.00)	

ATTACHMENTS:

Click to download

- [Continue Life](#)
- [Continue Life Contract Cover](#)
- [Continue Life](#)
- [Cont. Life SA](#)
- [Continue Life WC](#)
- [Continue Life Cert Insurance](#)
- [Continue Life FR](#)
- [Continue Life](#)
- [Continue Life](#)
- [Fox Run](#)
- [Fox Run Contract Cover](#)
- [Fox Run](#)
- [Fox Run SA](#)
- [Fox Run Cert Insurance](#)
- [Fox Run FR](#)
- [Fox Run PO](#)
- [Fox Run](#)
- [Fox Run WC](#)
- [Glen Mills](#)
- [Glen Mills](#)
- [Glen Mills](#)
- [Glen Mills SA](#)
- [Glen Mills Cert Insurance](#)
- [Glen Mills FR](#)
- [Glen Mills PO](#)
- [Glen Mills](#)
- [The Buckeye Ranch](#)
- [The Buckeye Ranch Contract Cover](#)
- [The Buckeye Ranch](#)
- [The Buckeye Ranch Cert Insurance](#)
- [The Buckeye Ranch WC](#)
- [The Buckeye Ranch FR](#)
- [The Buckeye Ranch PO](#)
- [The Buckeye Ranch](#)
- [DCFS Approved Justification](#)
- [OPD Apporoved Justification](#)
- [History Log](#)
- [Dept Acknowledgement Form](#)
- [The Buckeye Ranch Sign Authorization](#)

History

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

Contractor: Continue Life , Inc.
Contract/Agreement No.: CE1100608-01 Time Period: 10/1/11 – 12/31/13
Service Description: Continue Life, Inc. was established in 1984 with the mission of assisting young women with unplanned pregnancies. The facility Continue Inn was established in 1988 to provide housing and services for pregnant and parenting young women. The scope of service includes individual and group counseling, independent living skill training and parenting education. CFS utilizes this provider for pregnant and parenting teens when the child is to be placed with the mother.
Original Contract/Agreement Amount: \$225,000.00
Prior Amendment(s) Amount(s): \$397,314.00
Performance Indicators: : 1) rating of the quality of the program which includes the assessment of a safe environment, well-being of services provided ,along with the stability and appropriate length of stay; 2) observation of the quality of administrative functions, including submission of required reporting, timely reporting of incidents, level of communication as reported by resource managers and workers of record; and 3) the number and percentage of children who experience an indicated/substantiated reports of abuse/neglect compared to the dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting time period. 4) the number and percentage of children who do not experience an indicated or substantiated abuse/neglect dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting period.
Actual performance versus performance indicators (include statistics): Continue Life Incorporated has serviced approximately 11 children during this evaluation period. Continue Life Incorporated provides IL services for our teen mom and along with counseling services. The provider has completed this evaluation period with minimal number of children experiencing lateral or restrictive moves.

Rating of Overall Performance of Contractor (Check One):

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

Justification of Rating: Continue Life Incorporated continues to service our young teenage mothers requiring IL skills, GED programs, and shelter care for homeless young adults. This provider communicates effectively with the agency regarding clients and services available for prospective clients.

Cuyahoga County Division of Children and Family Services
User Department
 s: evaluation

April 16, 2013
Date

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

Contractor: Fox Run: The Center for Children and Adolescents
Contract/Agreement No.: CE1100772-01 Time Period: 10/1/11 – 12/31/13
Service Description: Fox Run Hospital, Inc. is a for-profit organization, licensed by the Ohio Dept. of Mental Health to serve children and adolescents in short-term crisis stabilization and residential programs. We currently contract for long term residential program and DD residential treatment.
Original Contract/Agreement Amount: \$153,000.00
Prior Amendment(s) Amount(s): \$217,620.00
Performance Indicators: : 1) rating of the quality of the program which includes the assessment of a safe environment, well-being of services provided ,along with the stability and appropriate length of stay; 2) observation of the quality of administrative functions, including submission of required reporting, timely reporting of incidents, level of communication as reported by resource managers and workers of record; and 3) the number and percentage of children who experience an indicated/substantiated reports of abuse/neglect compared to the dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting time period. 4) the number and percentage of children who do not experience an indicated or substantiated abuse/neglect dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting period.
Actual performance versus performance indicators (include statistics): Fox Run has provided services for approximately 6 children during this evaluation period. Fox Run communicates efficiently with our agency through timely reporting, and documentation submission. During this period minimal number of children experienced restrictive moves. Fox Run Hospital received no substantiated or indicated abuse/neglect allegations.

Rating of Overall Performance of Contractor (Check One):

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

Justification of Rating: Fox Run is an out of county placement, however they service our DD clients with a secure residential setting while addressing their special needs.
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Cuyahoga County Division of Children and Family Services
 User Department

April 16, 2013
 Date

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

Contractor: Glen Mills Schools
Contract/Agreement No.: CE1100611-01 Time Period: 10/1/11 – 12/31/13
Service Description: Glen Mills Schools, established in 1826, is located in Glen Mills Pennsylvania. Licensed by the Commonwealth of Pennsylvania, Department of Public Welfare, its primary purpose is to serve adjudicated adolescent males ages fifteen through eighteen. CCDCFS principally uses this Provider for children ordered by Cuyahoga County Juvenile Court.
Original Contract/Agreement Amount: \$68,742.00
Prior Amendment(s) Amount(s): \$87,606.00
Performance Indicators: : 1) rating of the quality of the program which includes the assessment of a safe environment, well-being of services provided ,along with the stability and appropriate length of stay; 2) observation of the quality of administrative functions, including submission of required reporting, timely reporting of incidents, level of communication as reported by resource managers and workers of record; and 3) the number and percentage of children who experience an indicated/substantiated reports of abuse/neglect compared to the dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting time period. 4) the number and percentage of children who do not experience an indicated or substantiated abuse/neglect dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting period.
Actual performance versus performance indicators (include statistics): Glen Mills currently services two court ordered children during this evaluation period. Glen Mills provides counseling, education, and the promotion of change within the young men live. The provider has no substantiated or indicated abuse/neglect allegations during this evaluation period.

Rating of Overall Performance of Contractor (Check One):

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

Justification of Rating: Glen Mills provides these services to our court ordered clients.
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Cuyahoga County Division of Children and Family Services
 User Department
 s: evaluation

April 16, 2013
 Date

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

Contractor: Buckeye Ranch Inc.
Contract/Agreement No.: Time Period: 12/1/11 – 12/31/13
Service Description: Buckeye Ranch Inc. is a network of treatment foster homes and service providers committed to providing care for children infancy through 18 years of age. The large continuum of care extends from prevention services to crisis stabilization. CCDCFS primarily utilizes this provider for foster care.
Original Contract/Agreement Amount: \$198,000.00
Prior Amendment(s) Amount(s): \$116,051.00
Performance Indicators: : 1) rating of the quality of the program which includes the assessment of a safe environment, well-being of services provided ,along with the stability and appropriate length of stay; 2) observation of the quality of administrative functions, including submission of required reporting, timely reporting of incidents, level of communication as reported by resource managers and workers of record; and 3) the number and percentage of children who experience an indicated/substantiated reports of abuse/neglect compared to the dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting time period. 4) the number and percentage of children who do not experience an indicated or substantiated abuse/neglect dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting period.
Actual performance versus performance indicators (include statistics): Buckeye Ranch Foster Care has serviced approximately 2 children during this evaluation period. Buckeye Ranch communicates effectively with our agency by providing documentation of services rendered. The provider has completed this evaluation with minimal number of children experiencing lateral or restrictive moves. Buckeye Ranch Inc. received no substantiated or indicated abuse/neglect allegations.

Rating of Overall Performance of Contractor (Check One):

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

Justification of Rating: The Buckeye Ranch Inc. is committed to servicing our clients which is demonstrated through the maintaining of good communication and willingness to be open to suggestions made by our agency.

Cuyahoga County Division of Children and Family Services
User Department

May 21, 2012
Date

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0240

Sponsored by: County Executive FitzGerald/Department of Law	A Resolution authorizing retention of the law firm of Thompson Hine LLP as legal counsel in connection with the Convention Center Hotel Project in the amount not-to-exceed \$880,000.00 for the period 11/1/2013 - 9/1/2016; authorizing the Director of Law to execute the Engagement Letter and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Cuyahoga County retained Thompson Hine LLP on or about March 12, 2012, as amended, to represent the County in connection with the Convention Center and Medical Mart (now Global Center for Health Innovation Project); and,

WHEREAS, it is now necessary to continue the firm's legal services in connection with the Convention Center Hotel; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and 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. County Council hereby approves the retention of Thompson Hine LLP as legal counsel for the Convention Center Hotel project for the period November 1, 2013, through September 1, 2016, at an amount not to exceed \$880,000.00, and authorizes the Law Director to execute an Engagement Letter with Thompson Hine LLP for same. 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 2. The Clerk of Council is hereby directed to transmit a certified copy of this Resolution to the Law Director and Assistant County Prosecutor Gregory Huth for the Prosecutor to secure a journal entry from the Court of Common Pleas approving this retention.

