



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

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. SILENT MEDITATION**
- 5. PUBLIC COMMENT RELATED TO AGENDA**
- 6. APPROVAL OF MINUTES**
 - a) September 22, 2015 Regular Meeting (See Page 12)
- 7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT**
- 8. MESSAGES FROM THE COUNTY EXECUTIVE**
- 9. LEGISLATION INTRODUCED BY EXECUTIVE**
 - a) **CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES**
 - 1) R2015-0201: A Resolution amending the 2014/2015 Biennial Operating Budget for 2015 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to

meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective. (See Page 26)

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

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

- 1) R2015-0202: A Resolution confirming the County Executive's appointment of various individuals to serve on The MetroHealth System Board of Trustees for an unexpired term ending 2/28/2021; and declaring the necessity that this Resolution become immediately effective: (See Page 51)

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

Sponsor: County Executive Budish

- 2) R2015-0203: A Resolution confirming the County Executive's appointment of Erika Anthony to serve on the Cuyahoga County Public Defender Commission for an unexpired term ending 12/31/2015, and declaring the necessity that this Resolution become immediately effective. (See Page 62)

Sponsor: County Executive Budish

- 3) R2015-0204: A Resolution confirming the County Executive's reappointment of Erika Anthony to serve on the Cuyahoga County Public Defender Commission for the term 1/1/2016 - 12/31/2019, and declaring the necessity that this Resolution become immediately effective. (See Page 69)

Sponsor: County Executive Budish

- 4) R2015-0205: A Resolution confirming the County Executive's reappointment of Gary Shamis to serve on the Cuyahoga County Audit Committee for the term 1/1/2016 - 1/1/2021, and declaring the necessity that this Resolution become immediately effective. (See Page 76)

Sponsor: County Executive Budish

- 5) R2015-0206: A Resolution making an award on RQ34074 to R.W. Clark Co. in the amount not-to-exceed \$1,179,073.00 for the Cuyahoga County Courthouse Americans with Disabilities Act Improvements Project; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 80)

Sponsor: County Executive Budish/Department of Public Works

- 6) R2015-0207: A Resolution authorizing a revenue generating Utility Agreement with Village of Newburgh Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 22; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 87)

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

- 7) R2015-0208: A Resolution authorizing an amendment to Contract No. CE1000546-01 with Pioneer Building II LTD for lease of office and warehouse space for a Special Waste Convenience Center, located at 4750 East 131st Street, Garfield Heights, for the period 11/1/2010 - 10/31/2015 to extend the time period to 10/31/2020 and for additional funds in the amount not-to-exceed \$1,179,525.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 91)

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

- 8) R2015-0209: A Resolution adopting the 2016/2017 Biennial Operating Budget and Capital Improvements Program, and declaring the necessity that this Resolution become immediately effective. (See Page 100)

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

- 9) R2015-0210: A Resolution authorizing the issuance and sale of bonds, in an aggregate principal amount not-to-exceed \$65,000,000.00, for the purpose of paying the cost of constructing, renovating, improving, or repairing sports facilities; and declaring the necessity that this Resolution become immediately effective. (See Page 102)

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

Bond Counsel: Squire Patton Boggs

- 10) R2015-0211: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$4,300,000.00 to Van Aken Shopping Center, LTD. for the benefit of the Van Aken Shopping Plaza Project located at Farnsleigh Road and Warrensville Center Road in the City of Shaker Heights; authorizing the County Executive and Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 105)

Sponsor: County Executive Budish/Department of Development

- 11) R2015-0212: A Resolution declaring the necessity of submitting to the electors of Cuyahoga County the question of a renewal levy of 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provision of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective. (See Page 111)

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

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

declaring the necessity that this Resolution become immediately effective. (See Page 114)

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

- 13) R2015-0214: A Resolution authorizing a contract with United Way of Greater Cleveland in the amount not-to-exceed \$1,095,450.00 for fiscal agent services for emergency food purchases for Cuyahoga County residents for the period 1/1/2016 - 12/31/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 118)

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

- 14) R2015-0215: A Resolution authorizing an amendment to Contract No. CE1200260-01 with Mental Health Services for Homeless Persons, Inc. dba FrontLine Service for transitional housing program services for the period 6/1/2012 - 9/30/2015 to extend the time period to 9/30/2016 and for additional funds in the amount not-to-exceed \$1,208,240.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 125)

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

c) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- 1) R2014-0271: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to Landmark-May, LLC for the benefit of the May Company Building Project located at 158 Euclid Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution. (See Page 130)

Sponsor: Former County Executive FitzGerald/Department of Development

Committee Assignment and Chair: Economic Development & Planning – Schron

- 2) R2015-0181: A Resolution making an award on RQ34100 to Mark Schaffer Excavating & Trucking, Inc. in the amount not-to-exceed \$4,573,614.00 for Cuyahoga County Airport Runway 6/24 Safety Area Improvements Project No. 1 in connection with the Airport Improvement Program; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 132)

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

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

- 3) R2015-0192: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5022 for replacement of Avery Road Bridge No. 01.16 over Chippewa Creek in the City of Broadview Heights; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective. (See Page 134)

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

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

- 4) R2015-0200: A Resolution authorizing a revenue generating agreement with FirstMerit Corporation in the amount of \$10,321,344.00 for the sale of naming rights for the Cleveland Convention Center for the period 11/1/2015 - 10/31/2035; authorizing the County Executive or his authorized designee to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. [Pending Committee Recommendation] (See Page 137)

Sponsor: County Executive Budish/Department of Public Works

Committee Assignment and Chair: Committee of the Whole – Brady

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

- 1) R2015-0180: A Resolution authorizing a revenue generating Utility Agreement with City of Richmond Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 3; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 142)

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

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

- 2) R2015-0182: A Resolution accepting the rates as determined by the Budget Commission; authorizing the necessary tax levies and certifying them to the County Fiscal Officer; and declaring the necessity that this Resolution become immediately effective. (See Page 144)

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

Committee Assignment and Chair: Finance & Budgeting – Greenspan

- 3) R2015-0183: A Resolution authorizing the use of a portion of the proceeds of the Cuyahoga County Sales Tax Revenue Bonds, Series 2014 (County Facilities Improvement), in an aggregate principal amount not-to-exceed \$2,000,000.00 for the purposes of paying certain costs of demolition of blighted and nuisance properties and making grants therefor; authorizing other actions related to the use of such proceeds; and declaring the necessity that this Resolution become immediately effective. (See Page 147)

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

Committee Assignment and Chair: Finance & Budgeting – Greenspan

- 4) R2015-0184: A Resolution authorizing an Economic Development Fund Redevelopment and Modernization Loan in the amount not-to-exceed \$685,000.00 to LaSalle AMC, LLC for the benefit of the LaSalle Arts and Media Center Project located at 819-829 East 185th Street, Cleveland; authorizing the County Executive and Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 159)

Sponsors: County Executive Budish/Department of Development and Councilmembers Schron, Hairston, Jones and Miller

Committee Assignment and Chair: Economic Development & Planning – Schron

- 5) R2015-0193: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5023 for replacement of Bagley Road Bridge No. 03.45 over Plum Creek in the City of Olmsted Falls; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; and declaring the necessity that this Resolution become immediately effective. (See Page 162)

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

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

- 6) R2015-0194: A Resolution making an award on RQ34179 to S.A. Comunale Co., Inc. in the amount not-to-exceed \$672,000.00 for the Cuyahoga County Juvenile Justice Center Sprinkler Modifications Project for the period 10/1/2015 - 4/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with said award

and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 165)

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

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

- 7) R2015-0195: A Resolution authorizing an amendment to Contract No. CE0500565-05 with JPMC 2001-A Southgate, LLC c/o Capital Services, Inc. for lease of space located at 5398-1/2 Northfield Road, Maple Heights, for the Southeast Neighborhood Family Service Center for the period 6/1/2005 - 5/31/2015 to assign the interest to Southgate Center Associates, LLC, effective 6/1/2014, to change the scope of services, effective 6/1/2014, to extend the time period to 5/31/2016 and for additional funds in the amount not-to-exceed \$489,708.04; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 167)

Sponsor: County Executive Budish/Departments of Public Works and Health and Human Services/Cuyahoga Job and Family Services

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

- 8) R2015-0197: A Resolution making an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$3,763,701.00 for software implementation services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 170)

Sponsor: County Executive Budish/County Treasurer

Committee Assignment and Chair: Finance & Budgeting – Greenspan

- 9) R2015-0198: A Resolution making an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$1,441,900.00 for software licenses for the Real Property Tax System, effective 10/1/2015; authorizing the County Executive to execute the Software License Agreement and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 172)

Sponsor: County Executive Budish/County Treasurer

Committee Assignment and Chair: Finance & Budgeting – Greenspan

- 10) R2015-0199: A Resolution making an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$2,410,668.00 for support and maintenance services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 174)

Sponsor: County Executive Budish/County Treasurer

Committee Assignment and Chair: Finance & Budgeting – Greenspan

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

- 1) R2015-0196: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$2,000,000.00 to Corning Place Ohio, LLC for the benefit of the Garfield Building Project located at 1965 East 6th Street, Cleveland; authorizing the County Executive and Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 176)

Sponsor: County Executive Budish/Department of Development

Committee Assignment and Chair: Economic Development & Planning – Schron

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

- 1) O2015-0013: An Ordinance enacting Chapter 719 of the Cuyahoga County Code to establish payroll procedures for years in which the number of pay periods exceeds the usual and customary number of pay periods, and declaring the necessity that this Ordinance become immediately effective. (See Page 179)

Sponsor: County Executive Budish/Fiscal Officer

10. MISCELLANEOUS COMMITTEE REPORTS

11. MISCELLANEOUS BUSINESS

12. PUBLIC COMMENT UNRELATED TO AGENDA

13. ADJOURNMENT

NEXT MEETINGS

COMMITTEE OF THE WHOLE MEETING-BUDGET: THURSDAY, OCTOBER 22, 2015
9:00 AM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE MEETING-BUDGET: FRIDAY, OCTOBER 23, 2015
9:00 AM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE MEETING: TUESDAY, OCTOBER 27, 2015
TBD / COUNCIL CHAMBERS

REGULAR MEETING: TUESDAY, OCTOBER 27, 2015
5:00 PM / COUNCIL CHAMBERS

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

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

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



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 22, 2015
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
4:00 PM**

1. CALL TO ORDER

In the absence of Council President Brady, Council Vice-President Jones called the meeting to order at 4:02 p.m.

2. ROLL CALL

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

A motion was made by Mr. Jones, seconded by Ms. Conwell and approved by unanimous vote to excuse Ms. Simon, Mr. Schron and Mr. Brady from the meeting.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council Vice-President Jones asked for a moment of silent meditation be dedicated in memory of Council President Brady's mother-in-law, Elizabeth Gallo, who recently passed away.

5. PUBLIC COMMENT RELATED TO AGENDA

There were no public comments given related to the agenda.

In accordance with Rule 6B of the County Council Rules, a parliamentary motion was made by Mr. Jones, seconded by Mr. Miller and approved by unanimous vote to add Resolution No. R2015-0200 to the agenda as an additional item under No. 10.b) for consideration for first reading and referral to committee.

6. APPROVAL OF MINUTES

- a) September 8, 2015 Committee of the Whole Meeting
- b) September 8, 2015 Regular Meeting

A motion was made by Mr. Hairston, seconded by Ms. Brown and approved by unanimous vote to approve the minutes of the September 8, 2015 Committee of the Whole and Regular meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL VICE-PRESIDENT

There were no announcements from Council Vice-President Jones.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish reported the following:

- a) **The County reached an agreement with FirstMerit Corporation to sell naming rights for the Cleveland Convention Center;**
- b) **The Medical Examiner's office annex was recently renamed in honor of Dr. Elizabeth Balraj, the first woman elected as Coroner in Cuyahoga County; and**
- c) **The Cleveland Playhouse is celebrating its 100th anniversary.**

9. LEGISLATION INTRODUCED BY COUNCIL

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

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2015-0190.

- 1) R2015-0190: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of West Creek Conservancy for the conservation of

ecologically significant areas located within the Cuyahoga River Valley, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Brown and Germana

On a motion by Ms. Brown with a second by Mr. Germana, Resolution No. R2015-0190 was considered and adopted by unanimous vote.

- b) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2015-0172, R2015-0173, R2015-0174, R2015-0175, R2015-0176 and R2015-0177.

- 1) R2015-0172: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of Old Brooklyn Community Development Corporation for the conservation of ecologically significant areas located at 4100 Pearl Road in Old Brooklyn in the City of Cleveland, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Simon and Conwell

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

On a motion by Ms. Brown with a second by Ms. Conwell, Resolution No. R2015-0172 was considered and adopted by unanimous vote.

- 2) R2015-0173: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of Western Reserve Land Conservancy for the conservation of ecologically significant areas located between Cedar Road and Fairmount Boulevard and to the west of Lander Road in the City of Pepper Pike, and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Simon

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

On a motion by Mr. Miller with a second by Mr. Germana, Resolution No. R2015-0173 was considered and adopted by unanimous vote.

- 3) R2015-0174: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of Western Reserve Land Conservancy for the conservation of ecologically significant areas in the Village of Hunting Valley; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Simon

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

On a motion by Mr. Germana with a second by Mr. Miller, Resolution No. R2015-0174 was considered and adopted by unanimous vote.

- 4) R2015-0175: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of West Creek Conservancy for the conservation of ecologically significant areas adjacent to West Creek Reservation in the City of Parma, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Simon **and Germana**

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

On a motion by Mr. Germana with a second by Ms. Brown, Resolution No. R2015-0175 was considered and adopted by unanimous vote.

- 5) R2015-0176: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of Tinker’s Creek Watershed Partners for the conservation of ecologically significant areas in the City of Warrensville Heights, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Simon and Brown

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

On a motion by Ms. Brown with a second by Mr. Miller, Resolution No. R2015-0176 was considered and adopted by unanimous vote.

- 6) R2015-0177: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of City of Brook Park for the conservation of ecologically significant areas in the First Phase of the Abram Creek Riparian and Greenway Corridor in the City of Brook Park, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Simon and Miller

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

On a motion by Ms. Brown with a second by Mr. Germana, Resolution No. R2015-0177 was considered and adopted by unanimous vote.

10. LEGISLATION INTRODUCED BY EXECUTIVE

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

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2015-0191.

- 1) R2015-0191: A Resolution amending the 2014/2015 Biennial Operating Budget for 2015 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective.

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

Mr. Greenspan introduced a proposed substitute to Resolution No. R2015-0191. Discussion ensued.