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0170

<p>Sponsored by: County Executive FitzGerald/Department of Public Works</p>	<p>A Resolution making an award on RQ24534 to Halle Industrial Park, LLC in the amount of \$10,069,265.64 for lease of space for the period anticipated to be 6/1/2014 - 6/30/2024; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions, and authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, Cuyahoga County engaged the services of Allegro Realty Advisors (“Allegro”) to conduct an audit of the County’s real-estate needs and come forth with a set of recommendations for the County; and

WHEREAS, Allegro recommended that the County place 13 properties currently owned by the County for sale, including County Archives Building on 2843 and 2905 Franklin Avenue in Cleveland, Ohio, and the consolidation of the county’s storage facilities; and

WHEREAS, the County engaged the services of CBRE, Inc. (“CBRE”), a commercial real estate services firm, to serve as the real estate portfolio program manager, provide brokerage services, and represent the County in connection with the real estate portfolio program; and,

WHEREAS, CBRE worked with the County to prepare and issue a request for proposals, RFP # 24534, (the “RFP”) for the real property consolidation project in accordance with the County’s Contracting and Purchasing Procedures Ordinance; and,

WHEREAS, Halle Industrial Park, LLC proposed leasing approximately 207,710 square feet to the County in the Halle Warehouse at 1890 E. 40th Street, Cleveland, Ohio, where the County currently leases a smaller amount of space; and

WHEREAS, the property is proposed to be leased for various County functions, including Archives, Board of Elections and Children and Family Services; and

WHEREAS, the proposed lease is for an initial term of 10 years and 1 month, with two five-year renewal options; and

WHEREAS, rent of the leased property begins at \$4.76 per square foot (\$988,440.36 annually) and escalates through the Initial Term to \$4.99 per square foot (\$1,036,213.68 annually), subject to annual appropriations; and

WHEREAS, the proposed lease contains options to expand into additional space currently occupied by another tenant, rights to contract the size of the County's Premises, a right of first refusal and an option to purchase the Building at fair market value and an option to purchase the Building at the end of the term (including renewals) for \$1.00; and

WHEREAS, the Landlord is obligated to perform substantial renovations to the Building and is providing an additional Tenant Improvement Allowance for the County's build-out in the amount of \$2,147,500.00; and

WHEREAS, the County Council has determined that it is in the County's interest to award the proposed lease to Halle Industrial Park, LLC and to enter into a Lease with Halle Industrial Park, LLC for same; 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 awards Initiative II of the RFP for a consolidated storage facility to Halle Industrial Park, LLC and authorizes the County Executive to enter into the proposed Lease with Halle Industrial Park, LLC.

SECTION 2. That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, a lease agreement and all documents to be executed by the County thereunder, and all financing-related documents (including but not limited to subordination, non-disturbance and attornment agreements, pledges, and security agreements), (ii) all other and further documents, instruments, certificates, agreements, amendments, assignments, subleases, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of

the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law, (b) agree to such payments, prorations, credits, deposits, holdbacks, escrows and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions, and (c) prosecute and/or defend any actions or proceedings that may be necessary or advisable relative to any of the foregoing matters.

SECTION 3. That the Director of Public Works is authorized to administer the project through its milestones and be responsible for any ongoing approval rights under the Lease.

SECTION 4. 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 5. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health, or safety in the County, and any additional reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 6. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: July 23, 2013
Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0223

<p>Sponsored by: County Executive FitzGerald/Department of Development</p>	<p>A Resolution rescinding Resolution No. R2013-0093 and authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not-to-exceed \$17,000,000.00 for the purpose of assisting in the financing of a "Project" within the meaning of Chapter 165, Ohio Revised Code, paying capitalized interest, funding a debt service reserve fund and paying costs of issuance; providing for a guaranty for the payment of such bonds; authorizing the execution of various documents required in connection with said bond issuance and authorizing and approving related matters; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County of Cuyahoga, Ohio (the "Issuer"), a county and political subdivision duly organized and validly existing under the laws of the State of Ohio, by virtue of the laws of the State of Ohio (the "State"), including Article VIII, Section 13 of the Constitution of the State and Chapter 165 of the Ohio Revised Code, as amended (the "Act"), is authorized and empowered among other things, to: (a) acquire, construct, reconstruct, enlarge, improve, furnish and equip a "project", as defined in Section 165.01, as amended, Ohio Revised Code; (b) issue its economic development revenue bonds for the purpose of paying the costs thereof; (c) enter into a loan agreement to provide for the loan of the proceeds of and revenues to pay the principal of and interest and any premium on those economic development revenue bonds; (d) secure those economic development revenue bonds by a trust indenture, by the pledge and assignment of its rights under a loan agreement, and by an assignment of certain funds to be held by the trustee under that trust indenture; (e) guaranty the payment of those economic development revenue bonds from available revenues; and (f) enact this Bond Resolution (the "Bond Resolution"); and

WHEREAS, the Cuyahoga County Community Improvement Corporation ("CCCIC") approved the issuance of the Bonds (as defined below) in the maximum aggregate amount of \$17,000,000 and the related Issuer guaranty at its annual meeting on March 20, 2013; and

WHEREAS, this Council of the County of Cuyahoga, Ohio (the "Council") pursuant to the foregoing authority and at the request of, and based upon the representations of, Flats East Development LLC, an Ohio limited liability company (the "Borrower"), previously adopted Resolution No. R2013-0093, on July 9, 2013 (the "Original Resolution"), and authorized therein (a) the issuance and sale of the County's Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not to exceed \$17,000,000 (the "Bonds") to (i) finance a portion of the costs of acquiring, constructing, reconstructing, enlarging, improving, furnishing and equipping a "project", as defined in Section 165.01, as amended, Ohio Revised Code, including but not limited to commercial facilities constituting approximately 235,000 square feet of new market rate residential rental units and approximately 80,000 square feet of ground level retail and restaurant space, (ii) pay capitalized interest, (iii) fund a debt service reserve fund and (iv) pay costs of issuance (collectively, the "Series 2013 Project"); (b) the guaranty of the payment of the Bonds from available revenues, subject to appropriation by this Council; (c) the execution and delivery of the Trust Indenture (the "Indenture"), by and between the Issuer and The Huntington National Bank, as trustee (the "Trustee"); and (d) the execution and delivery of the other agreements and instruments identified therein; and

WHEREAS, to secure the payment of, and premium, if any, and interest on, the Bonds, the Borrower shall deliver, or shall cause to be delivered, the Completion Guaranty (as defined below), the Developer Guaranty (as defined below), the Fee Mortgage (as defined below) and the Leasehold Mortgage (as defined below); and

WHEREAS, it is anticipated that contemporaneously with the Issuer's issuance of the Bonds, the Cleveland-Cuyahoga County Port Authority (the "Port Authority") will issue its Cleveland-Cuyahoga County Port Authority First Mortgage Revenue Bonds, which will be secured by, among other things, an Open-End Leasehold Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing and an Open-End Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing (collectively, the "Senior Mortgages"); and

WHEREAS, the Issuer's mortgage liens arising under the Fee Mortgage and the Leasehold Mortgage will be subordinate to the Senior Mortgages; and

WHEREAS, neither the Bonds nor the Guaranty shall represent or constitute a general obligation, debt or bonded indebtedness, or a pledge of moneys raised by taxation or the faith and credit of the Issuer, the State or any political subdivision thereof, and the holders of the Bonds shall not be given and shall not have any right to have excises or taxes levied by this Council or the Issuer, or the State or the taxing authority of any political subdivision thereof, for the payment of bond service charges, and the Bonds will be payable solely from Revenues (as defined in the Indenture), amounts payable under the Guaranty (as defined below) and other monies available to the Borrower; and

WHEREAS, amounts due under the Guaranty shall be payable by the Issuer from available revenues, subject to appropriation by this Council; and

WHEREAS, the Act provides, among other things, that, to create or preserve jobs and employment opportunities and to improve the economic welfare of the people of the State, it is in the public interest and a proper public purpose for the State or its political subdivisions, including the Issuer, to guarantee loans to provide moneys for the acquisition, construction, enlargement, improvement, or equipping of property, structures, equipment, and facilities within the State for commerce; and

WHEREAS, the Original Resolution contains certain scrivener's errors, and at the request of the Borrower, this Council now desires to rescind the Original Resolution to correct the scrivener's errors and permit the issuance of the Bonds previously authorized.

NOW THEREFORE, BE IT RESOLVED by the Council of the County of Cuyahoga, Ohio that:

SECTION 1. Definitions.

(a) As used herein, the following capitalized words and terms shall have the following definitions, unless the context or use indicates another or different meaning or intent:

(i) "Clerk" means the Clerk of Council.

(ii) "Completion Guaranty" means that certain Completion Guaranty delivered to the Issuer guaranteeing completion of the Series 2013 Project.

(iii) "County Executive" means the Cuyahoga County Executive.

(iv) "County Prosecutor" means the Prosecuting Attorney of the Issuer.

(v) "Director of Law" means the Director of Law of the Issuer.

(vi) "Developer Guaranty" means that certain Guaranty delivered to the Issuer jointly and severally by Scott A. Wolstein and Iris S. Wolstein, Trustee under a Trust Agreement originally dated October 26, 1995, as amended and restated under an Amended and Restated Trust Agreement dated July 24, 2004, as amended.

(vii) "Fee Mortgage" means that certain Open-End Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing made by the Port Authority for the benefit of the Issuer.

(viii) "Fiscal Officer" means the Cuyahoga County Fiscal Officer, including an interim or acting Fiscal Officer.

(ix) "Guaranteed Bond Service Charges" means, during a Guaranty Period, any interest on or scheduled principal (including mandatory sinking fund installments) of the Bonds remaining payable after the application thereof of all moneys in the Bond Fund.