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

On a motion by Mr. Greenspan with a second by Mr. Miller, Resolution No. R2015-0191 was considered and adopted by unanimous vote, as substituted.

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

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

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

Council Vice-President Jones referred Resolution No. R2015-0192 to the Public Works, Procurement & Contracting Committee.

- 2) R2015-0193: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5023 for replacement of Bagley Road Bridge No. 03.45 over Plum Creek in the City of Olmsted Falls; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; and declaring the necessity that this Resolution become immediately effective.

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

Council Vice-President Jones referred Resolution No. R2015-0193 to the Public Works, Procurement & Contracting Committee.

- 3) R2015-0194: A Resolution making an award on RQ34179 to S.A. Comunale Co., Inc. in the amount not-to-exceed \$672,000.00 for the Cuyahoga County Juvenile Justice Center Sprinkler Modifications Project for the period 10/1/2015 - 4/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

Council Vice-President Jones referred Resolution No. R2015-0194 to the Public Safety & Justice Affairs Committee.

- 4) R2015-0195: A Resolution authorizing an amendment to Contract No. CE0500565-05 with JPMC 2001-A Southgate, LLC c/o Capital Services, Inc. for lease of space located at 5398-1/2 Northfield Road, Maple Heights, for the Southeast Neighborhood Family Service Center for the period 6/1/2005 - 5/31/2015, to assign the interest to Southgate Center Associates, LLC, effective 6/1/2014, to change the scope of services, effective 6/1/2014, to extend the time period to 5/31/2016 and for additional funds in the amount not-to-exceed \$489,708.04; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Departments of Public Works and Health and Human Services/Cuyahoga Job and Family Services

Council Vice-President Jones referred Resolution No. R2015-0195 to the Public Works, Procurement & Contracting Committee.

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

Sponsor: County Executive Budish/Department of Development

Council Vice-President Jones referred Resolution No. R2015-0196 to the Economic Development & Planning Committee.

- 6) R2015-0197: A Resolution making an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$3,763,701.00 for software implementation services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/County Treasurer

Council Vice-President Jones referred Resolution No. R2015-0197 to the Finance & Budgeting Committee.

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

Sponsor: County Executive Budish/County Treasurer

Council Vice-President Jones referred Resolution No. R2015-0198 to the Finance & Budgeting Committee.

- 8) R2015-0199: A Resolution making an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$2,410,668.00 for support and maintenance services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/County Treasurer

Council Vice-President Jones referred Resolution No. R2015-0199 to the Finance & Budgeting Committee.

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

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

Council Vice-President Jones referred Resolution No. R2015-0200 to the Committee of the Whole.

- c) DISCHARGE FROM COMMITTEE AND CONSIDERATION OF A RESOLUTION FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Jones, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 12S and 9D.

A motion was then made by Mr. Jones, seconded by Mr. Miller and approved by unanimous vote to dispense with committee review and discharge Resolution No. R2015-0164 from the Committee of the Whole to the full Council for consideration for second reading adoption.

- 1) R2015-0164: A Resolution confirming the County Executive's appointment of Mary Louise Madigan, upon her taking the oath of office, as Director of the Department of Communications; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Committee Assignment and Chair: Committee of the Whole – Brady

Mr. Jones introduced a proposed substitute to Resolution No. R2015-0164. Discussion ensued.

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

On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2015-0164 was considered and adopted by unanimous vote, as substituted.

[Clerk's Note: Immediately after passage of Resolution No. R2015-0164, County Executive Budish administered the oath of office to Mary Louise Madigan.]

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

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2015-0155, R2015-0185, R2015-0186, R2015-0187, R2015-0188 and R2015-0189.

- 1) R2015-0155: A Resolution confirming the County Executive's appointment of Sheryl Harris, upon her taking the oath of office, as Director of the Department of Consumer Affairs; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Committee Assignment and Chair: Committee of the Whole –
Brady

On a motion by Mr. Jones with a second by Mr. Miller, Resolution No. R2015-0155 was considered and adopted by majority roll-call vote with Councilmembers Greenspan and Conwell casting dissenting votes.

[Clerk's Note: Immediately after passage of Resolution No. R2015-0155, County Executive Budish administered the oath of office to Sheryl Harris.]

- 2) R2015-0185: A Resolution authorizing amendments to contracts with various providers for operation of OhioMeansJobs|Cleveland-Cuyahoga County Service Centers for the period 7/1/2013 - 6/30/2015 to extend the time period to 6/30/2016, to change the scope of services, effective 7/1/2015, and for additional 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:

- i) No. CE1300365-01 with Mature Services Incorporated in the amount not-to-exceed \$257,788.00.
- ii) No. CE1300366-01 with United Labor Agency, Inc. in the amount not-to-exceed \$2,540,988.00.

Sponsors: County Executive Budish/Department of Workforce Development, in partnership with City of Cleveland/Cuyahoga County Workforce Investment Board

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

On a motion by Ms. Brown with a second by Mr. Hairston, Resolution No. R2015-0185 was considered and adopted by unanimous vote.

- 3) R2015-0186: A Resolution authorizing an amendment to Contract No. CE1300368-01 with United Labor Agency, Inc. for employer services for the period 7/1/2013 - 6/30/2015 to extend the time period to 6/30/2016, to change the scope of services, effective 7/1/2015, and for additional funds in the amount not-to-exceed \$1,583,490.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Workforce Development, in partnership with City of Cleveland/Cuyahoga County Workforce Investment Board

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

On a motion by Ms. Conwell with a second by Ms. Brown, Resolution No. R2015-0186 was considered and adopted by unanimous vote.

- 4) R2015-0187: A Resolution authorizing a contract with Starting Point in the amount not-to-exceed \$1,855,983.00 for administration of various initiatives of the Universal Pre-Kindergarten Program for the Invest in Children Program for the period 8/1/2015 - 7/31/2018; 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.

Sponsors: County Executive Budish/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood **and Councilmembers Hairston, Miller and Jones**

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2015-0187 was considered and adopted by unanimous vote.

- 5) R2015-0188: A Resolution authorizing a contract with The Salvation Army in the amount not-to-exceed \$527,499.00 for the PASS Transitional Housing Program in connection with FY2014 Continuum of Care Homeless Assistance Grant Programs and HEARTH Act for the period 10/1/2015 - 9/30/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

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

On a motion by Mr. Jones with a second by Ms. Brown, Resolution No. R2015-0188 was considered and adopted by unanimous vote.

- 6) R2015-0189: A Resolution authorizing a contract with Emerald Development and Economic Network, Inc. in the amount not-to-exceed \$1,443,960.00 for administration of the FY2014 Shelter Plus Care Sponsor-based Rental Assistance Program in connection with the HEARTH Act Homeless Assistance Grant Program for the period 8/1/2015 - 7/31/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

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

On a motion by Mr. Jones with a second by Ms. Brown, Resolution No. R2015-0189 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Greenspan reported that the Finance & Budgeting Committee will meet on Monday, September 28, 2015 at 1:00 p.m. and Monday, October 5, 2015 at 1:00 p.m. He also announced that the Committee of the Whole will meet on Tuesday, October 13, 2015 at 3:00 p.m. for an overview of the 2016/2017 budget.

Mr. Germana reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, September 30, 2015 at 10:00 a.m.

Mr. Gallagher reported that the Public Safety & Justice Affairs Committee will meet on Tuesday, September 29, 2015 at 1:00 p.m.

12. MISCELLANEOUS BUSINESS

Mr. Miller announced that Chief Information Officer Jeff Mowry resigned and thanked him for his service to the County.

Ms. Brown also thanked Mr. Mowry for his service and announced that she is having a Town Hall meeting on Wednesday, September 16, 2015 at 7:00 p.m. at the Warrensville Heights Library.

13. PUBLIC COMMENT UNRELATED TO AGENDA

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

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

- a) Ms. Louh
- b) Ms. Ramona Turnbull
- c) Ms. Ruth Donahue

14. ADJOURNMENT

With no further business to discuss, Council Vice-President Jones adjourned the meeting at 4:48 p.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0201

Sponsored by: County Executive Budish/Fiscal Officer/Office of Budget & Management	A Resolution amending the 2014/2015 Biennial Operating Budget for 2015 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, on December 9, 2014, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program Update for 2015 (Resolution No. R2014-0267) establishing the 2015 biennial budget update for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2015 to reflect budgetary funding increases, funding reductions, to transfer budget appropriations, and to transfer cash between budgetary funds, in order to accommodate the operational needs of certain County departments, offices, and agencies; and

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

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

SECTION 1. That the 2014/2015 Biennial Operating Budget for 2015 be amended to provide for the following additional appropriation increases and decreases:

Fund Nos./Budget Accounts

Journal Nos.

A. 40A069 – Capital Project Future Debt Issuance **BA1500889**
CC768242 – New Archives/Storage Building
Personal Services \$ 110,911.00
Capital Outlay \$ 8,426,638.00

Funding Source: Of the total amount, the landlord, Graystone Properties, will contribute \$2,302,604.69 to the project and the General Fund will contribute \$6,234,944.31. This will be a permanent use of General Fund reserves.

B. 01A001 – General Fund **BA1500270**
IT601138 – WAN Services
Other Expenses \$ 370,975.00

Funding Source: The source of funding is General Fund.

C. 01A001 – General Fund **BA1500457**
IT601021 – Information Technology Administration
Other Expenses \$ 198,000.00

Funding Source: The source of funding is General Fund.

D1. 01A001 – General Fund **BA1500547**
FS109652 – Fiscal Operations – Record/License/Outreach
Other Expenses \$ (1,754,307.00)
Capital Outlays \$ (271,000.00)

Funding Source: The source of funding is General Fund.

D2. 20A301 – Real Estate Assessment Fund **BA1500548**
FS109702 – Fiscal Operations – Tax Assessments
Other Expenses \$ 1,754,307.00
Capital Outlays \$ 271,000.00

Funding Source: The source of funding is Real Estate Assessment.

E. 01A001 – General Fund **BA1500865**
ND508002 –General Fund Tax Settlement
Other Expenses \$ 102,348.75

Funding Source: The source of funding is General Fund.

F. 29A392 – Health & Human Services Levies **BA1500865**
ND007518 – H&HS 3.9 Mill Levy Revenue
Other Expenses \$ 665,261.74

Funding Source: The source of funding is Health & Human Services 3.9 Mill Levy.

G.	29A391 – Health & Human Services Levies ND514778 –4.8 HHS Levy Tax Settlement Other Expenses	\$ 818,783.04	BA1500865
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Funding Source: The source of funding is Health & Human Services 4.8 Mill Levy.

H.	30A900 – Debt Service DS039990 – Debt Service – Bond Retirement – General Other Expenses	\$ 144,991.92	BA1500865
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Funding Source: The source of funding is Debt Service.

I.	24A510 – Work & Training Admin WT137315– Work First Services Other Expenses	\$ (79,306.00)	BA1500808
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Funding Source: The funding source is primarily Federal/State as well as the Health and Human Services Levy Fund.

J.	24A635 – EC – Invest in Children - PA EC451450– Quality Child care Other Expenses	\$ 79,306.00	BA1500809
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Funding Source: The funding source is primarily Federal/State as well as the Health and Human Services Levy Fund.

K.	61A608– Central Security Services-Sheriff SH352005-Building Security Services-OPBA-Officers Personal Services	\$ 268,249.00	BA1500853
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Funding Source: Funding is from an internal service fund deriving revenues for charges to various departments for building security of which approximately 33% is recoverable from state and federal sources covering the period January 1, 2015 through December 31, 2015.

L.	61A608– Central Security Services-Sheriff SH352005-Building Security Services-OPBA-Sergeants Personal Services	\$ 27,202.00	BA1500854
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Funding Source: Funding is from an internal service fund deriving revenues for charges to various departments for building security of which approximately 33% is recoverable from state and federal sources covering the period January 1, 2015 through December 31, 2015.

M.	20A301 – Real Estate Assessment Fund FS109702 – Fiscal Operations – Tax Assessments Other Expenses	\$ 81,732.67	BA1500863
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Funding Source: The source of funding is Real Estate Assessment.

N.	20A322 – Delinquent Real Estate Tax Assessment Fund FS109710 – Treasury – Delinquent Tax Assessment Collection Other Expenses	\$ 40,866.33	BA1500864
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Funding Source: The source of funding is the Treasurer's Delinquent Real Estate Tax Assessment fund.

O. 21A875 – CCCMHB – Behavioral Mental Health/Juv Justice **BA1500617**
JC756312 - 15/16 Behavior Mental Hlth/Juv. Just.
Personal Services \$ 519,974.93

Funding Source: This request provides appropriation of the grant and an additional \$64,407.93 to be transferred from the Juvenile Court Title IV-E fund for a total appropriation of \$519,974.93. The \$64,407.93 cash transfer from the Title IV-E fund to this fund is requested on this same agenda – JT1500063. The grant funding covers the period July 1, 2015 through June 30, 2016.

P. 21A034 – Smart Ohio Pilot **BA1500861**
CO756049 – Smart Ohio Pilot Funding
Personal Services \$ 103,473.00
Other Expenses \$ 653,055.72
Capital Outlay \$ 61,000.00

Funding Source: Funding from the Ohio Department of Rehabilitation and Correction for the Community-Based Correctional Program.

Q. 21A303 – CCA FY16-17 Prob Improv/Incentive **BA1500862**
CO756403 - CCA FY16-17 Prob Improve/Incentive
Personal Services \$ 285,545.00
Other Expenses \$ 1,256,030.00

Funding Source: Ohio Department of Rehabilitation and Corrections Bureau of Community Sanctions funds. Funding covers the period July 1, 2015 through June 30, 2017. No cash match is required.

R. 21A165 - Treatment Alternative to Street Crime **BA1500886**
CO756411 - TASC FY2016
Personal Services \$ 612,440.00
Other Expenses \$ 491.00

Funding Source: Ohio Department of Mental Health and Addiction Services. Funding covers the period of July 1, 2015 through June 30, 2016. No cash match is required.

S. 21A182 – TASC Drug Court **BA1500887**
CO756429 – FY 2016 TASC Drug Court
Personal Services \$ 212,982.00
Other Expenses \$ 7,518.00

Funding Source: Ohio Department of Mental Health and Addiction Services. Funding covers the period of July 1, 2015 through June 30, 2016. No cash match is required.

T1. 40A526 – Ohio Dept. of Transportation-Local Projects Admin. **BA1500364**
CE785006 – ODOT-LPA
Personal Services \$ 952,171.73

T2. 40A526 – Ohio Dept. of Transportation-Local Projects Admin. **BA1500365**
 CE785006 – ODOT-LPA
 Other Expenses \$ 97,792.57

Funding Source: The current projects consist of Bellaire Rd, Belvoir Rd, Van Aken, Emery Rd, Madison Rd, and Highland Rd. 80% of funding comes from Federal Highway Administration funds passed through the Ohio Department of Transportation for these projects while the other 20% is funded through the Road and Bridge Fund.

U. 21A500 – Urban Area Security Initiative **BA1500842**
 JA740878-Urban Area Security Initiative
 Other Expenses \$ (1,892.74)

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period July 1, 2006 through September 30, 2008. The original grant award was \$4,730,000 of which 99.96% was expended.

V. 21A837– State Homeland Security (SHSG) **BA1500843**
 JA754119-FFY07 SHSP-Talon Shield Exercise Grant 2010
 Other Expenses \$ (4,077.67)

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period June 1, 2010 through October 31, 2010. The original grant award was \$15,000 of which 72.82% was expended.

W. 21A837– State Homeland Security (SHSG) **BA1500845**
 JA763508-State Homeland Security Program Specialty
 Response Team Equipment
 Other Expenses \$ (8,200.00)

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2012 through May 30, 2014. The original grant award was \$213,042 of which 93.15% was expended.

X. 21A910– Law Enforcement Terrorism Program **BA1500846**
 JA751263-FY 06-Law Enforcement Terrorism Prevention Program
 Other Expenses \$ (4,638.96)

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period July 1, 2006 through May 30, 2010. The original grant award was \$?? of which ??.% was expended.

Y. 21A837– State Homeland Security (SHSG) **BA1500848**
 JA763557-Project USAR
 Capital Outlays \$ (145.11)

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2013

through June 30, 2014. The original grant award was \$33,000 of which 99.56% was expended.

Z.	21A500– Urban Area Security Initiative (URSI)		BA1500855
	JA741520-FY11 Urban Area Security Initiative (URSI)		
	Personal Services	\$	(2,529.95)
	Other Expenses	\$	(26,674.10)
	Capital Outlays	\$	(53,923.51)

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period August 1, 2008 through August 31, 2014. The original grant award was \$3,590,671 of which 97.69% was expended.

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

<u>Fund Nos./Budget Accounts</u>		<u>Journal Nos.</u>
A. FROM:	01A001 – General Fund	BA1500803
	DR495515 – Domestic Relation Child Support	
	Other Expenses	\$ 5,300.00
TO:	01A001 – General Fund	
	DR495515 – Domestic Relation Child Support	
	Capital Outlay	\$ 5,300.00

Funding Source: Funding comes from the General Fund.

B. FROM:	01A001 – General Fund	BA1500888
	CO380121 – Common Pleas – Judicial/General	
	Other Expenses	\$ 25,000.00
	01A001 – General Fund	
	CO380410 – Common Pleas – Probation	
	Personal Services	\$ 322,000.00
	01A001 – General Fund	
	CO380220 – Common Pleas – Central Scheduling	
	Personal Services	\$ 70,000.00
TO:	01A001 – General Fund	
	CO380196 – Common Pleas – Arbitration	
	Other Expenses	\$ 25,000.00
	01A001 – General Fund	
	CO380121 – Common Pleas – Judicial/General	
	Personal Services	\$ 392,000.00

Funding Source: Funding comes from the General Fund.

C. FROM:	01A001 – General Fund FS109637 – Financial Reporting Other Expenses	\$ 4,000.00	BA1500549
TO:	01A001 – General Fund FS109678 – Office of Procurement & Diversity Other Expenses	\$ 4,000.00	

Funding Source: The source of funding is General Fund.

D. FROM:	20A192 – TASC HHS CO456533 – TASC HHS Other Expenses	\$ 1,995.00	BA1500841
TO:	20A192 – TASC HHS CO456533 – TASC HHS Capital Outlay	\$ 1,995.00	

Funding Source: Funding comes primarily from a General Fund subsidy, and prior to 2013 came from a HHS Levy subsidy.

E. FROM:	21A218 –State Homeland Security JA768648 –State Homeland Security Program Law Enforcement Capital Outlays	\$ 3,076.44	BA1500849
TO:	21A218–State Homeland Security JA768648 –State Homeland Security Program Law Enforcement Personal Services	\$ 3,076.44	

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2014 through December 31, 2015.

F. FROM:	21A702 –Operation Stonegarden (OPSG) SH754952 –Operation Stonegarden (OPSG) FY14 Personal Services	\$ 4,729.02	BA1500522
TO:	21A702–Operation Stonegarden (OPSG) SH754952 –Operation Stonegarden (OPSG) FY14 Other Expenses	\$ 4,729.02	

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2014 through October 30, 2016.

G. FROM:	54A100 – Sanitary Engineer ST540252 – Sanitary Engineer Administration Capital Outlays	\$ 150,000.00	BA1500363
TO:	54A100 – Sanitary Engineer ST540252 – Sanitary Engineer Administration Other Expenses	\$ 150,000.00	

Funding Source: Funding comes from sewer district fees.

H. FROM:	40A067 –Emergency Operation Center CC768192 –Emergency Operations Center Capital Outlays	\$ 3,000,000.00	BA1500446
TO:	40A067–Emergency Operation Center CC768192 –Emergency Operations Center Other Expenses	\$ 3,000,000.00	

Funding Source: Funding for this specific transfer originated from the Wireless 911 Fund covering the period January 1, 2015 through December 31, 2015.

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

<u>Fund Nos./Budget Accounts</u>	<u>Journal Nos.</u>
A. FROM:	JT1500065
01A001 – General Fund SU514141 – Capital Improvement General Fund Subsidy Transfer Out	\$ 6,234,944.31
TO:	
40A069 – Capital Project Future Debt Issuance CC768242 – New Archives/Storage Building Revenue Transfer	\$ 6,234,944.31

Funding Source: This represents a permanent use of General Fund Reserves.

B. FROM:	20A635 – Title IV-E Juvenile Court JC517326 – Title IV-E Administration Juv. Court Transfer Out	\$ 64,407.93	JT1500063
TO:	21A875 – CCCMHB – Behavioral Mental Health/Juv/Justic JC756312 – 15/16 Behavior Mental Health/Juv Just. Revenue Transfer	\$ 64,407.93	

Funding Source: Funding is provided from reimbursements of eligible expenses through the U.S. Department of Health and Human Services passed through the Ohio Department of Jobs and Family Services.

C. FROM: 40A067– Emergency Operation Center **JT1500019**
 CC768192 – Emergency Operations Center
 Transfer Out \$ 3,000,000.00

TO: 20A814 –Wireless 9-1-1 Government Assistance
 JA106773 – Wireless 9-1-1 Government Assistance
 Revenue Transfer \$ 3,000,000.00

Funding Source: Funding was originally funded by the Wireless 911 fund.

D. FROM: 26A601 – General Gas & License Fees **JT1500043**
 CE412056 – County Engineer-Construction Engineer
 & Test Lab
 Transfer Out \$ 59,596.24

TO: 40A526 – Ohio Dept of Transportation- Local Projects
 Administration
 CE785006 – ODOT-LPA
 Revenue Transfer \$ 59,596.24

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

Journal CC020
October 13, 2015



ARMOND BUDISH
Cuyahoga County Executive

October 6, 2015

Clerk of County Council

Dear Ms. Schmotzer:

A brief summary of the fiscal items that will be submitted for consideration for adoption on first reading at the regular County Council meeting scheduled for October 13, 2015, are presented below.

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

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

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

Temporary/Permanent Use of Reserves	Amount
Capital Projects/New Archives/Storage Building – Additional appropriation to renovate the sixth floor of the Halle Warehouse Building. Funding is \$2,302,604.69 from Graystone Properties and \$6,234,944.31 from the General Fund. This is a permanent Use of General Fund Reserves. (Item A.)	\$8,537,549.00
TOTAL	\$8,537,549.00

General Fund/Health & Human Services	Amount
Information Technology/WAN Services – Additional appropriation to cover the One Community Wide Area Network contract. Funding is from the General Fund. (Item B.)	\$370,975.00
Information Technology/Administration – Additional appropriation to cover utility expenses at the Sterling Building through year-end. Funding is from the General Fund. (Item C.)	\$198,000.00
Fiscal Office/Operations – Reducing appropriation in Fiscal Operations – Record/License/Outreach with a corresponding increase to the Real Estate Assessment Fund (see item D2) to cover the Fiscal Office portion of the new tax system. Funding is from the General Fund. (Item D1.)	-\$2,025,307.00
General Fund Tax Settlement – Additional appropriation to cover the 2014 second half Real Property Tax Settlements. Funding is from the General Fund (\$102,348.75), the Health and Human Services Levy Fund (\$1,484,044.78), and the Debt Service Fund (\$144,991.92). (Item E, F, G, and H.)	\$1,731,385.45
Job and Family Services/Early Childhood – Invest in Children – A decrease to Job and Family Services with a corresponding increase to Invest in Children to assume contract responsibility with Starting Point (\$79,306.00). Funding is primarily from federal and state revenues as well as the Health and Human Services Levy Fund. (Items I and J.)	\$0.00
TOTAL	\$275,053.45

Other Operating Funds	Amount
Fiscal Office – Real Estate Assessment Fund – Additional appropriation with a corresponding decrease to the Fiscal Operations Division (see item C) to cover the Fiscal Office portion of the new tax system. Funding is from the Real Estate Assessment Fund. (Item D2.)	\$2,025,307.00
Sheriff – Additional appropriation to cover bargaining unit agreements for the Building Security OPBA Officers (\$268,249) and Sergeants (\$27,202). Funding is from charges to user agencies. (Items K and L.)	\$295,451.00
Fiscal Office/Real Estate Assessment Fund – Additional appropriation for the new tax system contract. Funding is from the Real Estate Assessment Fund (\$81,732.67) and the Delinquent Real Estate Tax Assessment Fund (\$40,866.33). (Items M and N.)	\$122,599.00
TOTAL	\$2,443,357.00

Grants/Projects	Amount
Juvenile Court – to appropriate the Behavioral Mental Health/Juvenile Justice grant from the Ohio Department of Youth Services (\$455,567) and to cover a cash transfer from the Title IV-E fund (\$64,407.93). (Item O.)	\$519,974.93
Court of Common Pleas – To appropriate the Smart Ohio Pilot Funding grant amendment from the Ohio Department of Rehabilitation and Correction Based Correction Program. (Item P.)	\$817,528.72
Court of Common Pleas – To appropriate a grant from the Ohio Department of Rehabilitation and Corrections Bureau of Community Sanctions for the CCA FY16 Probation Improvement. (Item Q.)	\$1,541,575.00
Court of Common Pleas – To appropriate the 2016 Treatment Alternative to Street Crime program grant from the Ohio Department of Mental Health and Addiction Services. (Item R.)	\$612,931.00
Court of Common Pleas – To appropriate the 2016 Treatment Alternative to Street Crime Drug Court grant from the Ohio Department of Mental Health and Addiction Services. (Item S.)	\$220,500.00
Public Works/Road and Bridge – Additional appropriation to cover local matches for several road projects for payroll and indirect costs. Funding is 80% Federal Highway Administration and 20% from the Road and Bridge Fund. (Items T1 and T2.)	\$1,049,964.30
Public Safety and Justice Services/Urban Area Security Initiative – Reducing appropriation in the grant to close out the grant from the U.S. Department of Homeland Security. (Item U.)	-\$1,892.74
Public Safety and Justice Services/State Homeland Security FFY07 Talon Shield Exercise Grant – Reducing appropriation to close out the grant from the U.S. Department of Homeland Security. (Item V.)	-\$4,077.67
Public Safety and Justice Services/State Homeland Security Program Specialty Response Team Equipment - Reducing appropriation to close out the grant from the U.S. Department of Homeland Security. (Item W.)	-\$8,200.00
Public Safety and Justice Services/Law Enforcement Terrorism Program - Reducing appropriation to close out the grant from the U.S. Department of Homeland Security. (Item X.)	-\$4,638.96
Public Safety and Justice Services/Project USAR - Reducing appropriation to close out the grant from the U.S. Department of Homeland Security. (Item Y.)	-\$145.11
Public Safety and Justice Services/Urban Area Initiative (URSI) - Reducing appropriation to close out the grant from the U.S. Department of Homeland Security. (Item Z.)	-\$83,127.56
TOTAL	\$4,660,391.91

Total Additional Appropriations - All Funds	\$15,916,351.36
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The following represents the overall changes made to the Annual Appropriation Measure for 2015 since its adoption on December 9, 2014 Resolution R2014-0267. The changes reflect the Additional Appropriations, Appropriation Transfers and Cash Transfers to the original adopted appropriation resolution.

APPROPRIATION STATUS SUMMARY:

	Proposed 10/13/2015	Year-To-Date Amendments	R2014-0267*	Adjusted Annual Appropriation
General Fund Impact	\$ 7,183,565.75	\$ 35,551,942.74	\$ 386,926,872.00	\$ 422,478,814.74
HHS Levy Impact	\$ 1,484,044.78	\$ 6,694,265.86	\$ 234,988,318.00	\$ 241,682,583.86
Other Fund Impact	\$ <u>7,248,740.83</u>	\$ <u>191,648,048.58</u>	\$ <u>711,691,293.00</u>	\$ <u>903,339,341.58</u>
Total Impact	\$ 15,916,351.36	\$ 233,894,257.18	\$ 1,333,606,483.00	\$ 1,567,500,740.18

* 2015 Budget Update appropriation levels adopted by resolution R2014-0267 on December 9, 2014.