(x) "Guaranty" means the Guaranty Agreement between the Issuer, the Borrower, and the Trustee, to be dated as of the same date as the Bonds, and as the same may be modified, amended or supplemented from time to time in accordance with its terms.

(xi) "Guaranty Period" means, as the case may be, the Initial Guaranty Period or any Subsequent Guaranty Period.

(xii) "Indenture" means that certain Trust Indenture by and between the Issuer and The Huntington National Bank, as trustee.

(xiii) "Initial Guaranty Period" means the calendar year 2014.

(xiv) "Issuer's Counsel" means the Issuer's outside legal counsel.

(xv) "Leasehold Mortgage" means that certain Open-End Leasehold Mortgage, Assignment of Rents, Security Agreement and Fixture Filing made by the Borrower or an affiliate of Borrower for the benefit of the Issuer.

(xvi) "Original Purchaser" means the "Original Purchaser" as set forth in the Private Placement Agreement.

(xvii) "Payment Date" means any Interest Payment Date or any date on which a scheduled payment of principal or of a mandatory sinking fund installment of the Bonds is due.

(xviii) "Subsequent Guaranty Period" means any calendar year subsequent to the Initial Guaranty Period during which any Bonds remain outstanding and for which all conditions precedent to the renewal of the Guaranty for such year set forth in Section 9 hereof have been met.

(b) All other capitalized terms used herein and those not otherwise defined herein shall have the respective meanings given to them in the Indenture with respect to the Bonds.

(c) Any reference herein to the Issuer, or to any officers or members thereof, shall include those which succeed to their functions, duties or responsibilities pursuant to or by operation of law or who are lawfully performing their functions.

(d) Unless the context shall otherwise indicate, words importing the singular number shall include the plural number, and vice versa, and the terms "hereof," "hereby," "hereto," "hereunder," and similar terms, mean this Bond Resolution.

SECTION 2. Determination of Issuer. This Council hereby finds and determines, based on the information and representations provided by the Borrower and Bond Counsel, that the issuance of the Bonds for the purpose of financing the Series 2013 Project and execution of the Guaranty, in accordance with the terms set forth herein, is consistent with the purposes of the Constitution of the State and the Act and will benefit the people of the Issuer by creating or preserving jobs and employment opportunities and promoting the industrial, commercial and economic development of the Issuer and the State. Provision of the loan to assist in the financing of the Series 2013 Project will require the issuance, sale and delivery of the Bonds.

SECTION 3. Authorization of Bonds. It is hereby determined to be necessary to, and the Issuer shall, issue, sell and deliver, as provided herein and pursuant to the authority of the Act, the Bonds, all in accordance with the provisions of the Loan Agreement between the Issuer and the Borrower (the "Loan Agreement"). The Bonds shall be designated "Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project)."

SECTION 4. Terms and Execution of the Bonds. The Bonds shall be issued in the form and denominations, shall be numbered, dated and payable as provided in the Indenture. The Bonds shall mature no later than June 1, 2038, and have such terms, and be subject to mandatory and optional redemption as provided in the Indenture. The Bonds shall bear interest at the rate or rates, as provided in the Indenture. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for in full. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date. The Bonds shall be executed on behalf of the Issuer by the manual or facsimile signature of the Fiscal Officer and the County Executive. In case any officer whose signature or a facsimile thereof shall appear on the Bonds shall cease to be such officer before the issuance or delivery of the Bonds, such signature or facsimile thereof shall nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until after that time.

The form of the Bonds substantially in the form set forth in Exhibit A to the Indenture, subject to appropriate revisions in order to comply with the provisions of the Indenture, is hereby approved, and when the same shall be executed on behalf of the Issuer by the appropriate officer thereof in the manner contemplated hereby and by the

Indenture, in an aggregate principal amount of up to \$17,000,000, shall represent the approved form of the Bonds.

The Bonds initially shall be issued only in fully registered form as described in the Indenture.

SECTION 5. Authorization of Indenture, Loan Agreement, Guaranty, Private Placement Agreement, and All Other Documents to be Executed by the Issuer. To provide for the issuance and sale of the Bonds, and to better secure the payment of the principal of, and premium, if any, and interest on, the Bonds as the same shall become due and payable, the Fiscal Officer and the County Executive or the Fiscal Officer and the County Executive's Chief of Staff as the County Executive's designee pursuant to Executive Order No. 02011-0002, and each of them, is hereby authorized and directed to execute, acknowledge and deliver in the name and on behalf of the Issuer, the Indenture, the Guaranty, the Loan Agreement, the Bonds, the Private Placement Agreement, and such other agreements (collectively, the "Issuer Documents") in substantially the forms submitted to and approved, as appropriate by Issuer's Counsel, the County Prosecutor's Office and/or the Director of Law, with such changes requested and approved by, as appropriate, the Issuer's Counsel, the County Prosecutor's Office and/or the Director of Law, and any changes not materially inconsistent with this Bond Resolution and not adverse to the Issuer as may be permitted by the Act and approved by the officers executing the same on behalf of the Issuer; provided, however, that any Issuer Document the form of which is not now on file with the Clerk shall be in substantially the form previously delivered by the Issuer in connection with the Issuer's issuance of taxable economic development revenue obligations of the type represented by the Bonds, with such changes as are necessary to reflect the terms of the Bonds and their sale as set forth in this Bond Resolution and the term sheet on file with the Issuer, which are not materially inconsistent with this Bond Resolution and not adverse to the Issuer as may be permitted by the Act and approved by the officers executing the same on behalf of the Issuer. The approval of any changes by said officer, and that such are not adverse to the Issuer, shall be conclusively evidenced by the execution and delivery of such Issuer Documents by such officer.

Each of the Completion Guaranty, the Developer Guaranty, the Fee Mortgage and the Leasehold Mortgage, in substantially the forms submitted to and approved, as appropriate, by Issuer's Counsel, the County Prosecutor's office and/or the Director of Law, with such changes requested and approved, as appropriate, by the Issuer's Counsel, the County Prosecutor's office and/or the Director of Law, and any changes not materially inconsistent with this Bond Resolution and not adverse to the Issuer as may be permitted by the Act, is hereby approved.

The County Executive, the Chief of Staff as authorized designee of the County Executive, the Fiscal Officer, the County Prosecutor's office, the Director of Law and the Clerk are each hereby separately authorized to take any and all actions and to execute

such financing statements, assignments, certificates and other documents and instruments that may be necessary or appropriate in the opinion of Bond Counsel and Issuer's Counsel, in order to effect the issuance of the Bonds and the intent of this Bond Resolution, including taking all actions necessary to complete the sale of the Bonds under the "blue sky" laws of any jurisdiction; provided that the Issuer shall not be required to submit to service of process in connection with any such "blue sky" action in any state except the State. The Clerk, or other appropriate officer of the Issuer, shall certify a true transcript of all proceedings had with respect to the issuance of the Bonds, along with such information from the records of the Issuer as is necessary to determine the regularity and validity of the issuance of the Bonds.

SECTION 6. Sale of Bonds. The Fiscal Officer is hereby authorized to sell the Bonds to the Original Purchaser for a purchase price of not less than 96% of the aggregate principal amount of the Bonds, and with and upon such other terms as are required or authorized by this Resolution, in accordance with law, the provisions of this Resolution and the provisions of the Private Placement Agreement.

The County Executive, the Chief of Staff as authorized designee of the County Executive, the Clerk of this Council and the Fiscal Officer are each hereby authorized and directed to make the necessary arrangements with the Original Purchaser to establish the date, location, procedure and conditions for delivery of the Bonds to the Original Purchaser and to take all steps necessary to effect due execution, authentication and delivery to the Original Purchaser of the Bonds under the conditions of this Bond Resolution and the Indenture.

It is determined by this Council that the price for and the terms of the Bonds, and the sale thereof, all as provided in this Bond Resolution, the Private Placement Agreement, the Loan Agreement and the Indenture, are in compliance with all legal requirements.

SECTION 7. Private Placement Memorandum. The County Executive, the Fiscal Officer and other officials of the County, are authorized, on behalf of the Issuer and in their official capacities, to participate in the preparation of a preliminary Private Placement Memorandum and a final Private Placement Memorandum in connection with the original issuance of the Bonds.

SECTION 8. Covenants of Issuer. In addition to other covenants of the Issuer in this Bond Resolution, the Loan Agreement and the Indenture, the Issuer further covenants and agrees as follows:

(a) Payment of Principal, Premium and Interest. The Issuer will, solely from the Revenues or sources otherwise provided herein and in the Indenture, pay or cause to be paid the principal of, premium, if any, and interest on the Bonds on the dates,

at the places and in the manner provided herein, in the Indenture and in the Bonds, provided, however, that nothing in this Bond Resolution shall be deemed to prohibit the Issuer, of its own volition, from using to the extent it is lawfully authorized to do so, any other resources for the payment of the principal of, premium, if any, and interest on the Bonds and the fulfillment of any other terms, conditions or obligations of the Indenture, this Bond Resolution or the Bonds.