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

General Fund/Health & Human Services	Amount
Domestic Relations Court – Realigning appropriation to cover the purchase of computers. Funding is from the General Fund. (Item A.)	\$5,300.00
Court of Common Pleas – Realigning appropriation to cover remaining year expenses. Funding is from the General Fund. (Item B.)	\$417,000.00
Fiscal Office/Financial Reporting – Realigning appropriation to cover increased remaining year expenses. (Item C.)	\$4,000.00
Court of Common Pleas/Treatment Alternative to Street Crimes – Realigning appropriation to cover the purchase of an electronic billing system. Funding is from a General Fund Subsidy. (Item D.)	\$1,995.00
TOTAL	\$428,295.00

Grants/Projects	Amount
Public Safety and Justice Services/State Homeland Security Program Law Enforcement – Realigning appropriation to cover fringe benefits. Funding is from the U.S. Department of Homeland Security. (Item E.)	\$3,076.44
Public Safety and Justice Services/Operation Stonegarden – Realigning appropriation for operating expenditures approved by the funding source. Funding is from the U.S. Department of Homeland Security. (Item F.)	\$4,279.02
Public Works/Sanitary Engineer – Realigning appropriation to cover maintenance and part services from M Tech. Funding is from sewer district fees. (Item G.)	\$150,000.00
Emergency Operation Center – Realigning appropriation to cover an operating transfer to the Department of Public Safety and Justice Services. Funding originated from the Wireless 9-1-1 Fund. (Item H.)	\$3,000,000.00
TOTAL	\$3,157,355.46

Total Appropriation Transfers - All Funds	\$3,585,650.46
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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
Capital Improvement General Fund Subsidy – A cash transfer to cover the renovation of the Halle Warehouse Building. Funding is a General Fund Subsidy. (Item A.)	\$6,234,944.31
TOTAL	\$6,234,944.31

Grants/Projects	Amount
Juvenile Court – A cash transfer to cover the cash match for the Behavioral Mental Health/Juvenile Justice grant. Funding is from Title IV-E Fund. (Item B.)	\$64,407.93
Capital Project/Emergency Operation Center – A cash transfer to return funding to the Wireless 9-1-1 Government Assistance special revenue fund. (Item C.)	\$3,000,000.00
Public Works/Road and Bridge – A cash transfer to cover the local matches for various road projects. Funding is the Road and Bridge Fund. (Item D.)	\$59,596.24
TOTAL	\$3,124,004.17

Total Cash Transfers - All Funds	\$9,358,948.48
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Thank you for your consideration regarding this matter.

Sincerely,



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



ARMOND BUDISH
Cuyahoga County Executive

MEMORANDUM

TO: Jeanne Schmotzer, Clerk of Council
FROM: Dennis G. Kennedy, Fiscal Officer
DATE: October 6, 2015
RE: Fiscal Resolution Items

The Office of Budget & Management is requesting that the following fiscal items be presented to the members of County Council for their consideration for approval on first reading at the meeting of October 13, 2015. The requested fiscal items including additional appropriations, appropriation transfers, and cash transfers meet agency budgetary needs.

Resolution: Additional Appropriations

A.	40A069 – Capital Project Future Debt Issuance		BA1500889
	CC768242 – New Archives/Storage Building		
	Personal Services	\$	110,911.00
	Capital Outlay	\$	8,426,638.00

Appropriation is requested for the New Archives/Storage Building in the Halle Warehouse building. The appropriation will be used to renovate the sixth floor of the building to accommodate the consolidation of various county buildings into a single location. Of the total amount, the landlord, Graystone Properties, will contribute \$2,302,604.69 to the project and the General Fund will contribute \$6,234,944.31. This will be a permanent use of General Fund reserves.

B.	01A001 – General Fund		BA1500270
	IT601138 – WAN Services		
	Other Expenses	\$	370,975.00

An additional appropriation is requested for the Department of Information Technology, WAN Services account for the One Community WAN services contract which expired 12/31/2014. This additional appropriation is requested to pay for outstanding invoices for services rendered through March of 2015. The source of funding is General Fund.

C.	01A001 – General Fund		BA1500457
	IT601021 – Information Technology Administration		
	Other Expenses	\$	198,000.00

An appropriation increase is requested for the Information Technology Administration account for estimated remaining year electricity expenses at the Sterling Building; the approved budget was not

Fiscal Office
Office of Budget & Management
2079 E. 9th Street, Cleveland, OH 44115, (216) 443-7220, FAX (216) 443-8193
Ohio Relay Service (TTY) 711

enough to sustain these expenses due to an increase in costs as well unpaid 2014 invoices. The source of funding is General Fund.

D1.	01A001 – General Fund	BA1500547
	FS109652 – Fiscal Operations – Record/License/Outreach	
	Other Expenses	\$ (1,754,307.00)
	Capital Outlays	\$ (271,000.00)

An appropriation reduction is requested to the Fiscal Office, Fiscal Operations contracts account due to the Fiscal Office portion of the new tax system's being paid from the Real Estate Assessment Fund. The source of funding is General Fund.

D2.	20A301 – Real Estate Assessment Fund	BA1500548
	FS109702 – Fiscal Operations – Tax Assessments	
	Other Expenses	\$ 1,754,307.00
	Capital Outlays	\$ 271,000.00

An appropriation increase is requested to the Fiscal Office, Tax Assessments account due to the Fiscal Office portion of the new tax system's being paid from the Real Estate Assessment Fund. The source of funding is Real Estate Assessment.

E.	01A001 – General Fund	BA1500865
	ND508002 –General Fund Tax Settlement	
	Other Expenses	\$ 102,348.75

The Fiscal Office is requesting appropriation for the second half 2014 Real Property Tax Settlements. The source of funding is General Fund.

F.	29A392 – Health & Human Services Levies	BA1500865
	ND007518 – H&HS 3.9 Mill Levy Revenue	
	Other Expenses	\$ 665,261.74

The Fiscal Office is requesting appropriation for the second half 2014 Real Property Tax Settlements. The source of funding is Health & Human Services 3.9 Mill Levy.

G.	29A391 – Health & Human Services Levies	BA1500865
	ND514778 –4.8 HHS Levy Tax Settlement	
	Other Expenses	\$ 818,783.04

The Fiscal Office is requesting appropriation for the second half 2014 Real Property Tax Settlements. The source of funding is Health & Human Services 4.8 Mill Levy.

H.	30A900 – Debt Service	BA1500865
	DS039990 – Debt Service – Bond Retirement – General	
	Other Expenses	\$ 144,991.92

The Fiscal Office is requesting appropriation for the second half 2014 Real Property Tax Settlements. The source of funding is Debt Service.

I.	24A510 – Work & Training Admin WT137315– Work First Services Other Expenses	\$ (79,306.00)	BA1500808
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The Department of Jobs and Family Services has requested to decrease appropriation to transfer HHS Levy appropriations in the amount of \$79,306 in HHS Levy from CJFS budget to IIC budget. IIC will assume contract responsibility with Starting Point. The funding source is primarily Federal/State as well as the Health and Human Services Levy Fund.

J.	24A635 – EC – Invest in Children - PA EC451450– Quality Child care Other Expenses	\$ 79,306.00	BA1500809
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The Department of Jobs and Family Services has requested to increase appropriation to transfer HHS Levy appropriations in the amount of \$79,306 in HHS Levy from CJFS budget to IIC budget. IIC will assume contract responsibility with Starting Point. The funding source is primarily Federal/State as well as the Health and Human Services Levy Fund.

K.	61A608– Central Security Services-Sheriff SH352005-Building Security Services-OPBA-Officers Personal Services	\$ 268,249.00	BA1500853
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Increase appropriations in Sheriff’s Building Security Internal Service Fund for a recently ratified bargaining agreement for security officers. Funding is from an internal service fund deriving revenues for charges to various departments for building security of which approximately 33% is recoverable from state and federal sources covering the period January 1, 2015 through December 31, 2015.

L.	61A608– Central Security Services-Sheriff SH352005-Building Security Services-OPBA-Sergeants Personal Services	\$ 27,202.00	BA1500854
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Increase appropriations in Sheriff’s Building Security Internal Service Fund for a recently ratified bargaining agreement for security officers Sergeants. Funding is from an internal service fund deriving revenues for charges to various departments for building security of which approximately 33% is recoverable from state and federal sources covering the period January 1, 2015 through December 31, 2015.

M.	20A301 – Real Estate Assessment Fund FS109702 – Fiscal Operations – Tax Assessments Other Expenses	\$ 81,732.67	BA1500863
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An appropriation increase is requested to the Fiscal Office, Tax Assessments account for the new tax system contract. The source of funding is Real Estate Assessment.

N.	20A322 – Delinquent Real Estate Tax Assessment Fund FS109710 – Treasury – Delinquent Tax Assessment Collection Other Expenses	\$ 40,866.33	BA1500864
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An appropriation increase is requested to the Fiscal Office, Tax Assessments account for the new tax system contract. The source of funding is the Treasurer’s Delinquent Real Estate Tax Assessment fund.

O. 21A875 – CCCMHB – Behavioral Mental Health/Juv Justic **BA1500617**
 JC756312 - 15/16 Behavior Mental Hlth/Juv. Just.
 Personal Services \$ 519,974.93

Juvenile Court received a \$455,567.00 Behavioral Mental Health/Juvenile Justice grant from Ohio Department of Youth Services passed through the Alcohol, Drug Addiction and Mental Health Services of Cuyahoga County (ADAMHS) Board. This request provides appropriation of the grant and an additional \$64,407.93 to be transferred from the Juvenile Court Title IV-E fund for a total appropriation of \$519,974.93. The \$64,407.93 cash transfer from the Title IV-E fund to this fund is requested on this same agenda – JT1500063. The grant funding covers the period July 1, 2015 through June 30, 2016.

P. 21A034 – Smart Ohio Pilot **BA1500861**
 CO756049 – Smart Ohio Pilot Funding
 Personal Services \$ 103,473.00
 Other Expenses \$ 653,055.72
 Capital Outlay \$ 61,000.00

The Common Pleas Court received a grant amendment of Smart Ohio Pilot Funding from the Ohio Department of Rehabilitation and Correction for the Community-Based Correctional Program. The original grant award was \$ 1,336,125 and was received in 2014. Funding comes the period of July 1, 2014 through June 30, 2015. No cash match is required.

Q. 21A303 – CCA FY16-17 Prob Improv/Incentive **BA1500862**
 CO756403 - CCA FY16-17 Prob Improve/Incentive
 Personal Services \$ 285,545.00
 Other Expenses \$ 1,256,030.00

The CCA FY16-17 Probation Improvement Grant from the Ohio Department of Rehabilitation and Corrections Bureau of Community Sanctions funds programming administered by the Cuyahoga County Court of Common Pleas Corrections Planning Board. The grant diverts eligible criminal offenders from the County Jail or local municipal jails. Offenders are diverted into local community sanction programs through the Common Pleas Court's Adult Probation Department while maintaining public safety. Funding covers the period July 1, 2015 through June 30, 2017. No cash match is required.

R. 21A165 - Treatment Alternative to Street Crime **BA1500886**
 CO756411 - TASC FY2016
 Personal Services \$ 612,440.00
 Other Expenses \$ 491.00

The appropriation request would provide grant funding for the state fiscal year 2016 Treatment Alternative to Street Crime program, with funding provided by the Ohio Department of Mental Health and Addiction Services. Funding covers the period of July 1, 2015 through June 30, 2016. No cash match is required.

S. 21A182 – TASC Drug Court **BA1500887**
 CO756429 – FY 2016 TASC Drug Court
 Personal Services \$ 212,982.00
 Other Expenses \$ 7,518.00

The appropriation request would provide grant funding for the state fiscal year 2016 Treatment Alternative to Street Crime Drug Court, with funding provided by the Ohio Department of Mental Health

and Addiction Services. Funding covers the period of July 1, 2015 through June 30, 2016. No cash match is required.

T1.	40A526 – Ohio Dept. of Transportation-Local Projects Admin. CE785006 – ODOT-LPA Personal Services	\$ 952,171.73	BA1500364
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T2.	40A526 – Ohio Dept. of Transportation-Local Projects Admin. CE785006 – ODOT-LPA Other Expenses	\$ 97,792.57	BA1500365
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The Department of Public Works is requesting additional appropriation to provide for the local matches for several road projects for payroll adjustments and indirect costs during the first half of this year. The current projects consist of Bellaire Rd, Belvoir Rd, Van Aken, Emery Rd, Madison Rd, and Highland Rd. 80% of funding comes from Federal Highway Administration funds passed through the Ohio Department of Transportation for these projects while the other 20% is funded through the Road and Bridge Fund.

U.	21A500 – Urban Area Security Initiative JA740878-Urban Area Security Initiative Other Expenses	\$ (1,892.74)	BA1500842
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Reduce appropriations in the Urban Area Security Initiative grant in preparation for closure. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period July 1, 2006 through September 30, 2008. The original grant award was \$4,730,000 of which 99.96% was expended.

V.	21A837– State Homeland Security (SHSG) JA754119-FFY07 SHSP-Talon Shield Exercise Grant 2010 Other Expenses	\$ (4,077.67)	BA1500843
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Reduce appropriations in the Federal Fiscal Year 2007 State Homeland Security Talon Shield Exercise Grant 2010 in preparation for closure. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period June 1, 2010 through October 31, 2010. The original grant award was \$15,000 of which 72.82% was expended.

W.	21A837– State Homeland Security (SHSG) JA763508-State Homeland Security Program Specialty Response Team Equipment Other Expenses	\$ (8,200.00)	BA1500845
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Reduce appropriations in the State Homeland Security Specialty Response Team Equipment grant in preparation for closure. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2012 through May 30, 2014. The original grant award was \$213,042 of which 93.15% was expended.

X.	21A910– Law Enforcement Terrorism Program JA751263-FY 06-Law Enforcement Terrorism Prevention Program Other Expenses	\$ (4,638.96)	BA1500846
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Reduce appropriations in the Law Enforcement Terrorism Prevention Program grant in preparation for closure. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period July 1, 2006 through May 30, 2010.

Y.	21A837– State Homeland Security (SHSG) JA763557-Project USAR Capital Outlays	\$ (145.11)	BA1500848
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Reduce appropriations in the State Homeland Security Project USAR grant in preparation for closure. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2013 through June 30, 2014. The original grant award was \$33,000 of which 99.56% was expended.

Z.	21A500– Urban Area Security Initiative (URSI) JA741520-FY11 Urban Area Security Initiative (URSI) Personal Services Other Expenses Capital Outlays	\$ (2,529.95) \$ (26,674.10) \$ (53,923.51)	BA1500855
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Reduce appropriations in the Urban Area Security Initiative FY2011 grant in preparation for closure. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period August 1, 2008 through August 31, 2014. The original grant award was \$3,590,671 of which 97.69% was expended.

Resolution: Appropriation Transfers:

A.	FROM:	01A001 – General Fund		BA1500803
		DR495515 – Domestic Relation Child Support		
		Other Expenses	\$	5,300.00
	TO:	01A001 – General Fund		
		DR495515 – Domestic Relation Child Support		
		Capital Outlay	\$	5,300.00

An appropriation transfer is requested to cover the purchase of ten personal computers. Funding comes from the General Fund.

B.	FROM:	01A001 – General Fund		BA1500888
		CO380121 – Common Pleas – Judicial/General		
		Other Expenses	\$	25,000.00
		01A001 – General Fund		
		CO380410 – Common Pleas – Probation		
		Personal Services	\$	322,000.00
		01A001 – General Fund		
		CO380220 – Common Pleas – Central Scheduling		
		Personal Services	\$	70,000.00
	TO:	01A001 – General Fund		
		CO380196 – Common Pleas – Arbitration		
		Other Expenses	\$	25,000.00
		01A001 – General Fund		
		CO380121 – Common Pleas – Judicial/General		
		Personal Services	\$	392,000.00

The Common Pleas Court has request realignments of General Fund appropriation levels to cover remaining year expenses. Funding comes from the General Fund.

C.	FROM:	01A001 – General Fund		BA1500549
		FS109637 – Financial Reporting		
		Other Expenses	\$	4,000.00
	TO:	01A001 – General Fund		
		FS109678 – Office of Procurement & Diversity		
		Other Expenses	\$	4,000.00

An appropriation realignment is requested from Fiscal Office Financial Reporting to Office of Procurement and Diversity to cover increased remaining year expenses associated with the County GovDeals account. The source of funding is General Fund.

D.	FROM:	20A192 – TASC HHS	BA1500841
		CO456533 – TASC HHS	
		Other Expenses	\$ 1,995.00
	TO:	20A192 – TASC HHS	
		CO456533 – TASC HHS	
		Capital Outlay	\$ 1,995.00

The appropriation transfer would be used to purchase an electronic billing system. Funding comes primarily from a General Fund subsidy, and prior to 2013 came from a HHS Levy subsidy.

E.	FROM:	21A218 –State Homeland Security	BA1500849
		JA768648 –State Homeland Security Program Law Enforcement	
		Capital Outlays	\$ 3,076.44
	TO:	21A218–State Homeland Security	
		JA768648 –State Homeland Security Program Law Enforcement	
		Personal Services	\$ 3,076.44

Transfer appropriations within the State Homeland Security Program-Law Enforcement grant for fringe benefits. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2014 through December 31, 2015.

F.	FROM:	21A702 –Operation Stonegarden (OPSG)	BA1500522
		SH754952 –Operation Stonegarden (OPSG) FY14	
		Personal Services	\$ 4,729.02
	TO:	21A702–Operation Stonegarden (OPSG)	
		SH754952 –Operation Stonegarden (OPSG) FY14	
		Other Expenses	\$ 4,729.02

Transfer appropriations within the Operational Stonegarden FY2014 grant for operating expenditures approved by the funding source. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2014 through October 30, 2016.

G.	FROM:	54A100 – Sanitary Engineer	BA1500363
		ST540252 – Sanitary Engineer Administration	
		Capital Outlays	\$ 150,000.00
	TO:	54A100 – Sanitary Engineer	
		ST540252 – Sanitary Engineer Administration	
		Other Expenses	\$ 150,000.00

The Sanitary Engineer is requesting a transfer in the Sanitary Engineer account to cover the cost of certifying requisition 32991 for M Tech for maintenance and part services. Funding comes from sewer district fees.

H.	FROM:	40A067 –Emergency Operation Center	BA1500446
		CC768192 –Emergency Operations Center	
		Capital Outlays	\$ 3,000,000.00
	TO:	40A067–Emergency Operation Center	
		CC768192 –Emergency Operations Center	
		Other Expenses	\$ 3,000,000.00

Transfer appropriations within the capital account for the Emergency Operations Center in preparation for an operating transfer (see JT1500019) the same amount to the Department of Public Safety and Justice Services CECOMS Wireless 911 account resulting from the project being cancelled. Sufficient appropriations will remain in the account for the scaled down version of the Emergency Operations Center. Funding for this specific transfer originated from the Wireless 911 Fund covering the period January 1, 2015 through December 31, 2015.

Resolution: Cash Transfers:

A. FROM: 01A001 – General Fund **JT1500065**
SU514141 – Capital Improvement General Fund Subsidy
Transfer Out \$ 6,234,944.31

TO: 40A069 – Capital Project Future Debt Issuance
CC768242 – New Archives/Storage Building
Revenue Transfer \$ 6,234,944.31

A cash transfer is requested from the General Fund to fund the construction of the sixth floor of the Halle Warehouse building for the consolidation of various county buildings. This represents a permanent use of General Fund Reserves.

B. FROM: 20A635 – Title IV-E Juvenile Court **JT1500063**
JC517326 – Title IV-E Administration Juv. Court
Transfer Out \$ 64,407.93

TO: 21A875 – CCCMHB – Behavioral Mental Health/Juv/Justic
JC756312 – 15/16 Behavior Mental Health/Juv Just.
Revenue Transfer \$ 64,407.93

Juvenile Court received a Behavioral Mental Health/Juvenile Justice grant from Ohio Department of Youth Services. The appropriation for the grant is on the same fiscal agenda - BA1500617. This appropriation will provide \$64,407.93 to supplement the grant for this program. Funding is provided from reimbursements of eligible expenses through the U.S. Department of Health and Human Services passed through the Ohio Department of Jobs and Family Services.

C. FROM: 40A067– Emergency Operation Center **JT15000019**
CC768192 – Emergency Operations Center
Transfer Out \$ 3,000,000.00

TO: 20A814 –Wireless 9-1-1 Government Assistance
JA106773 – Wireless 9-1-1 Government Assistance
Revenue Transfer \$ 3,000,000.00

To transfer cash from the Capital Account titled Emergency Operations Center back to the Wireless 9-1-1 Government Assistance special revenue fund. The return of the funds is a result of the cancellation of the Emergency Operations Center in Broadview Hts. The original transfer took place on September 29, 2014 (JT140032-01) Council Resolution R2014-0220 in the same amount to fund equipment and related equipment infrastructure for the new facility. Funding was originally funded by the Wireless 911 fund.

D. FROM: 26A601 – General Gas & License Fees **JT1500043**
CE412056 – County Engineer-Construction Engineer & Test Lab
Transfer Out \$ 59,596.24

TO: 40A526 – Ohio Department of Transportation- Local Projects Administration
CE785006 – ODOT-LPA
Revenue Transfer \$ 59,596.24

The Department of Public Works is requesting cash transfers to fund the local matches for several road projects and for capital expenses related to those road projects. The source of funding is the Road & Bridge Fund.

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0202

Sponsored by: County Executive Budish	A Resolution confirming the County Executive’s appointment of various individuals to serve on The MetroHealth System Board of Trustees for an unexpired term ending 2/28/2021, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Ohio Revised Code Chapter 339 provides for the organization and operation of a county hospital; and

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

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

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

WHEREAS, the Cuyahoga County Charter Section 6.04, entitled Special Boards and Commissions, states that “[w]hen general law or any agreement with another public agency or court order provides for appointment of members of a special board or commission or other agency by the board of county commissioners, such appointment shall be made by the County Executive, subject to confirmation by the Council;” and

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

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

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

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

SECTION 1. That the Cuyahoga County Council hereby confirms the appointment of the following individuals to serve on The MetroHealth System Board of Trustees for an unexpired term ending 2/28/2021:

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

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

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

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

Yeas:

Nays:

County Council President

Date

Clerk of Council

Date

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

Journal _____
_____, 20__



ARMOND BUDISH
Cuyahoga County Executive

October 7, 2015
Dan Brady, President
Cuyahoga County Council

Re: MetroHealth System Board of Trustees

Dear President Brady:

Pursuant to Ohio Revised Code Chapter 339, I submit the following nominations for service on the MetroHealth System Board of Trustees:

- **Rev. Tony Minor (New) of Cleveland Heights, Cuyahoga County (New- replacing open position)**
- **Mitchell Schneider (New) of Lyndhurst, Cuyahoga County replacing (New- replacing open position)**

Candidates for this board shall:

1. *"Members shall be electors and representative of the area served by the hospital, except that not more than two members may be electors of the area served by the hospital that is outside the county in which the hospital is located"*

Rev. Minor and Mr. Schneider are qualified electors residing in the county.

2. *"...the board of county commissioners together with the probate judge of the county senior in point of service and the judge of the court of common pleas of the county senior in point of service shall appoint or reappoint for a term of six years a sufficient number of members to replace those members whose terms have expired"*

Rev. Minor and Mr. Schneider have been jointly selected by the County Executive and the Judge, "of the most senior in point of service" for the Common Pleas Court (the Honorable Stuart Friedman) and for the Probate Courts (the Honorable Anthony Russo). Correspondence from the Honorable Stuart Friedman and the Honorable Anthony Russo in support of his nomination will be sent separately.

There are three other candidates on file for this position. They include Gail Long, Eddie Morales, and Kassan Bahur.

The nominations are for these open unexpired terms to begin 10/13/15 and expiring 2/28/21.

There are no known conflicts of interest for which an advisory opinion has been requested.

This board is uncompensated.



ARMOND BUDISH
Cuyahoga County Executive

For your review, I have attached pertinent documents for your review, including the online applications submitted by the candidates. Should you or any of your colleagues have any questions, please feel free to contact Chris Glassburn in my office at cglassburn@cuyahogacounty.us or 216-443-7127.

Sincerely,

Armond Budish
Cuyahoga County Executive

cc:

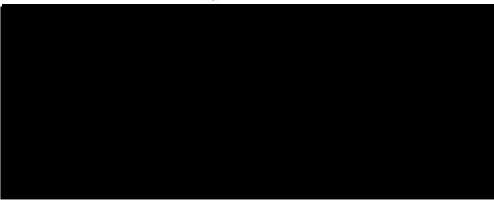
Judge Stuart Friedman
Judge Anthony Russo
Councilwoman Yvonne Conwell
Sharon Sobol Jordan
Joe Nanni
Jeanne Schmotzer
Kris Moore
Chris Glassburn
Laura Trotter



ARMOND BUDISH
Cuyahoga County Executive



Last Name : Minor
First Name : Tony



Please select the boards/commissions/councils you would like to be considered for. : MetroHealth System Board of Trustees -

Why are you interested in serving on this board/commission/council? : MetroHealth is currently involved in unprecedented community development through its 400-million transformation of its main campus. This is a project that will not only create an excellent health-care village but will increase the "renaissance" footprint of the surrounding communities. It continues to provide high quality, safety-net care to many of the poorest in our region while serving as a strong competitor to two other nationally recognized hospitals. The institution is poised to continue to provide innovative health models for medicaid expansion, chronic illness care, and special initiatives such as Medical Home. My career has focused on serving marginalized populations and, in my current capacity as Director of Advocacy at Lutheran Metropolitan Ministry, I have been involved in some aspects of health care policy (Medicaid Expansion) and the enrollment of "hard to reach" uninsured persons. It is my view that my experience and the vision and values of MetroHealth System are a good match to enhance the quality of life our county's residents.

What qualities do you possess that would make you a good candidate to serve on this board/commission/council? : I have been an active and concerned civic participant and innovator through my professional work in social justice, public policy, and impacting health disparities. I currently serve as the Director of Advocacy at Lutheran Metropolitan Ministry. In that capacity, I developed the Faith Health Hub project that targets faith and community leaders to address health disparities and environmental concerns such as lead poisoning. It specifically seeks to train and equip the faith community to link with health institutions to improve the health and well-being of community members. Through this initiative, churches have been involved in reducing risks of chronic illnesses, lead poisoning, asthma awareness, Medicaid



ARMOND BUDISH
Cuyahoga County Executive

Expansion, and health care enrollment through the Affordable Care Act. Currently, plans are in place to link congregations to the Metro Health Health Advocates Program. Additionally, I have served as Director of Project Safe, a HIV testing and prevention program of the Cleveland Treatment Center, where I developed an aggressive outreach approach to reaching persons at-risk of contracting HIV/AIDS. I currently serve on the board of the Cleveland Treatment Center, one of the longest continuously operating substance abuse programs serving heroin and opiate addicts.

What professional experience do you have that would make you a good candidate to serve on this board/commission/council? : Current: Director of Advocacy, Lutheran Metropolitan Ministry Recent Past: Director, Project Safe HIV Program, Cleveland Treatment Center Co-Manager, Fathers and Families Together, Centers for Families and Children

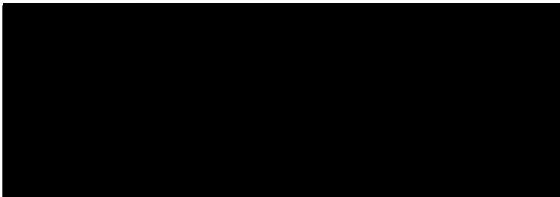
Are there any relationships, including but not limited to business or family relationships, that may be perceived as creating a conflict of interest for your service on the Board and/or Commission for which you have applied? If so, please detail the circumstances: None.



ARMOND BUDISH
Cuyahoga County Executive



Last Name : Schneider
First Name : Mitchell



Please select the boards/commissions/councils you would like to be considered for. : MetroHealth System Board of Trustees -

Why are you interested in serving on this board/commission/council? : I am interested in serving on the Board in order to make a contribution of time and thinking to be of service to the health and welfare of Cuyahoga County residents. Specifically, I am interested in being helpful as MetroHealth continues to develop and pursue the implementation of its strategic plan for its main campus facility.

What qualities do you possess that would make you a good candidate to serve on this board/commission/council? : I have a depth of experience in Board participation and working as a team to accomplish significant tasks. I am able to take complex issues and discuss and present them in clear terms. I have significant community and professional experience.

What professional experience do you have that would make you a good candidate to serve on this board/commission/council? : As a real estate professional I have experience in identifying opportunities, evaluating options, undertaking complex development and re-development plans, evaluating investment and capital deployment options, and working with the community writ large to create win-win experiences in the arena of land use and real estate place-making. As a community professional I have experience working as the Allocations Committee Chairperson of the Cleveland Jewish Federation responsible for the process of



ARMOND BUDISH
Cuyahoga County Executive

allocating nearly \$30M annually to 16 Federation agencies ranging from day schools to senior nursing facilities to Health and Human service agencies. I have also served as the Chairman of the Board of Governors for a local college for 4 years.

Are there any relationships, including but not limited to business or family relationships, that may be perceived as creating a conflict of interest for your service on the Board and/or Commission for which you have applied? If so, please detail the circumstances: : I am the developer of Steelyard Commons which is nearby the MetroHealth campus. I do not see this as a conflict.



ARMOND BUDISH
Cuyahoga County Executive

EMAIL COPY

From: "Stuart Friedman" <shofet@sbcglobal.net>

Date: September 19, 2015 at 1:57:24 PM EDT

To: <abudish@cuyahogacounty.us>

Subject: MetroHealth

Dear Mr. Budish:

As per our earlier discussion, I am hereby confirming my approval of the following for appointment to the MetroHealth Board:

Mitchell Schneider

Tony Minor

I apologize for not giving written notice of my approval earlier. Please feel free to contact me if you have any further questions.