(b) Performance of Covenants, Authority and Actions. The Issuer will at all times observe and perform all agreements, covenants, undertakings, stipulations and provisions contained in the Issuer Documents, and in all proceedings of the Issuer pertaining to the Bonds. The Issuer warrants and covenants based upon opinion of Bond Counsel and representations of the Borrower that the Issuer is, and upon delivery of the Bonds will be, duly authorized by the laws of the State of Ohio, including particularly and without limitation the Act, to issue the Bonds and to execute the Issuer Documents, and all other documents to be executed by it, to provide for the security for payment of the principal of, premium, if any, and interest on the Bonds in the manner and to the extent herein and in the Indenture set forth; that all actions on its part for the issuance of the Bonds and execution and delivery of the Issuer Documents, and all other documents to be executed by the Issuer in connection with the issuance of the Bonds, are binding upon each officer of the Issuer in his or her official capacity as may from time to time have the authority under the law to take such actions as may be necessary to perform all or any part of the duty required by such provision; and each duty of the Issuer and of its officers and employees undertaken pursuant to such proceedings for the Bonds is established as a duty of the Issuer and of each such officer and employee having authority to perform such duty, specifically enjoined by law and resulting from an office, trust or station within the meaning of Section 2731.01 of the Ohio Revised Code, providing for enforcement by writ of mandamus.

SECTION 9. Guaranty.

(a) During the Initial Guaranty Period and any Subsequent Guaranty Period, the Issuer absolutely and unconditionally guarantees to the Trustee for the benefit of the holders of the Bonds the full and timely payment of Guaranteed Bond Service Charges. The obligation of the Issuer under the Guaranty shall not be secured by any pledge of tax revenue.

The Guaranty shall become effective as of its date, and the Initial Guaranty Period shall commence on January 1, 2014. The Initial Guaranty Period and the Guaranty shall terminate on December 31, 2014, unless renewed as set forth below. The amount of the appropriation required for the Guaranty during the Initial Guaranty Period shall be equal to the Guaranteed Bond Service Charges payable during such Guaranty Period. The Guaranty may be renewed in accordance with the terms and conditions set forth herein for Subsequent Guaranty Periods. If the right to renew is exercised, the Guaranty shall be a new Guaranty, and each such new Guaranty shall terminate on the

termination date of the applicable Subsequent Guaranty Period unless it terminates at an earlier date as hereinafter provided in this Section 9. If the Guaranty shall not have terminated previously, then the Guaranty shall terminate at such time as all Guaranteed Bond Service Charges are paid in full by Borrower or any other party on behalf of Borrower.

The Issuer shall be deemed to have exercised its right of renewal for each succeeding Subsequent Guaranty Period if, at or prior to the expiration of the then current Guaranty Period, the Issuer lawfully appropriates sufficient funds to permit the payment of all Guaranteed Bond Service Charges due during the next Subsequent Guaranty Period. The Fiscal Officer shall promptly certify each such appropriation to the Trustee, but no failure to make such certification shall negate the effect of a lawful and sufficient appropriation for the purpose of renewal of the Guaranty.

The Issuer hereby agrees and covenants that the Fiscal Officer shall include an appropriation of sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period in each annual update to such appropriations set forth in each biennial budget, resolution or ordinance, as the case may be, including without limitation, appropriation of sufficient funds to permit the payment of all Guaranteed Bond Service Charges due in calendar year 2014.

The Issuer currently has no reason to believe that legally available funds in an amount sufficient to pay Guaranteed Bond Service Charges due during each Guaranty Period, including without limitation, the Initial Guaranty Period, cannot be appropriated and obtained.

In the event no funds or insufficient funds are lawfully appropriated to permit the payment of Guaranteed Bond Service Charges due during a Guaranty Period, then the Issuer will immediately notify the Trustee of such occurrence. On the first day following the Payment Date on which the last Guaranteed Bond Service Charges could be paid in full from lawfully appropriated funds, the Guaranty shall terminate without penalty or expense to the Issuer of any kind whatsoever, except as to the portions of Guaranteed Bond Service Charges for Guaranty Periods in which sufficient funds had been lawfully appropriated, but subject to the provision of this Section 9 for reinstatement and renewal of the Guaranty.

If during any Guaranty Period, the Issuer lawfully appropriates sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within a period less than the full term of a subsequent Guaranty Period, the Guaranty shall be deemed renewed for such shorter period and can be successively renewed for periods shorter than the full term of a Subsequent Guaranty Period. The Issuer shall be deemed to have exercised its right to renew for such a period shorter than a Subsequent Guaranty Period if, at or prior to the termination of the current Guaranty Period, there are lawfully appropriated funds enabling the payment of Guaranteed Bond Service Charges for such

shorter period. If the Guaranty is renewed for any period shorter than a Subsequent Guaranty Period, such shorter period shall terminate on the first day of the month following the last Payment Date on which there were funds lawfully appropriated to permit the payment of the Guaranteed Bond Service Charges then due in full.

If a Guaranty Period terminates without a renewal of the Guaranty for a succeeding Guaranty Period and if within thirty (30) days after such date of termination (a) there are lawfully appropriated funds which would have caused the Guaranty to be renewed if the appropriation had occurred prior to the termination of the Guaranty Period; and (b) the Fiscal Officer certifies that there is a balance in the appropriations, which balance is not obligated to pay existing obligations and is available to pay Guaranteed Bond Service Charges during the period for which funds have been lawfully appropriated for the payment thereof, then the Guaranty shall be reinstated and deemed renewed as of the day following the date of termination of the preceding Guaranty Period. If a Payment Date occurs during the period between the date of termination and date of reinstatement of the Guaranty, any Guaranty payment that would have been due on such Payment Date if the Guaranty had not been terminated shall become immediately due on the date the Guaranty is reinstated and shall be payable as soon thereafter as it is practicable for the Issuer to process payment.

(b) In consideration for the Issuer's execution and delivery of the Guaranty, Borrower shall pay the Issuer a fee of \$25,000 plus ten basis points of the amount of the issuance, simultaneously with the issuance and sale of the Bonds.

(c) Provided that the Guaranty has not been terminated and the Issuer has lawfully appropriated sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period, the Borrower shall agree under the Loan Agreement to repay or cause to be repaid to the Issuer from the Borrower's future Revenues any moneys paid to the Trustee pursuant to the Guaranty with interest and on such other terms and in such form as are consistent with Borrower's obligations under the Loan Agreement and the other related agreements securing the Bonds.

(d) The Indenture shall provide that the Revenues received under the Loan Agreement pledged to payment of the Bonds shall be applied to the following purposes in the following order: (i) provided that the Guaranty has not been terminated and the Issuer has lawfully appropriated sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period, to the repayment to the Issuer of any amounts paid by the Issuer under the Guaranty and not previously reimbursed to the Issuer, (ii) to the payment of Bond Service Charges on the Bonds; (iii) to the replenishment of the debt service reserve fund established under the Indenture securing the Bonds if such replenishment is necessary after a draw on such fund to restore its balance to the minimum amount required under that Indenture; and (iv) to such other purposes in such priority as shall be set forth in or pursuant to the Indenture.

Notwithstanding the foregoing, however, in the event the Guaranty has been terminated and the Issuer has not lawfully appropriated sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period, then the Indenture shall provide that the Revenues received under the Loan Agreement pledged to payment of the Bonds shall be applied to the following purposes in the following order: (i) to the payment of Bond Service Charges on the Bonds; (ii) to the replenishment of the debt service reserve fund established under the Indenture securing the Bonds if such replenishment is necessary after a draw on such fund to restore its balance to the minimum amount required under that Indenture; (iii) to the repayment to the Issuer of any amounts paid by the Issuer under the Guaranty and not previously reimbursed to the Issuer and (iv) to such other purposes in such priority as shall be set forth in or pursuant to the Indenture.

(e) The Guaranty shall include the Issuer's representation and warranty that:

(i) The Issuer has full power and authority to deliver, and to execute and perform its obligations under, the Guaranty and to enter into and carry out the transactions contemplated therein;

(ii) such execution, delivery and performance are not in contravention of any resolution of this Council, or any indenture, agreement or undertaking to which the Issuer is a party or by which it or any of its property is bound; and

(iii) the Guaranty has, by proper Council action, been duly authorized, executed and delivered by the Issuer, and all steps necessary have been taken to constitute the Guaranty, when executed and delivered, a valid and binding obligation of the Issuer enforceable in accordance with its terms.

SECTION 10. No Personal Liability. No recourse under or upon any obligation, covenant, acceptance or agreement contained in this Bond Resolution, or in any Bond, or in the Issuer Documents, or under any judgment obtained against the Issuer or by the enforcement of any assessment or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise, or under any circumstances, shall be had against any officer or employee as such, past, present, or future, of the Issuer, either directly or through the Issuer, or otherwise, for the payment for or to the Issuer or any receiver thereof, or for or to any holder of any Bond, or otherwise, of any sum that may be due and unpaid by the Issuer upon any of the Bonds. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such officer or employee, as such, to respond by reason of any act or omission on his or her part, or otherwise, for, directly or indirectly, the payment for or to the Issuer or any receiver thereof, or for or to the owner or any holder of any Bond, or

otherwise of any sum that may remain due and unpaid upon any Bond, shall be deemed to be expressly waived and released as a condition of and consideration for the execution and delivery of the Issuer Documents and the issuance of the Bonds.

SECTION 11. No Debt or Tax Pledge. Anything in this Bond Resolution, the Indenture, the Loan Agreement, the Private Placement Agreement, the Guaranty, the Bonds or any other agreement or instrument to the contrary notwithstanding, neither this Bond Resolution, the Bonds, the Indenture, the Guaranty, the Loan Agreement, nor the Private Placement Agreement shall represent or constitute a debt or pledge of the faith and credit of or the taxing power of the Issuer, and each Bond shall contain on the face thereof a statement to that effect and to the effect that the Bonds shall be paid solely from the Revenues received pursuant to the Loan Agreement and otherwise in accordance with the Indenture.

SECTION 12. Severability. If any section, paragraph or provision of this Bond Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Bond Resolution.

SECTION 13. Rescind. Resolution No. R2013-0093 is hereby rescinded.

SECTION 14. Effective Date. It is necessary that this Bond Resolution become immediately effective for the usual daily operation of the Issuer and the reasons set forth in the preamble. Provided that this Bond 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: (a) its approval by the County Executive through signature, (b) 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 (c) 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 15. Compliance With Open Meeting Requirements. This Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of Council, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

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

Yeas:

Nays:

County Council President Date _____

County Executive Date _____

Clerk of Council Date _____

First Reading/Referred to Committee: October 8, 2013
Committee(s) Assigned: Economic Development & Planning

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0224

Sponsored by: County Executive FitzGerald/Department of Development	A Resolution authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013B (Westin Cleveland Hotel Project) in an aggregate principal amount not-to-exceed \$6,000,000.00 for the purpose of providing moneys to pay costs of a “Project” within the meaning of Ohio Revised Code Chapter 165; authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official statement; approving and authorizing the execution of a cooperative agreement, a bond purchase agreement, a bond registrar agreement and a continuing disclosure agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County of Cuyahoga, Ohio (the “County”), a county and political subdivision of the State of Ohio (the “State”), is authorized and empowered, by virtue of the laws of the State of Ohio, including, without limitation, Article VIII, Section 13 of the Ohio Constitution and Ohio Revised Code Chapter 165 (the “Act”), among other things, to issue its revenue bonds for the purpose of financing “projects” as defined in the Act, that create or preserve jobs and employment opportunities and improve the economic welfare of the people of the County and of the State; and

WHEREAS, the County has determined that it is necessary and desirable to issue its Taxable Economic Development Revenue Bonds, Series 2013B (Westin Cleveland Hotel Project) (the “Bonds”) to create and preserve jobs and employment opportunities and improve the economic welfare of the people of the County and the State, by providing funding for Optima 777, LLC to finance a project as defined in the Act consisting of the renovation and improvement of a 484-room hotel, adjacent parking and other necessary appurtenances (the “Project”), fund a reserve account and pay certain costs of issuance in connection with such Bonds; and

WHEREAS, the Cuyahoga County Community Improvement Corporation (the “CIC”) has certified to the County that the Project is in accordance with the plan for the industrial, commercial, distribution and research development of the County heretofore confirmed by the County pursuant to Ohio Revised Code Section 1724.10;

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

SECTION 1. DEFINITIONS AND INTERPRETATION. In addition to the words and terms elsewhere in this Resolution, unless the context or use clearly indicates another or different meaning or intent:

“*Act*” means Ohio Revised Code Chapter 165.

“*Authorized Denominations*” means the denomination of \$5,000 or any integral multiple thereof.

“*Bond Counsel*” means Benesch, Friedlander, Coplan & Aronoff, LLP.

“*Bond proceedings*” means, collectively, this Resolution, the Final Terms Certificate, the Bond Purchase Agreement, the Bond Registrar Agreement, the Continuing Disclosure Agreement and such other proceedings of the County, including the Bonds, that provide collectively for, among other things, the rights of registered owners of the Bonds.

“*Bond Purchase Agreement*” means the Bond Purchase Agreement between the County and the Original Purchaser authorized by this Resolution.

“*Bond Register*” means all the books and records necessary for the registration, exchange and transfer of the Bonds as provided in this Resolution and the Bond Registrar Agreement.

“*Bond Registrar*” means a bank or trust company authorized to do business in the State and designated by the Fiscal Officer in the Final Terms Certificate as the initial authenticating agent, bond registrar, transfer agent and paying agent until a successor Bond Registrar shall have become such pursuant to the provisions of this Resolution and the Bond Registrar Agreement and, thereafter, “*Bond Registrar*” shall mean the successor Bond Registrar.

“*Bond Registrar Agreement*” means the Bond Registrar Agreement between the County and the Bond Registrar as authorized by this Resolution.

“*Bond Service Charges*” means the principal (at stated maturity or by redemption), premium (if any) and interest required to be paid by the County on the Bonds.

“*Bond Service Fund*” means the Westin Cleveland Hotel Bond Service Fund, and the Bond Service Account and the Bond Reserve Account therein, authorized and established by this Resolution and any additional accounts created therein.

“*Bonds*” means the Taxable Economic Development Revenue Bonds, Series 2013B (Westin Cleveland Hotel Project) authorized by this Resolution.

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

“*Brownfield Bonds*” means, collectively, the County’s Taxable Economic Development Revenue Refunding Bonds, Series 2004C (Brownfield Redevelopment Project) and Taxable Economic Development Revenue Bonds, Series 2010A (Brownfield Redevelopment Project), all issued pursuant to the Brownfield Indenture.

“*Brownfield Indenture*” means the Trust Indenture dated as of October 1, 1988, as amended by the First Supplemental Trust Indenture dated as of February 1, 2004 and the Second Supplemental Trust Indenture dated as of September 1, 2010, each between the County and the Brownfield Trustee.

“*Brownfield Revenues*” means the Project Revenues as defined in the Brownfield Indenture.

“*Brownfield Trustee*” means The Huntington National Bank, as trustee under the Brownfield Indenture, and its successors and assigns.

“*Charter*” means the Charter of the County.

“*City*” means the City of Cleveland, Ohio.

“*City Payments*” means the payments to be made by the City to the County pursuant to the Cooperative Agreement.

“*Clerk*” means the Clerk of the Council.

“*Closing Date*” means the date of physical delivery of, and payment of the purchase price for, the Bonds.

“*Code*” means the Internal Revenue Code of 1986, the regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings,

announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

“*Commercial Redevelopment Bonds*” means the County’s Taxable Economic Development Revenue Bonds, Series 2010B (Commercial Redevelopment Fund Project), issued pursuant to the Commercial Redevelopment Indenture.

“*Commercial Redevelopment Indenture*” means the Trust Indenture dated as of September 1, 2010 between the County and the Commercial Redevelopment Trustee.

“*Commercial Redevelopment Revenues*” means the Project Revenues as defined in the Commercial Redevelopment Indenture.

“*Commercial Redevelopment Trustee*” means The Huntington National Bank, as trustee under the Commercial Redevelopment Indenture, and its successors and assigns.

“*Continuing Disclosure Agreement*” means, the Continuing Disclosure Agreement authorized by this Resolution.

“*Cooperative Agreement*” means the Cooperative Agreement by and among the County, the City and the Developer authorized by this Resolution.

“*Council*” means the County Council of the County.

“*County*” means the County of Cuyahoga, Ohio.

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

“*Coverage Computation Period*” means the three most recent calendar years preceding the date of the certification required by Section 9(b).

“*Coverage Ratio*” means 150%.

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

“*Developer*” means Optima 777, LLC, a Delaware limited liability company.

“*Director of Law*” means the Director of Law of the County.

“*Fiduciary Fund*” means the Westin Cleveland Hotel Fiduciary Fund authorized and established by this Resolution.

“*Final Terms Certificate*” means the Final Terms Certificate authorized by this Resolution to be signed by the Fiscal Officer.

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

“*Funds*” means, collectively, the Treasurer Account and the Bond Service Fund.

“*Gateway Bonds*” means, collectively, the County’s Taxable Economic Development Revenue Bonds, Series 1992A (Gateway Arena Project), Taxable Economic Development Revenue Refunding Bonds, Series 2004A (Gateway Arena Project) and Taxable Economic Development Revenue Refunding Bonds, Series 2010C (Gateway Arena Project), all issued pursuant to the Gateway Indenture.

“*Gateway Indenture*” means the Master Indenture dated as of September 15, 1992, as amended and supplemented by the First Supplemental Trust Indenture dated as of September 15, 1992, the Second Supplemental Trust Indenture dated as of September 15, 1992, the Third Supplemental Trust Indenture dated as of February 1, 1994, the Fourth Supplemental Trust Indenture dated as of February 1, 2004 and the Fifth Supplemental Trust Indenture dated as of September 1, 2010, each between the County and the Gateway Trustee.

“*Gateway Revenues*” means the Revenues as defined in the Gateway Indenture.

“*Gateway Trustee*” means The Bank of New York Mellon Trust Company, N.A., as trustee under the Gateway Indenture, and its successors and assigns.

“*Interest Payment Dates*” means June 1 and December 1 of each year that the Bonds are outstanding, commencing December 1, 2013 unless otherwise determined by the Fiscal Officer in the Final Terms Certificate.

“*Mandatory Redemption*” means the obligation to redeem Term Bonds as provided in Section 4(e)(i) and the Final Terms Certificate.

“*Medical Mart/Convention Center Bonds*” means, collectively, the County’s Recovery Zone Economic Development Revenue Bonds, Series 2010E (Medical Mart/Convention Center Project), Recovery Zone Facility Economic Development Revenue Bonds, Series 2010F (Medical Mart/Convention Center Project) and Taxable Economic Development Revenue Bonds, Series 2010G (Medical Mart/Convention Center Project), all issued pursuant to the Medical Mart/Convention Center Indenture.

“*Medical Mart/Convention Center Indenture*” means the Trust Indenture dated as of December 1, 2010 between the County and the Medical Mart/Convention Center Trustee.

“*Medical Mart/Convention Center Revenues*” means the Project Revenues as defined in the Medical Mart/Convention Center Indenture.