Best wishes for an easy fast and for a healthy and successful New Year for both you and Amy and your family.

Yours,

/s/Stuart Friedman

Stuart A Friedman, Judge

Cuyahoga County Common Pleas Court

Cleveland



ARMOND BUDISH
Cuyahoga County Executive

EMAIL COPY

Metrohealth Board of Trustees

Anthony Russo

[<arusso@cuyahogacounty.us>](mailto:arusso@cuyahogacounty.us)

Wed 6/3/2015 2:15 PM

To: Chris R. Glassburn <cglassburn@cuyahogacounty.us>;

Dear Mr. Glassburn- I have recently interviewed the Reverend Mr. Thomas Anthony Minor, whose nomination was recommended by the County Executive, and thoroughly reviewed his credentials and qualifications, and I am now in a position to approve his appointment to the Board. Please contact me if you have any questions, or if you need any further information. Otherwise I will await receipt of the appropriate paperwork from your office for my signature. Thank you. Judge AJR

From: [Chris R. Glassburn](#)
To: [Jeanne Schmotzer](#)
Subject: Fw: Metrohealth Board of Trustees
Date: Wednesday, October 07, 2015 1:23:46 PM

Chris Glassburn

Senior Policy Advisor
Cuyahoga County
[\(216\) 443-7127](#) Office
[\(440\) 570-9726](#) Personal Cell

From: Anthony Russo
Sent: Tuesday, April 21, 2015 11:28 AM
To: Chris R. Glassburn
Subject: Metrohealth Board of Trustees

Mr Glassburn- I have personally interviewed Mr. Schneider and thoroughly reviewed his credentials and qualifications, and I am pleased to consent to his appointment to the Board. You may prepare any necessary paperwork and send it to me for my signature. In the past I would be provided with a short statement to sign indicating my approval. If you would like to see a copy of that, please let me know and I will get it to you. As far as Reverend Minor, I have not yet received his resume, so he has not yet been contacted to schedule an interview. Judge AJR

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0203

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

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

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

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

WHEREAS, the Cuyahoga County Charter Section 6.04, entitled Special Boards and Commissions, states that “[w]hen general law or any agreement with another public agency or court order provides for appointment of members of a special board or commission or other agency by the board of county commissioners, such appointment shall be made by the County Executive, subject to confirmation by the Council;” and

WHEREAS, the County Executive has nominated Erika Anthony to serve on the Cuyahoga County Public Defender Commission to fill a vacancy in an unexpired term ending 12/31/2015; and

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

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

SECTION 1. The Cuyahoga County Council hereby confirms the appointment of Erika Anthony to serve on the Cuyahoga County Public Defender Commission to fill a vacancy in an unexpired term ending 12/31/2015.

SECTION 2. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health or safety in the County, and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight (8) members of Council, this Resolution shall become immediately effective.

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

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

Yeas:

Nays:

County Council President

Date

Clerk of Council

Date

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

Journal _____
_____, 20__



ARMOND BUDISH
Cuyahoga County Executive

October 7, 2015
Dan Brady, President
Cuyahoga County Council

Re: Cuyahoga County Public Defender Commission (Public Defender Commission)

Dear President Brady:

Pursuant to the Ohio Revised Code Section 120.13, I submit the following nomination for service on the Public Defender Commission:

- **Erika Anthony, of Lakewood, Cuyahoga County (Open Position)**

The commission is comprised of five members, three appointed by Cuyahoga County and two by the Cuyahoga County Common Pleas Court. One member is required to be an attorney admitted to practice in Ohio. All four other members of the commission fulfill this requirement.

There are two other candidates on file for this position. They are Donald Tittle and Margery Koosed. The nomination is for an unexpired four year term, beginning 10/13/2015 and ending 12/31/15. There are no known conflicts of interest for which an advisory opinion has been requested. This board is uncompensated.

The biography of Ms. Anthony is attached.

Please note there are two appointment letters concerning Ms. Anthony for this commission.

Should you or any of your colleagues have any questions, please feel free to contact Chris Glassburn in my office at cglassburn@cuyahogacounty.us or 216-443-7127.

Sincerely,

Armond Budish
Cuyahoga County Executive

cc: Councilwoman Yvonne Conwell
Sharon Sobol Jordan
Joe Nanni
Jeanne Schmotzer

Kris Moore
Chris Glassburn
Laura Trotter



ARMOND BUDISH
Cuyahoga County Executive



Erika Anthony, of Lakewood

Erika Anthony is the Senior Director of Advocacy, Policy, and Research at Cleveland Neighborhood Progress. She is highly involved in her community and has been recognized as up and coming young professional. Previously she worked for Oriana House, The Centers for Families and Children where she worked on Re-Entry, and has experience as a paralegal. Anthony has a Bachelor's Degree of the Psychology from Penn State and a Masters in Public Administration from Cleveland State University.

Board Member, Next Generation Council

Board Member, Cleveland Young Professional Senate

Board Member, Negative Space Gallery

Board Member, EDWINS

Board Member, Community Advisory Board for Ideastream



EXPERIENCE

CLEVELAND NEIGHBORHOOD PROGRESS

January 2015 – Present

Senior Director of Advocacy, Policy & Research

- Work in the public policy arena and be closely aligned with the leaders of each major Neighborhood Progress work stream (Economic Opportunity, Placemaking and CDC Services).
- Inform and advise tactically important stakeholders and policy makers of Neighborhood Progress supported policy initiatives and strategic goals that advance the Neighborhood Progress agenda
- Lead and represent Neighborhood Progress and CDC's and strategically related policy initiatives before City, County, State and Federal policy makers
- Maintain a working relationship with local elected officials and the governmental staff in legislative and administrative positions.
- Develop policy initiatives that support the Neighborhood Progress Strategic Plan and related policy goals in their strategy.
- Consume and commission research on behalf of and related to Neighborhood Progress' initiatives that align with and support the goals of the strategic plan

ORIANA HOUSE, INC.

August 2012 – January 2015

Director of Business Development

- Provide oversight, strategic input and continuous quality improvement for the agency's Neighborhood Reentry Resource Center, Halfway House and Community Based Correctional Facility; participate and represent the agency on various committees and boards to enhance awareness and create strong community relationships
- Research, analyze, implement and monitor business development strategies that enhance the agency's programs and services; examine data and performance measures to ensure effective service delivery
- Conduct fund development, write and monitor grant proposals that emphasize community capacity building and outreach
- Strategically create and maintain effective collaborative partnerships related to community corrections, reentry and any ancillary area of the community impacted by public safety (i.e. community development, housing, employment etc)
- Succinctly coordinate, connect and leverage partnerships in the community to ensure the clients are receiving the essential wrap around services needed to ensure successful reintegration and reduced recidivism
- Effectively monitor pertinent policy and advocacy related matters for criminal justice, corrections, housing, workforce and economic development; educate and provide information to public officials

CENTER FOR FAMILIES AND CHILDREN

August 2009 – August 2012

Project Coordinator

- Managed and coordinated all facets of a multi-million dollar community wide public/private integrated prisoner reentry project; managed subcontracting services including monitoring of contracts (federal and local), quality and compliance
- Developed and oversaw the compliancy of an innovative transitional housing program for formerly incarcerated men
- Created and monitored the metrics that are used to monitor lead agency activity progress, milestones and critical dependencies
- Led the advocacy issues for prisoner reentry on a national, state and local level
- Produced, executed and participated in community initiatives to increase awareness regarding prisoner reentry, i.e. job fairs, candidate forums, voter education events, conferences and workshops.

ERIKA L. ANTHONY



- Conducted fund development and prepared grant proposals
- Key Accomplishments: Planned and hosted a two day training on Children of Incarcerated Parents - secured a national speaker from the National Resource Center on Children and Families of the Incarcerated; planned and host two "How to Start a Small Business As a Restored Citizen (Ex-Offender) - conducted outreach and secured panelists and resource providers in the areas of legal, finance, technology etc; hosted a HIV training in partnership with the AIDS Funding Collaborative; hosted a Fair Housing training in partnership with the Housing and Research Advocacy Center; managed/monitored a Federal Mentoring grant for adults transitioning from incarceration; assisted and provided sample language for SB 337; and, assisted and provided sample language for Cuyahoga County's Ban the Box (Fair Hiring Policy)

BRITTON, SMITH, PETERS, & KALAIL, CO., L.P.A.

December 2006 – August 2009

Paralegal

THOMPSON HINE LLP CLEVELAND, OH

February 2006 – December 2006

Contract Paralegal

JAY GOLDBERG, P.C. NEW YORK, NY

October 2004 – August 2005

Paralegal/Office Manager

THE FORTUNE SOCIETY, NEW YORK, NY

October 2003 – October 2003

Court Advocate

NEW YORK COUNTY DISTRICT ATTORNEY'S OFFICE, NEW YORK, NY

July 2001 – October 2003

Trial Preparation Assistant

The above-referenced combined legal experience included:

- Conducted legal research related to case law, statutes, and arbitration decisions; verify validity of case law for briefs and motions
- Prepared property valuation and tax complaints, fact chronologies, cast of characters, deposition summaries, witness packets, exhibit and witness binders/lists, subpoenas, release of medical and educational records requests and negotiation spreadsheets
- Reviewed and analyze pleadings, depositions, student records, arbitrations, expert witnesses, collective bargaining agreements, and fact-finding reports to assist attorneys in trial, hearings, negotiations and witness preparation
- Participated in crime scene investigations and analysis; interviewed witnesses, victims and defendants in preparation for trial; photographed crime scenes
- Conducted background checks on defendants, witnesses and victims
- Communicated with clients and other agencies regarding various matters
- Prepared written reports to judges and attorneys; advocated on behalf of clients in court
- Initiated and implemented informational meetings with judges, attorneys, and correctional facilities to increase awareness of our services
- Examined potential candidates' medical, criminal, drug, alcohol and family history; interviewed candidates and family members to assess eligibility for Alternative to Incarceration programs
- Corresponded and convened with judges, defense attorneys, prosecutors, members of various programs, and correctional institutions regarding the candidates and the programs services



EDUCATION

CLEVELAND STATE UNIVERSITY, CLEVELAND, OH
MAXINE G. LEVIN COLLEGE OF URBAN AFFAIRS
Masters of Public Administration

August 2008

PENNSYLVANIA STATE UNIVERSITY, UNIVERSITY PARK, PA
Bachelor of Science, Psychology

May 2001

ASSOCIATIONS/VOLUNTEER ACTIVITIES/AWARDS

- Board Member, Bike Cleveland Board of Directors, March 2015 - present
- Member, Ideastream's Community Advisory Board, 2014 - present
- Co-Director, ClevelandVOTES/Nonprofit VOTE, 2014-present
- Board Chair, Negative Space Gallery, 2014-present
- Board Member, EDWINS, June 2014-present
- Fellow, New Leaders Council, January – May 2014
- Graduate, Cleveland Leadership Center's Bridge Builders Program, Class of 2013-2014
- Board Member, Negative Space Galley, 2013-2014
- Board Member, Northeast Ohio Voter Advocates, 2013-2014
- Board Chair, Cleveland Young Professional Senate, 2013-2014
- Participant, Cleveland Leadership Center's Civic Entrepreneurial Boot Camp, 2013
- Peer Reviewer, U.S. Department of Justice, Bureau of Justice Assistance – Second Chance Act Mentoring Program, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0204

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

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

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

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

WHEREAS, the Cuyahoga County Charter Section 6.04, entitled Special Boards and Commissions, states that “[w]hen general law or any agreement with another public agency or court order provides for appointment of members of a special board or commission or other agency by the board of county commissioners, such appointment shall be made by the County Executive, subject to confirmation by the Council;” and

WHEREAS, the County Executive has nominated Erika Anthony to be reappointed to serve on the Cuyahoga County Public Defender Commission for the term 1/1/2016 – 12/31/2019; and

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

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

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

SECTION 2. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health or safety in the County, and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight (8) members of Council, this Resolution shall become immediately effective.

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

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

Yeas:

Nays:

County Council President

Date

Clerk of Council

Date

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

Journal _____
_____, 20__



ARMOND BUDISH
Cuyahoga County Executive

October 7, 2015
Dan Brady, President
Cuyahoga County Council

Re: Cuyahoga County Public Defender Commission (Public Defender Commission)

Dear President Brady:

Pursuant to the Ohio Revised Code Section 120.13, I submit the following nomination for service on the Public Defender Commission:

- **Erika Anthony, of Lakewood, Cuyahoga County (Open Position)**

The commission is comprised of five members, three appointed by Cuyahoga County and two by the Cuyahoga County Common Pleas Court. One member is required to be an attorney admitted to practice in Ohio. All four other members of the commission fulfill this requirement.

There are two other candidates on file for this position. They are Donald Tittle and Margery Koosed. The nomination is for a full four year term, beginning 1/1/2016 and ending 12/31/19. There are no known conflicts of interest for which an advisory opinion has been requested. This board is uncompensated.

The biography of Ms. Anthony is attached.

Please note there are two appointment letters concerning Ms. Anthony for this commission.

Should you or any of your colleagues have any questions, please feel free to contact Chris Glassburn in my office at cglassburn@cuyahogacounty.us or 216-443-7127.

Sincerely,

Armond Budish
Cuyahoga County Executive

cc: Councilwoman Yvonne Conwell
Sharon Sobol Jordan
Joe Nanni
Jeanne Schmotzer

Kris Moore
Chris Glassburn
Laura Trotter



ARMOND BUDISH
Cuyahoga County Executive



Erika Anthony, of Lakewood

Erika Anthony is the Senior Director of Advocacy, Policy, and Research at Cleveland Neighborhood Progress. She is highly involved in her community and has been recognized as up and coming young professional. Previously she worked for Oriana House, The Centers for Families and Children where she worked on Re-Entry, and has experience as a paralegal. Anthony has a Bachelor's Degree of the Psychology from Penn State and a Masters in Public Administration from Cleveland State University.

Board Member, Next Generation Council

Board Member, Cleveland Young Professional Senate

Board Member, Negative Space Gallery

Board Member, EDWINS

Board Member, Community Advisory Board for Ideastream



EXPERIENCE

CLEVELAND NEIGHBORHOOD PROGRESS

January 2015 – Present

Senior Director of Advocacy, Policy & Research

- Work in the public policy arena and be closely aligned with the leaders of each major Neighborhood Progress work stream (Economic Opportunity, Placemaking and CDC Services).
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- Lead and represent Neighborhood Progress and CDC's and strategically related policy initiatives before City, County, State and Federal policy makers
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ORIANA HOUSE, INC.