“*Medical Mart/Convention Center Trustee*” means U.S. Bank National Association as trustee under the Medical Mart/Convention Center Indenture, and its successors and assigns.

“*Nontax Revenues*” means all moneys of the County that are not raised by taxation, to the extent available for payment of Bond Service Charges on the Bonds, including, but not limited to the following: (a) charges for services and payments received in reimbursement for services; (b) payments in lieu of taxes now or hereafter authorized by State statute; (c) fines and forfeitures; (d) fees from properly imposed licenses and permits; (e) investment earnings on any funds of the County that are credited to the County’s General Fund; (f) proceeds from the sale of assets; (g) rental income; (h) grants from the United States of America and the State; (i) gifts and donations; and (j) Project Revenues; provided that Nontax Revenues do not include the Brownfield Revenues, the Commercial Redevelopment Revenues, the Gateway Revenues or Medical Mart/Convention Center Revenues.

“*Official Statement*” means, as appropriate, the preliminary official statement or the final official statement authorized by this Resolution.

“*Original Purchaser*” means Stifel, Nicolaus & Company, Incorporated.

“*Parity Obligations*” means, collectively, the Brownfield Bonds, the Commercial Redevelopment Bonds, the Gateway Bonds and the Medical Mart/Convention Center Bonds, and any bonds, notes or other obligations of or guaranties by the County secured by a pledge of the Nontax Revenues on a parity with or prior to the Bonds, except that such Parity Obligations shall not be secured by the Project Revenues.

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

“*Principal Payment Dates*” means the Principal Payment Dates determined by the Fiscal Officer in the Final Terms Certificate.

“*Payment Dates*” means the Interest Payment Dates and the Principal Payment Dates.

“*Project*” means the renovation and improvement of a 484-room full service hotel, adjacent parking and other necessary appurtenances located at 777 St. Clair Avenue in the City of Cleveland.

“*Project Revenues*” means any money and investments on deposit in the Funds and all income and profit from the investment thereof.

“*Prosecuting Attorney*” means the Prosecuting Attorney of the County.

“*Register*” means all books and records necessary for the registration, exchange and transfer of Bonds as provided by this Resolution.

“*Rule*” means Rule 15c2-12 promulgated by the SEC pursuant to the Securities Exchange Act of 1934.

“*SEC*” means the Securities and Exchange Commission.

“*Serial Bonds*” means those Bonds, if any, designated as such and maturing on the Principal Payment Dates set forth in the Final Terms Certificate.

“*State*” means the State of Ohio.

“*Term Bonds*” means those Bonds designated as such and maturing on the Principal Payment Dates set forth in the Final Terms Certificate.

“*Treasurer Account*” means the Westin Cleveland Hotel Treasurer Account authorized and established by this Resolution.

SECTION 2. DETERMINATIONS BY COUNCIL. This Council finds and determines that the Project (i) based on the certification of the CIC, is a “project” as defined in the Act and is consistent with the purposes of Article VIII, Section 13 of the Ohio Constitution and (ii) will benefit the people of the County and of the State by creating and preserving jobs and employment opportunities and improving the economic welfare of the people of the County and the State.

SECTION 3. AUTHORIZED PRINCIPAL AMOUNT AND PURPOSE; APPLICATION OF PROCEEDS. It is necessary and determined to be in the County’s best interest to issue the Bonds in an aggregate principal amount not to exceed \$6,000,000 to pay costs of the Project, fund a reserve account and pay costs of the issuance of the Bonds. The aggregate principal amount of the Bonds to be issued to provide sufficient funds for those purposes (not to exceed \$6,000,000) shall be determined by the Fiscal Officer in the Final Terms Certificate. The Bonds shall be issued pursuant to this Resolution, the Final Terms Certificate, Article VIII, Section 13 of the Ohio Constitution and the Act. The proceeds from the sale of the Bonds received by the County shall be deposited into the Treasurer Account and shall be used as provided in the Cooperative Agreement. The proceeds of the sale of the Bonds are appropriated for such purpose.

SECTION 4. DENOMINATIONS; DATING; PRINCIPAL AND INTEREST PAYMENT AND REDEMPTION PROVISIONS.

The Bonds shall be issued in one lot and only as fully registered bonds, in Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as of the Closing Date.

(a) Interest Rates and Payment Dates. The Bonds shall bear interest at the rate or rates (computed on a twelve 30-day months/360-day year basis), as shall be determined by the Fiscal Officer in the Final Terms Certificate, subject to subsection (c) of this Section. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for in full. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

(b) Principal Payment Schedule. The Bonds shall mature on the Principal Payment Dates determined by the Fiscal Officer in the Final Terms Certificate.

Consistent with the foregoing and in accordance with his determination of the best interest of and financial advantages to the County, the Fiscal Officer shall specify in the Final Terms Certificate (i) the aggregate principal amount of Bonds, to be issued as Serial Bonds, the Principal Payment Date or Dates on which those Serial Bonds, if any, shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date and (ii) the aggregate principal amount of the Bonds, to be issued as Term Bonds, if any, the Principal Payment Date or Dates on which those Term Bonds shall be stated to mature and the dates and amounts of Mandatory Redemption applicable to those Term Bonds.

(c) Condition for Establishment of Interest Rates. The net interest rate for the Bonds determined by taking into account the Principal Payment Dates and the principal amounts due on the Bonds (at stated maturity or by Mandatory Redemption) shall not exceed 9% per year.

(d) Payment of Bond Service Charges. The principal of and interest on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of the Bonds shall be payable when due upon presentation and surrender of the Bonds at the designated office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day of the calendar month next preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Fiscal Officer or the County Executive, in the name and on behalf of the County, in connection with the book entry system.

(e) Redemption Provisions. The Bonds shall be subject to redemption prior to stated maturity as follows:

(i) *Mandatory Redemption.* If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to and redeemed pursuant to mandatory redemption on the Principal Payment Dates set forth in the Final Terms Certificate at a price equal to 100% of the principal amount of the Term Bonds to be redeemed.

The County shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Redemption for the Term Bonds so delivered. That option shall be exercised by the County on or before the 15th day preceding any Mandatory Redemption with respect to which the County wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Fiscal Officer, setting forth the extent of the credit to be applied with respect to the current or any subsequent Mandatory Redemption for the Term Bonds. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Redemption shall not be reduced. A credit against the then current or any subsequent Mandatory Redemption also shall be received by the County for any Term Bonds which prior thereto have been redeemed (other than by Mandatory Redemption) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Redemption for the Term Bonds so redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Redemption for the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) *Optional Redemption.* Certain maturities of Bonds may be subject to redemption by and at the sole option of the County, in whole or in part, on the dates, in the years and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, all to be determined by the Fiscal Officer in the Final Terms Certificate.

Certain maturities of the Bonds may be subject to redemption by and at the sole option of the County, in whole or in part, on the dates, in the years and at a redemption price that will make the owner of such Bonds whole for the early redemption, all to be determined by the Fiscal Officer in the Final Terms Certificate.

If optional redemption of Term Bonds is to take place as of the date of any Mandatory Redemption applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the

selection by lot of the Term Bonds of the same maturity to be redeemed by operation of the Mandatory Redemption on that date. The Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Fiscal Officer to the Bond Registrar, given upon the direction of this Board by adoption of a resolution. That notice shall specify the redemption date and the principal amount of each maturity of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

There shall be deposited with the Bond Registrar on or prior to the redemption date, money that, in addition to any other money available therefore and held by the Bond Registrar, will be sufficient to redeem the Bonds for which notice of redemption has been given.

(iii) *Partial Redemption.* If fewer than all of the Bonds are called for optional redemption at one time, they shall be called as selected by, and in a manner determined by the County. If fewer than all Bonds of a single maturity are to be redeemed, the selection of the Bonds to be redeemed, or portions thereof in Authorized Denominations, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of partial redemption of Bonds by lot when Bonds in denominations greater than \$5,000 are then outstanding, each \$5,000 unit of principal shall be treated as if it were a separate Bond of the denomination of \$5,000. If it is determined that one or more, but not all, of the \$5,000 units of principal amount represented by a Bond are to be called for redemption, then upon notice of a redemption of a \$5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (i) for payment of the redemption price of the \$5,000 unit or units called for redemption (including accrued interest to the redemption date), and (ii) issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination in an aggregate principal amount equal to the unmaturing and unredeemed portion, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

(iv) *Notice of Redemption.* The notice of the call for redemption of Bonds shall identify (A) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (B) the redemption price to be paid, (C) the date fixed for redemption, and (D) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the County by mailing a copy of the redemption notice by first class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register at the close of business on the fifteenth day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.

(v) *Payment of Redeemed Bonds.* Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus interest accrued to the redemption date. If money for the redemption of all of the Bonds and portions thereof to be redeemed, together with interest accrued thereon to the redemption date, is held by the Bond Registrar on the redemption date, so as to be available therefore on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If that money shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All money held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds.

SECTION 5. SIGNING AND AUTHENTICATION OF BONDS; APPOINTMENT AND DUTIES OF BOND REGISTRAR. The Bonds shall be signed by the Fiscal Officer and the County Executive, in the name of the County and in their official capacities, provided that any or all of those signatures may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Fiscal Officer, shall be numbered as determined by the Fiscal Officer, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Resolution.