August 2012 – January 2015

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- Provide oversight, strategic input and continuous quality improvement for the agency's Neighborhood Reentry Resource Center, Halfway House and Community Based Correctional Facility; participate and represent the agency on various committees and boards to enhance awareness and create strong community relationships
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- Succinctly coordinate, connect and leverage partnerships in the community to ensure the clients are receiving the essential wrap around services needed to ensure successful reintegration and reduced recidivism
- Effectively monitor pertinent policy and advocacy related matters for criminal justice, corrections, housing, workforce and economic development; educate and provide information to public officials

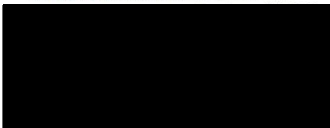
CENTER FOR FAMILIES AND CHILDREN

August 2009 – August 2012

Project Coordinator

- Managed and coordinated all facets of a multi-million dollar community wide public/private integrated prisoner reentry project; managed subcontracting services including monitoring of contracts (federal and local), quality and compliance
- Developed and oversaw the compliancy of an innovative transitional housing program for formerly incarcerated men
- Created and monitored the metrics that are used to monitor lead agency activity progress, milestones and critical dependencies
- Led the advocacy issues for prisoner reentry on a national, state and local level
- Produced, executed and participated in community initiatives to increase awareness regarding prisoner reentry, i.e. job fairs, candidate forums, voter education events, conferences and workshops.

ERIKA L. ANTHONY



- Conducted fund development and prepared grant proposals
- Key Accomplishments: Planned and hosted a two day training on Children of Incarcerated Parents - secured a national speaker from the National Resource Center on Children and Families of the Incarcerated; planned and host two "How to Start a Small Business As a Restored Citizen (Ex-Offender) - conducted outreach and secured panelists and resource providers in the areas of legal, finance, technology etc; hosted a HIV training in partnership with the AIDS Funding Collaborative; hosted a Fair Housing training in partnership with the Housing and Research Advocacy Center; managed/monitored a Federal Mentoring grant for adults transitioning from incarceration; assisted and provided sample language for SB 337; and, assisted and provided sample language for Cuyahoga County's Ban the Box (Fair Hiring Policy)

BRITTON, SMITH, PETERS, & KALAIL, CO., L.P.A.
Paralegal

December 2006 – August 2009

THOMPSON HINE LLP CLEVELAND, OH
Contract Paralegal

February 2006 – December 2006

JAY GOLDBERG, P.C. NEW YORK, NY
Paralegal/Office Manager

October 2004 – August 2005

THE FORTUNE SOCIETY, NEW YORK, NY
Court Advocate

October 2003 – October 2003

NEW YORK COUNTY DISTRICT ATTORNEY'S OFFICE, NEW YORK, NY
Trial Preparation Assistant

July 2001 – October 2003

The above-referenced combined legal experience included:

- Conducted legal research related to case law, statutes, and arbitration decisions; verify validity of case law for briefs and motions
- Prepared property valuation and tax complaints, fact chronologies, cast of characters, deposition summaries, witness packets, exhibit and witness binders/lists, subpoenas, release of medical and educational records requests and negotiation spreadsheets
- Reviewed and analyze pleadings, depositions, student records, arbitrations, expert witnesses, collective bargaining agreements, and fact-finding reports to assist attorneys in trial, hearings, negotiations and witness preparation
- Participated in crime scene investigations and analysis; interviewed witnesses, victims and defendants in preparation for trial; photographed crime scenes
- Conducted background checks on defendants, witnesses and victims
- Communicated with clients and other agencies regarding various matters
- Prepared written reports to judges and attorneys; advocated on behalf of clients in court
- Initiated and implemented informational meetings with judges, attorneys, and correctional facilities to increase awareness of our services
- Examined potential candidates' medical, criminal, drug, alcohol and family history; interviewed candidates and family members to assess eligibility for Alternative to Incarceration programs
- Corresponded and convened with judges, defense attorneys, prosecutors, members of various programs, and correctional institutions regarding the candidates and the programs services



EDUCATION

CLEVELAND STATE UNIVERSITY, CLEVELAND, OH
MAXINE G. LEVIN COLLEGE OF URBAN AFFAIRS
Masters of Public Administration

August 2008

PENNSYLVANIA STATE UNIVERSITY, UNIVERSITY PARK, PA
Bachelor of Science, Psychology

May 2001

ASSOCIATIONS/VOLUNTEER ACTIVITIES/AWARDS

- Board Member, Bike Cleveland Board of Directors, March 2015 - present
- Member, Ideastream's Community Advisory Board, 2014 - present
- Co-Director, ClevelandVOTES/Nonprofit VOTE, 2014-present
- Board Chair, Negative Space Gallery, 2014-present
- Board Member, EDWINS, June 2014-present
- Fellow, New Leaders Council, January – May 2014
- Graduate, Cleveland Leadership Center's Bridge Builders Program, Class of 2013-2014
- Board Member, Negative Space Galley, 2013-2014
- Board Member, Northeast Ohio Voter Advocates, 2013-2014
- Board Chair, Cleveland Young Professional Senate, 2013-2014
- Participant, Cleveland Leadership Center's Civic Entrepreneurial Boot Camp, 2013
- Peer Reviewer, U.S. Department of Justice, Bureau of Justice Assistance – Second Chance Act Mentoring Program, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0205

Sponsored by: County Executive Budish	A Resolution confirming the County Executive's reappointment of Gary Shamis to serve on the Cuyahoga County Audit Committee for the term 1/1/2016 - 1/1/2021, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the Cuyahoga County Audit Committee was created pursuant to the provisions of Article XI, Section 11.01 of the Cuyahoga County Charter, in order to "provide internal auditing to assist the County Executive, Fiscal Officer, the Council, and other county officers and departments, institutions, boards, commissions, authorities, organizations and agencies of County government funded in whole or in part by County funds in providing taxpayers of the County with efficient and effective services;" and,

WHEREAS, pursuant to the Cuyahoga County Charter, the Cuyahoga County Audit Committee is comprised of the County Executive; the Fiscal Officer, who shall serve as the chair of the committee; the President of Council; and two County residents who are appointed by the County Executive and confirmed by Council; and,

WHEREAS, the Cuyahoga County Charter Section 6.04, entitled Special Boards and Commissions, states that "[w]hen general law or any agreement with another public agency or court order provides for appointment of members of a special board or commission or other agency by the board of county commissioners, such appointment shall be made by the County Executive, subject to confirmation by the Council;" and,

WHEREAS, the County Executive has nominated Gary Shamis to be reappointed to serve on the Cuyahoga County Audit Committee for the term 1/1/2016 – 1/1/2021; and,

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

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



ARMOND BUDISH
Cuyahoga County Executive

October 7, 2015
Dan Brady, President
Cuyahoga County Council

Re: Cuyahoga County Audit Committee (Audit Committee)

Dear President Brady:

Pursuant to the Cuyahoga County Charter Section 11.01, I submit the following nominations for service on the Audit Committee:

- **Gary Shamis, CPA, of Bentleyville, Cuyahoga County (Reappointment)**

County residency is the only requirement of this board. Mr. Shamis is a resident of the County. There are no other candidates on file for this position. The nomination is for a full term, beginning 1/1/2016 and expiring two years following the term of the County Executive (1/1/2021). There are no known conflicts of interest for which an advisory opinion has been requested. This board is uncompensated.

The biography of Mr. Shamis is attached.

Please note the Mr. Shamis was recently appointed to an unexpired term in July that expires 12/31/15.

Should you or any of your colleagues have any questions, please feel free to contact Chris Glassburn in my office at cglassburn@cuyahogacounty.us or 216-443-7127.

Sincerely,

Armond Budish
Cuyahoga County Executive

cc: Councilwoman Yvonne Conwell
Sharon Sobol Jordan
Joe Nanni
Jeanne Schmotzer

Kris Moore
Chris Glassburn
Laura Trotter



ARMOND BUDISH
Cuyahoga County Executive



Gary Shamis, of Bentleyville

Gary Shamis recently served as the Senior Managing Director of SS&G, one of the nation's largest independent accounting firms. Mr. Shamis co-founded SS&G in Solon and served as the partner in charge for all of its entities. He is an extensively experienced accounting, tax planning, and strategic planning. SS&G maintained its headquarters in Solon with over 300 employees.

In November, 2014 SS&G was purchased by international firm BDO. As part of the merger, Mr. Shamis will serve as the National Strategy and Growth Advisor to BDO and will maintain responsibilities for the Solon office.

Mr. Shamis has a Masters in Accountancy from the Ohio State University and is a CPA. He is very involved in the Greater Cleveland community and has served on numerous boards. He currently serves on:

Chairperson, Cleveland Jewish News

Chairperson, North Coast Community Homes

Chairperson, Hillel at Kent State University

Board Member, Anti-Defamation League

Board Member, Northeastern Ohio Universities Colleges of Medicine and Pharmacy

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0206

Sponsored by: County Executive Budish/Department of Public Works	A Resolution making an award on RQ34074 to R.W. Clark Co. in the amount not-to-exceed \$1,179,073.00 for the Cuyahoga County Courthouse Americans with Disabilities Act Improvements Project; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works has recommended making an award on RQ34074 and enter into a contract with R.W. Clark Co. in the amount not-to-exceed \$1,179,073.00 for the Cuyahoga County Courthouse Americans with Disabilities Act Improvements Project; and

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

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

WHEREAS, this project is funded with 2009 General Fund Obligation Limited Tax Bonds; and

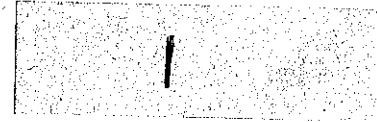
WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ34074 to R.W. Clark Co. in the amount not-to-exceed \$1,179,073.00 for the Cuyahoga County Courthouse Americans with Disabilities Act Improvements Project.

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

NOVUS AGENDA



Item Details:

Agency/Dept. Name: County Engineer **Agency/Dept. Head Name:** Ginger Cox, P.E.

Type of Request: Award Recommendation

Request Prepared by: Juliann Conway **Telephone No.** 216-348-3838

SUMMARY OF REQUESTED ACTION:

Department of Public Works

A) SCOPE OF WORK SUMMARY

1. is recommending an award on RQ34074 and requesting to enter into a contract with R. W. Clark Co. in the amount not-to-exceed \$1,179,073.00 for the Cuyahoga County ADA Improvements.

PROCUREMENT

1) Competitive Bid process. R. W. Clark Co. was determined to be the lowest qualified bidder.

2) The Office of Procurement and Diversity assessed a thirty (30%) percent SBE Goal and goal was met and approved.

3) The engineer's estimate was \$1,500,000.00

The bids were open on August 12, 2015.

There were six (6) proposals pulled from OPD and five (5) bids were submitted for review.

C) CONTRACTOR AND PROJECT

R. W. Clark Co.
5122 St. Clair Avenue
Cleveland, Ohio 44103
216-432-3155

Council District 7.

The Cuyahoga County Courthouse is located in Council District 7.

D. PROJECT STATUS AND PLANNING

The contract period will be approximately nine (9) months (September 30, 2015 and be substantially complete by June 30, 2016).

Project Description:

The scope of work planned for the interior ADA improvements include restrooms on ground, first, second and third floors; abatement of existing mastic floors, wall tile and pipe installation. Additional work related to accessibility will also be completed in Probate Courtrooms 1 and 2 as well as Court of Appeals Courtrooms 2 and 3.

E. FUNDING

- 1. 2009 General Obligation Limited Tax Bonds

The funding for this project is included as a specific planned budget item.

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	See Summary of Requested Action

Total Amount Requested:

\$1,179,073.00

ATTACHMENTS:

Click to download

[OPD Bid Tabulation Signed Director](#)

34074 p1 of 2

OFFICE OF PROCUREMENT & DIVERSITY
 TABULATION OF BIDS RECEIVED (OVER \$25,000)

CONTRACT PERIOD: August 12, 2015
 NUMBER OF ITB'S SENT/RETURNED: 6/5
 ESTIMATE: \$1,500,000.00
 SBE GOAL: 30%

COMMODITY DESCRIPTION		TO BE COMPLETED BY OPD		BUYER REVIEW		SBE SUBCONTRACTOR NAME		Total SBE %	COMP. BY (Y/N)	CCBB (Y/N)	Price Pref. (Y/N)	Comments and Initials
R. W. Clark Co Inc 5127 St Clair Avenue Cleveland, Ohio 44103	100% Ohio Farmers Insurance Company	Base Bid \$1,015,273.00 A2 Cash Allowance \$6,800.00 Total Bid \$1,179,073.00 Add Alternate \$6,200.00	Planholder <input checked="" type="checkbox"/> IG# 12-330 Form of Proposal <input checked="" type="checkbox"/> NCA MCP <input checked="" type="checkbox"/> POF <input checked="" type="checkbox"/> CCBB <input checked="" type="checkbox"/> (Yes) Add#1 Ack <input checked="" type="checkbox"/> Bid Bond Hazard Mat'l <input checked="" type="checkbox"/> Elec Sign OK 8-13-15 TOTAL SBE \$518,792.11	Commerce Plumbing Company \$2,175,912.8 18.2% Frank Novak Builders, Inc. \$1,083,060.83 5.8% W.M. Clark \$235,814.60 20%	44%	Y	N	Handwritten notes and initials				
EnviroCom Construction Inc 23632 Mercantile Road Beachwood, Ohio 44122	100% Fidelity and Deposit Company of Maryland	Base Bid \$1,088,000.00 A2 Cash Allowance \$4,000.00 Total Bid \$1,249,000.00 Add Alternate \$9,600.00	Planholder <input checked="" type="checkbox"/> IG# N/A Form of Proposal <input checked="" type="checkbox"/> NCA MCP <input checked="" type="checkbox"/> POF <input checked="" type="checkbox"/> CCBB <input checked="" type="checkbox"/> (Yes) Add#1 Ack <input checked="" type="checkbox"/> Bid Bond Hazard Mat'l <input checked="" type="checkbox"/> Elec Sign OK 8-13-15 TOTAL SBE \$445,893.00	Commerce Plumbing Company \$195,968.10 15.6% Imperial Mechanical, Inc. \$15,987.20 1.2% Koraska Tile + Marble, Inc. \$2,935,937.70 18.7%	35.7%	Y	N	Handwritten notes and initials				
Infinity Construction Co Inc 1840 Cranwood Parkway Warrensburg Heights, Ohio 44128	100% Fidelity and Deposit Company of Maryland	Base Bid \$1,146,500.00 A2 Cash Allowance \$6,500.00 Total Bid \$1,310,000.00 Add Alternate \$9,300.00	Planholder <input checked="" type="checkbox"/> IG# N/A Form of Proposal <input checked="" type="checkbox"/> NCA MCP <input checked="" type="checkbox"/> POF <input checked="" type="checkbox"/> CCBB <input checked="" type="checkbox"/> (No) Add#1 Ack <input checked="" type="checkbox"/> Bid Bond Hazard Mat'l <input checked="" type="checkbox"/> Elec Sign OK 8-13-15 TOTAL SBE \$429,109.00	Functional Building Supply Company \$916,440.00 47% The Company, Inc. \$17,265.00 .55% Prestige Stone Industries Limited \$257,694.00 19.82% Imperial Mechanical \$10,768.00 1.28% Prestige Stone Plumbing Company \$196,450.00 15%	36.65%	Y	N	Handwritten notes and initials				
Cold Harbor Building Company 115 Industrial Parkway Chardon, Ohio 44024	100% Fidelity and Deposit Company of Maryland	Base Bid \$1,221,000.00 A2 Cash Allowance \$5,000.00 Total Bid \$1,383,000.00 Add Alternate \$9,500.00	Planholder <input checked="" type="checkbox"/> IG# 12-3047 Form of Proposal <input checked="" type="checkbox"/> NCA MCP <input checked="" type="checkbox"/> POF <input checked="" type="checkbox"/> CCBB <input checked="" type="checkbox"/> (No) Add#1 Ack <input checked="" type="checkbox"/> Bid Bond Hazard Mat'l <input checked="" type="checkbox"/> Elec Sign OK 8-13-15	On Point Construction Services, LLC \$1,414,400.00 30%	0%	Y	N	Handwritten notes and initials				