The Bond Registrar Agreement now on file with the Clerk is approved. The Fiscal Officer and the County Executive are hereby authorized to sign and deliver, in the name and on behalf of the County, the Bond Registrar Agreement with any changes or amendments that are not inconsistent with this Resolution, are not materially adverse to the County, and are approved by the Fiscal Officer and the County Executive, all of which shall be conclusively evidenced by the signing of the Bond Purchase Agreement by the Fiscal Officer and the County Executive.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Fiscal

Officer on behalf of the County. The same person need not sign the certificate of authentication on all of the Bonds.

SECTION 6. REGISTRATION; TRANSFER AND EXCHANGE; BOOK ENTRY SYSTEM.

(a) Register. So long as any of the Bonds remain outstanding, the County will cause the Bond Registrar to maintain and keep at its designated corporate trust office, the Register. Except for purposes of the Continuing Disclosure Agreement, the person in whose name a Bond is registered on the Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond proceedings. Payment of the Bond Service Charges on any Bond shall be made only to or upon the order of that person; neither the County nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the County's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any authorized denomination upon presentation and surrender at the office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at that office of the Bond Registrar, together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any authorized denomination or denominations requested by the owner equal in the aggregate to the unmaturing principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the County are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the County. In all cases of Bonds exchanged or transferred, the County shall provide for the signing and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond proceedings. The exchange or transfer shall be without charge to the owner, except that the County and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The County or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the County, evidencing the same debt, and entitled to the same security and benefit under the Bond proceedings, as the Bonds surrendered upon that exchange or transfer. Neither the County nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice by the Bond Registrar of Bonds to be redeemed

and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. The Bonds may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the book entry interest owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the County.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Fiscal Officer and the Bond Registrar may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Fiscal Officer and the Bond Registrar do not or are unable to do so, the Fiscal Officer and the Bond Registrar, after making provision for notification of the book entry interest owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause bond certificates in registered form and Authorized Denominations to be authenticated by the Bond Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of County action or inaction, of those persons requesting such issuance.

The Fiscal Officer and the Bond Registrar are hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the County, that the Fiscal Officer determines to be necessary in connection with a book entry system for the Bonds, after determining that the signing thereof will not endanger the funds or securities of the County.

SECTION 7. SALE OF THE BONDS. The Fiscal Officer is hereby authorized to sell the Bonds at a private sale to the Original Purchaser for a purchase price of not less than 95% of the aggregate principal amount of the Bonds, and with and upon such other terms as are required or authorized by this Resolution to be specified in the Final Terms Certificate, in accordance with law, the provisions of this Resolution and the Bond Purchase Agreement.

The Bond Purchase Agreement in the form now on file with the Clerk is approved. The Fiscal Officer and County Executive are hereby authorized to sign and deliver, in the name and on behalf of the County, the Bond Purchase Agreement with any changes or amendments that are not inconsistent with this Resolution, are not materially adverse to the County, and are approved by the Fiscal Officer and the

County Executive, all of which shall be conclusively evidenced by the signing of the Bond Purchase Agreement by the Fiscal Officer and the County Executive.

The Fiscal Officer shall sign and deliver the Final Terms Certificate and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price. Any member of this Council, the County Executive, the Clerk, the Fiscal Officer, the Prosecuting Attorney, the Director of Law and other County officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution.

SECTION 8. OFFICIAL STATEMENT, RATING, BOND INSURANCE AND CONTINUING DISCLOSURE.

(a) Official Statement. The County Executive, the Fiscal Officer and other officials of the County are authorized, on behalf of the County and in their official capacities, to prepare or cause to be prepared a preliminary official statement in connection with the original issuance of the Bonds, and to determine and certify or otherwise represent when that preliminary official statement is to be “deemed final” (except for permitted omissions) for purposes of paragraph (b)(i) of the Rule and authorize the use and distribution of the preliminary official statement. Those officials are further authorized to modify and change the preliminary official statement in order for it to be a final official statement for purposes of paragraphs (b)(3) and (4) of the Rule and to certify or represent such, use and distribute the final official statement and modify, change or supplement the final official statement as necessary or desirable. The County Executive and the Fiscal Officer are further authorized to sign, on behalf of the County and in their official capacities, the final official statement.

(b) Application for Rating, Credit Enhancement or Bond Insurance. If, in the judgment of the Fiscal Officer, the filing of an application for (i) a rating on the Bonds by one or more nationally recognized rating agencies, or (ii) a policy of insurance or other credit enhancement facility from a company or companies to better assure the payment of the Bond Service Charges on the Bonds, is in the best interest of and financially advantageous to the County, the Fiscal Officer is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for that purpose, to determine whether to obtain such rating or policy, and to provide for the payment of the cost of obtaining each such rating or policy, except to the extent paid by the Original Purchaser in accordance with the Bond Purchase Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. To the extent the Fiscal Officer has taken such actions, those actions are hereby ratified and confirmed.

(c) Continuing Disclosure Agreement. For the benefit of the owners and beneficial owners from time to time of the Bonds, the County agrees, as the only obligated person with respect to the Bonds under the Rule, to provide or cause to be provided such financial information and operating data, audited financial statements and notices, in such manner, as may be required for purposes of the Rule.

The Continuing Disclosure Agreement in the form now on file with the Clerk is approved. The Fiscal Officer is authorized and directed to complete, sign and deliver, in the name and on behalf of the County, the Continuing Disclosure Agreement with such changes that are not inconsistent with this Resolution, are not materially adverse to the County, and are approved by the Fiscal Officer, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement by the Fiscal Officer.

The Fiscal Officer is further authorized and directed to establish procedures in order to ensure compliance by the County with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing in accordance with the Continuing Disclosure Agreement or providing notice of the occurrence of any other events pursuant to the Continuing Disclosure Agreement, the Fiscal Officer shall consult with and obtain legal advice from, as appropriate, the Prosecuting Attorney, the Director of Law and bond or other qualified independent special counsel selected by the County. The Fiscal Officer, acting in the name and on behalf of the County, shall be entitled to rely upon any such legal advice in determining whether a filing should be made.

The performance by the County of its obligations pursuant to the Continuing Disclosure Agreement shall be subject to the appropriation of funds necessary for such performance.

SECTION 9. SECURITY FOR THE BONDS; COVENANTS AND REPRESENTATIONS; COOPERATIVE AGREEMENT.

(a) Special Obligations. The Bonds are special obligations of the County, and the Bond Service Charges are payable solely from the Nontax Revenues, and such payment is secured by a pledge of the Nontax Revenues. The County hereby covenants and agrees that it shall appropriate in its appropriation measure for each year the Bonds are outstanding Nontax Revenues in an amount sufficient to pay all Bond Service Charges due and payable in that year. The County further covenants and agrees that it shall deposit from time to time Nontax Revenues into the Bond Service Fund sufficient, together with amounts then on deposit in the Bond Service Fund, to pay the Bond Service Charges when due.

The payments due hereunder and under the Bonds are payable solely from Nontax Revenues, which Nontax Revenues are determined by this Council as money that is not raised by taxation. The Bonds are not secured by an obligation or pledge of any money raised by taxation. The Bonds do not and shall not represent or constitute a

debt or pledge of the faith or credit or taxing power of the County, and the owners of the Bonds have no right to have taxes levied by the County for the payment of the Bond Service Charges.

Nothing herein shall be construed as requiring the County to use or apply to the payment of principal and interest on the Bonds any funds or revenues from any source other than Nontax Revenues. Nothing herein, however, shall be deemed to prohibit the County, of its own volition, from using, to the extent that it is authorized by law to do so, any other resources for the fulfillment of any of the terms, conditions or obligations of this Resolution or of the Bonds.

(b) Covenant Regarding Parity Obligations. The County covenants that, so long as any of the Bonds are outstanding, it shall not issue any Parity Obligations unless prior to the enactment of legislation authorizing such Parity Obligations the Fiscal Officer shall have certified to this Council that the average Nontax Revenues during the Coverage Computation Period, adjusted to reflect, if appropriate or necessary, changes in the rates or charges resulting in the Nontax Revenues, will aggregate in amount not less than the Coverage Ratio of the highest amount due in any succeeding year of (i) Bond Service Charges and (ii) required payments on the proposed Parity Obligations and all outstanding Parity Obligations.

(c) Cooperative Agreement. The Cooperative Agreement on file with this Council is approved. The Fiscal Officer and the County Executive are authorized to sign and deliver, in the name and on behalf of the County, the Cooperative Agreement with any changes that are not inconsistent with this Resolution, are not materially adverse to the County and are approved by the Fiscal Officer and the County Executive, all of which shall be conclusively evidenced by the signing of the Cooperative Agreement by the Fiscal Officer and the County Executive. There is hereby created the Fiduciary Fund, the Treasurer Account and the Bond Service Fund, including the Bond Service Account and the Bond Reserve Account therein, in the custody of the Fiscal Officer. All Assigned Service Payments (as defined in the Cooperative Agreement) received by the County from the City shall be deposited into the Bond Service Fund and used as provided in the Cooperative Agreement. Those Assigned Service Payments are appropriated and shall be used for such purpose. The performance by the County of any of its other obligations pursuant to the Cooperative Agreement shall be subject to the appropriation of funds necessary for such performance. The Fiscal Officer is authorized to create such accounts or subaccounts in the Fiduciary Fund, the Treasurer Account and the Bond Service Fund as the Fiscal Officer deems appropriate.

(d) Other Covenants. The County will at all times faithfully observe and perform all agreements, covenants, undertakings, stipulations and provisions to be performed on its part under this Resolution, the Continuing Disclosure Agreement, the Cooperative Agreement and the Bonds and under all proceedings of this Council pertaining thereto. The County represents that (i) it is, and upon delivery of the Bonds covenants that it will be, duly authorized by the Constitution and laws of the State

including particularly and without limitation the Act, to issue the Bonds and to provide the security for payment of the Bond Service Charges in the manner and to the extent set forth herein and in the Bonds; (ii) all actions on its part for the issuance of the Bonds have been or will be taken duly and effectively; and (iii) the Bonds will be valid and enforceable special obligations of the County according to their terms. Each obligation of the County required to be undertaken pursuant to this Resolution and the Bonds is binding upon the County, and upon each officer or employee of the County as may from time to time have the authority under law to take any action on behalf of the County as may be necessary to perform all or any part of such obligation, as a duty of the County and of each of those officers and employee resulting from an office, trust or station within the meaning of Section 2731.01, Ohio Revised Code, providing for enforcement by writ of mandamus.

All books and documents in the County's possession relating to the Nontax Revenues shall be open at all times during the County's regular business hours to inspection by such accountants or other agents of the owners of the Bonds as the owners may from time to time designate.

The Clerk, or another appropriate officer of the County, shall furnish to the Original Purchaser a true transcript of proceedings, certified by that officer, of all proceedings had with reference to the issuance of the Bonds along with such information from the records as is necessary to determine the regularity and validity of the issuance of the Bonds.

SECTION 10. BOND COUNSEL. This Council hereby retains Bond Counsel in connection with the authorization, sale, issuance and delivery of the Bonds. Payment for the services of Bond Counsel shall be a cost of the issuance of the Bonds to be paid from the proceeds from the sale of the Bonds. In providing its services, as an independent contractor and in an attorney-client relationship, Bond Counsel shall not exercise any administrative discretion on behalf of the County in the formation of public policy, expenditure of funds, enforcement of laws, rules and regulations of the State or the County, or of any other political subdivision of the State, or the execution of public trusts.

SECTION 11. OTHER DETERMINATIONS. This Council determines that all acts and conditions necessary to be done or performed by the County or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding special obligations of the County have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law.

SECTION 12. EFFECTIVE DATE. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0192

<p>Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management</p>	<p>A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 by providing for an additional fiscal appropriation from the General Fund in order to meet the budgetary needs of a County department; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, on December 11, 2012, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program Update for 2013 (Resolution No. R2012-0232) establishing the 2013 biennial budget update for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2013 to reflect a budgetary funding increase in order to accommodate the operational needs of a County department; 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 2013 be amended to provide for the following additional appropriation increases:

<u>Fund Nos./Budget Accounts</u>		<u>Journal Nos.</u>
H.	01A001 – General Fund	
	SV102053 – College Savings Program	BA1301337
	Personal Services	\$ 75,400.00
	Other Expenses	\$ 1,874,600.00

Funding Source: General Fund.

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

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0220

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p>	<p>A Resolution approving an Amended and Restated Sewer Service Agreement with City of North Olmsted for conveyance and treatment of wastewater from Olmsted Township to the North Olmsted Wastewater Treatment Plant for the period 10/22/2013 - 10/21/2033 to confirm and clarify joint use, respective rights and obligations in connection with portions of the North Olmsted Sanitary Sewer System jointly used by North Olmsted and the County; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the City of North Olmsted (“North Olmsted”) owns and operates a sanitary sewer system, which includes a collection system, lift station, a wastewater treatment plant and appurtenances with the capacity to treat a certain volume of wastewater originating outside of North Olmsted corporate boundaries; and

WHEREAS, pursuant to ORC §6117, the County has established Cuyahoga County Sewer District No. 14 for the purpose of preserving and promoting public health and welfare; and

WHEREAS, included in District No. 14 is certain territory within Olmsted Township that can be served by the North Olmsted Sanitary Sewer System (“the Service Area”), and

WHEREAS, North Olmsted and the County entered into an agreement dated September 1, 1988 (as amended to date, the “Prior Agreement”) providing for the conveyance of wastewater from the Service Area to the North Olmsted Wastewater Treatment Plant, and for the use of the Wastewater Treatment Plant to treat wastewater from the Service Area; and

WHEREAS, North Olmsted and the County find it necessary and appropriate to amend the Prior Agreement and enter into an Amended and Restated Sewer Service Agreement for conveyance and treatment of wastewater from Olmsted Township to the North Olmsted Wastewater Treatment Plant for the period 10/22/2013 - 10/21/2033; to

confirm and clarify joint use, respective rights and obligations in connection with portions of the North Olmsted Sanitary Sewer System jointly used by North Olmsted and the County; 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 entity.

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

SECTION 1. The County Council hereby approves the Amended and Restated Sewer Service Agreement between the City of North Olmsted and the County for conveyance and treatment of wastewater from Olmsted Township to the North Olmsted Wastewater Treatment Plant for the period 10/22/2013 - 10/21/2033.

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: October 8, 2013

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

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0221

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p> <p>Co-sponsored by: Councilmembers Germana, Jones, Miller and Simon</p>	<p>A Resolution making an award on RQ28695 to Jack Doheny Companies, Inc. in the amount not-to-exceed \$3,000,000.00 for sewer jet/vac trucks, parts, supplies and services for the period 10/1/2013 - 9/30/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive FitzGerald/ Department of Public Works/Division of County Engineer has recommended an award on RQ28695 to Jack Doheny Companies, Inc. in the amount not-to-exceed \$3,000,000.00 for sewer Jet Vac Trucks, parts, supplies and services for the period 10/1/2013 - 9/30/2018; and

WHEREAS, this award will allow the Department of Public Works to standardize it's equipment fleet and lower operational costs through: (1) Improved maintenance efficiency, (2) Fewer diagnostic and specialty tools, (3) Smaller parts inventory, (4) Increases operational efficiency and safety, (5) Lower procurement cost, and (6) Better manufacturer and dealer support; and

WHEREAS, \$750,000 of the funding for this project will come from the County Road and Bridge Fund and \$2,250,000 will come from the Sanitary Sewer Fund; and

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

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

SECTION 1. That the County Council hereby approves the County Executive's recommendation and authorizes an award on RQ28695 to Jack Doheny Companies, Inc. in the amount not-to-exceed \$3,000,000.00 for sewer Jet Vac Trucks, parts, supplies and services for the period 10/1/2013 - 9/30/2018.

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: October 8, 2013

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

Additional Sponsorship Requested: October 16, 2013

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0222

<p>Sponsored by: County Executive FitzGerald/Department of Development</p>	<p>A Resolution authorizing an Economic Development Redevelopment Ready Loan in the amount not-to-exceed \$1,000,000.00 to Fairmont Creamery Leverage Lender, LLC for renovation of a building located at 1720 Willey Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Development has recommended an Economic Development Redevelopment Ready Loan in the amount not-to-exceed \$1,000,000.00 to Fairmont Creamery Leverage Lender, LLC for renovation of a building located at 1720 Willey Avenue, Cleveland; and,

WHEREAS, the primary goal of this project is to renovate the former Fairmont Creamery Building located at 1720 Willey Avenue in Cleveland for reuse as office and residential units; and,

WHEREAS, this project is anticipated to create 45 new full-time equivalent jobs within three (3) years of project approval and these jobs must be maintained for ten (10) years; and,

WHEREAS, the total project costs are estimated at \$13,425,860.00 and the County will loan \$1,000,000.00 with a fixed interest rate of 4% and must be repaid within ten (10) years; and,

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

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

SECTION 1. That the Cuyahoga County Council hereby authorizes an Economic Development Redevelopment Ready Loan in the amount not-to-exceed \$1,000,000.00 to Fairmont Creamery Leverage Lender, LLC for renovation of a building located at 1720 Willey Avenue, Cleveland.

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

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

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

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

Yeas:

Nays:

_____	_____
County Council President	Date

_____	_____
County Executive	Date

_____	_____
Clerk of Council	Date

First Reading/Referred to Committee: October 8, 2013
 Committee(s) Assigned: Economic Development & Planning

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0225

Sponsored by: County Executive FitzGerald on behalf of Public Defender	A Resolution authorizing a revenue generating agreement with City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,804,656.00 for legal services for indigent persons for the period 1/1/2013 - 12/31/2013; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Public Defender recommends approval of a revenue generating agreement with the City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,804.656.00 for legal services for indigent persons for the period 1/1/2013 – 12/31/2013; and

WHEREAS, the City of Cleveland, through the Cleveland Municipal Court is obligated to provide appointed counsel to indigent defendants in the Cleveland Municipal Court when such defendants are charged with violations of the City’s Ordinances, which violations may result in incarceration; and

WHEREAS, pursuant to ORC 120.14 (E), the County Public Defender Commission may contract with any municipal corporation, within the County served by the County Public Defender, for the County Public Defender to provide legal representation for indigent persons who are charged with a violation of the ordinances of the municipal corporation; and

WHEREAS, the Cuyahoga County Public Defender Commission has agreed to provide legal services necessary to defend indigents charged with violation of City Ordinances; and

WHEREAS, the term of the proposed agreement is for the period 1/1/2013 – 12/31/2013 with an option to renew for an additional one-year term commencing January, 2014; 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. The County Council hereby approves the revenue generating agreement with the City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,804.656.00 for legal services for indigent persons for the period 1/1/2013 – 12/31/2013.

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: October 8, 2013
Committee(s) Assigned: Public Safety & Justice Affairs

Journal _____
_____, 20__