Apex Construction and Management Co Inc 24381 Aurora Road Suite A-6 Bedford Heights, Ohio 44146	100% The Guarantor Company of North America USA	Base Bid \$1,384,636.00 A2 Cash Allowance \$2,964.00 Total Bid \$1,544,600.00 Add Alternate \$9,900.00	Planholder <input checked="" type="checkbox"/> IGH 14-0170 Form of Proposal <input checked="" type="checkbox"/> NCA NCE <input checked="" type="checkbox"/> POB <input checked="" type="checkbox"/> CCBB <input checked="" type="checkbox"/> (Yes) Add'l Ack <input checked="" type="checkbox"/> Bid Bond <input checked="" type="checkbox"/> Hazard Mat'l <input checked="" type="checkbox"/> E-Rec Sign <input checked="" type="checkbox"/> OK 8-13-15	Apex (Contractor), Management Co., Inc. \$308,920.00 20% Commerce Plumbing Company 244,699.40 13.9%	33.9%	Y N N	Prime is SBE. APX 8/14/15 BT 8-13-15 7M 8/13/15
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VIA
CCBB: Low Non-CCBB Bid: \$ 1,179,073.⁰⁰ Does CCBB apply? N \$94,325.⁰⁰ + 179,073.⁰⁰ (Note: CCBB might meet all bid requirements)
* LOWEST BID REC'D \$ 1,179,073.⁰⁰ RANGE OF LOWEST BID REC'D \$ 1,000,000 - 3,000,000 PRICE PEEF % & \$ LIMIT: 8% max X \$10,000 MAX SBE PRICE PEEF \$ 1,273,398.84
Total SBE \$ 523,619.40

DEPARTMENT DIRECTOR SIGNATURE: *Michael W. Dever* DATE: 8-21-15
DEPARTMENT DIRECTOR NAME: MICHAEL W. DEVER
LOW BIDDER NOTIFIED
C/No C/Yes Date: _____
Job sheet with SBE
Updated: 03/07/2015

CRM APPROVAL
(If actual bid exceeds estimate)

34074
P.2 of 2



Principal Owner Form RQ34074

(Required Document for Award Recommendations/Purchases/Contracts)

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

Company Name (Legal name of the business):	R.W. CLARK Co., INC.
Principal Owner's Name (The legal name of the owner(s) of the business):	ROBERT W. CLARK
Owner/Officer's Title:	PRESIDENT
Business Address:	5122 ST. CLAIR AVE. CLEVELAND, OH 44103
Phone Number:	216 432 3155
Name of Person Completing Form:	ROBERT W. CLARK
Signature:	<i>Robert W. Clark</i>
Title:	PRESIDENT

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

CUYAHOGA COUNTY STAFF:

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

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

Signature: *Julianne Conway*

Date: 8-31-15

Printed Name: Julianne Conway

IG Number: 12-2330

Cuyahoga County
(Principal Owner Form, 01-16-2015)

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0207

Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer	A Resolution authorizing a revenue generating Utility Agreement with Village of Newburgh Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 22; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works recommends approval of a revenue generating Utility Agreement with Village of Newburgh Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 22; and

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

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

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

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

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

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

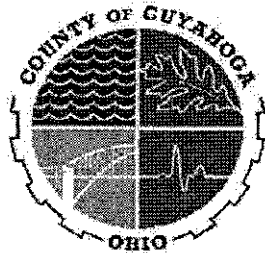
Clerk of Council

Date

First Reading/Referred to Committee:

Committee Assigned:

Journal _____
_____, 20____



3

Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept.Head Name:	Michael W. Dever
Type of Request:	Agreement/Amendment		
Request Prepared by:	Tamala L. DiFilippo	Telephone No.	216/443-7657
SUMMARY OF REQUESTED ACTION:			
A. SCOPE OF WORK SUMMARY			
1. Department of Public Works requesting the approval of an agreement with the Village of Newburgh Heights for Storm Sewer and Sanitary Sewer Maintenance. <u>This is a revenue generating contract. There is no cost associated with this specific contract. The annual revenue for work to be performed is estimated to be \$290,000.00.</u>			
2. The primary goal of this Agreement is to set forth the responsibilities of the respective parties under the Agreement as well as establish a rate which the County will charge the Village of Newburgh Heights for services.			
3. Under the provision of the Ohio Revised Code Section 6117.02, this County may levy an assessment to pay the cost and expense of the maintenance and operation of such sewerage improvements.			
B. PROCUREMENT			
1. N/A			
2. N/A			
3. N/A			
C. CONTRACTOR AND PROJECT INFORMATION			
1a. The address for contact is: Village of Newburgh Heights 4000 Washington Park Boulevard Newburgh Heights, OH 44105			
2. The owner is the Village of Newburgh Heights.			
3a. N/A			

3b. The Village of Newburgh Village is located in Council District 8.

D. PROJECT STATUS AND PLANNING

- 1. N/A
- 2. N/A
- 3. N/A
- 4. N/A
- 5. N/A

E. FUNDING

- 1. As noted, there is no cost associated with this specific contract with the Village of Newburgh Heights.
- 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:

Total Amount Requested:

\$

ATTACHMENTS:

Click to download

- [Agreement](#)
- [2015 Current Hourly Rate Sheet](#)
- [Exhibit A](#)

History

Time	Who	Approval
9/14/2015 11:45 AM	Clerk of the Board	Yes
9/22/2015 12:15 PM	Department of Law Clerk of the Board	Yes

County Council of Cuyahoga County, Ohio

Resolution No. 2015-0208

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

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

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

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

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

Journal _____
_____, 20__

NOVUS AGENDA



2

Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept. Head Name:	Jamal Husani
Type of Request:	Contract/Amendment		
Request Prepared by:	Nancy Farina for John Myers	Telephone No.:	216 698-2594

SUMMARY OF REQUESTED ACTION:

Title: The Department of Public Works, **WET_2015 Recommended Submission of Award Pioneer Building II Ltd CE1000546-01 Amendment to Lease Agreement Cuyahoga County Solid Waste District**, 4750 E. 131st Street, Garfield Hts., Ohio 44125

Scheduled Meeting: Regular Meeting 10/13/2015 5:00 PM

OPD has reviewed this item (9-9-15) and determined that it is ok to process in accordance with county policies/procedures/ordinances. Amendment. (Per Mary Butler's email to Nancy Farina 9/10/15 10:33 am attachment) **A. SUMMARY OF SCOPE:1. The Department of Public Works is submitting request for recommendation and submission of award for plans to amend Contract No. 1000546 with **PIONEER BUILDING II, LTD.**, successor in interest to PIONEER BUILDING LTD. to extend the Term by sixty (60) months from **November 1, 2015 to October 31, 2020** for the lease of office space for The Cuyahoga County Solid Waste District Office and Special Waste Convenience Center in the amount of **\$1,179,525.00** (which includes an addition to a one time additional base rent payment of \$25,275.00.) Contract No. CE1000546-01

Requisition No. RQ15644 Resolution #0949101

2015 Contractor Registration Confirmation Invoice Number: 42KK-091715 Note:

Contract No. CE1000546-01 Pioneer Building, Ltd. Commenced on November 1, 2010 and shall expire October 31, 2015 and shall not exceed \$1,325,500.00 with one option to renew the lease on as "As is" basis for a period of five (5) years (commencing the first day following the end of the Initial Term of five (5) years and ending on October 31, 2020. Schedule of Base Rent for the Renewal term 11/1/15 – 10/31/2020 Year 6 11/1/15 –

10/31/16 \$213,750.00 / \$17,812.50

Year 7 11/1/16 – 10/31/17 \$222,300.00 / \$18,525.00

Year 8 11/1/17 – 10/31/18 \$230,850.00 / \$19,237.50

Year 9 11/1/18 – 10/31/19 \$239,400.00 / \$19,950.00

Year 10 11/1/19 – 10/31/20 \$247,950.00 / \$20,662.50. The primary goals of the project are to lease space for the Cuyahoga County Solid Waste District. 3. The project is mandated by (provide the ORC statute with section numbers, Cuyahoga County Charter, etc). n/a

B. Procurement1. The procurement method for this project was no other vendors were investigated at this time as the end user departments request to exercise the Renewal Option provided for in the Lease and supported by vote of the Cuyahoga County Solid Waste District, Resolution No. 150821-D, dated August 21, 2015.

C. Contractor and Project Information1.The address(es) of all vendors and/or contractors is:Building and Land Owner:
Pioneer Building II Ltd
Joseph A. Balog
6055 Rockside Woods Blvd. Ste. 100
Independence, Ohio 44131

The Solid Waste District Special Convenience Center
4750 E. 131st Street
Garfield Heights, Ohio 44125
(comprises a total of 34,200 square feet of space)2.The (owners, executive director, other [specify]) for the contractor/vendor is Pioneer Building II Ltd
Joseph A. Balog (216) 346-5800Neil Viny (Trustee Under the Neil Viny Declaration of Trust Dated May 29, 2007)
6055 Rockside Woods Blvd. Ste 100
Independence, Ohio 44131

a) The address or location of the project is: The Solid Waste District Special Convenience Center
4750 E. 131st Street
Garfield Heights, Ohio 44125

(comprises a total of 34,200 square feet of space)3.b) The project is located in Council District 8

D. Project Status and Planning1. The project is an extension of the existing project. The county currently leases approximately 34,200 square feet of space for Cuyahoga County Solid Waste District Special Convenience Center. Works plans to amend contract #1000546, a lease which runs from November 1, 2010 through October 31, 2015 to provide for an additional sixty (60) months on the lease term, to run from November 1, 2015 through October 31, 2020. The Solid Waste District Special Convenience Center is located at 4750 E. 131st Street, Garfield Heights, Ohio and comprises a total of 34,200 square feet of space. 2. The project has (#) phases. The next steps, dates, and anticipated cost of these are (list each critical step and the date of start and completion). n/a 3.The project is on a critical action path because the renewal term begins November 1, 2015.4.The project's term has (already begun or ended). The reason there was a delay in this request is (present the detail for the delay). n/a 5.The contract or agreement needs a signature in ink by October 31, 2015.

E. Funding1. The project is funded:
Index code: SM522573
Sub object code: 0385
Fund Type: Solid Waste Convenience Center
Fund 20A: Health and Community Services2. The schedule of payments is:

November 1, 2015 – October 31, 2020 sixty (60) months \$1,179,525.00
 Schedule of Base Rent for the Renewal term 11/1/15 – 10/31/2020
 Year 6 11/1/15 – 10/31/16 \$213,750.00 / \$17,812.50
 Year 7 11/1/16 – 10/31/17 \$222,300.00 / \$18,525.00
 Year 8 11/1/17 – 10/31/18 \$230,850.00 / \$19,237.50
 Year 9 11/1/18 – 10/31/19 \$239,400.00 / \$19,950.00
 Year 10 11/1/19 – 10/31/20 \$247,950.00 / \$20,662.50

Each annual payment shall be paid in twelve (12) equal monthly paymentsDanielle Clark, Budget Analyst approved year 6. Funds \$239,025.00 via email 9/3/2015 3. The project is an amendment:

Contract No. CE1000546

and

Solid Waste District Resolution #150821-D dtd. August 21, 2015This amendment changes to the value not to exceed \$1,179,525.00, for the Renewal Term beginning November 1, 2015 – October 31, 2020 and is the first (1st) amendment of the contract. The history of the amendments is:

Pioneer Building Ltd.

CE1000546 authorized pursuant to Resolution NO. 102962 passed July 15, 2010

November 1, 2010 – October 31, 2015

Contract Price: \$1,325,500.00**Justification:**

2015 Amendment to Lease Agreement by/btwn County of Cuyahgoa and Pioneer Building II LtdOPD to review at Special Meeting on 9/9/2015 9:30 am to request RFP Exemption for the Board of Control approval**PRINCIPAL OWNER(S)**

Pioneer Building II Ltd

Joseph A. Balog (216) 346-5800

Neil Viny (Trustee Under the Neil Viny Declaration of Trust Dated May 29, 2007)

6055 Rockside Woods Blvd. Ste 100

Independence, Ohio 44131**EXPLANATION FOR LATE SUBMITTAL: N/A**

Works plans to amend contract #1000546, a lease which runs from November 1, 2010 1. The project is funded:Index code: SM522573

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

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

The project is an extension of the existing project.

Financial Information:

Funding source:

Other

Explanation:

Fund 20A: Health & Community Services Fund Type: Solid Waste Convenience Center

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

Contractor: Pioneer Building II Ltd

Contract/Agreement No.: CE1000546-01 Time Period: 11/1/2015-10/31/2020
Sixty (60) month ("Renewal Term")
\$1,179,525.00 (includes one-time addtl base rent \$25,275.00)

Service Description: Lease of space for Cuyahoga County Solid Waste District Special Convenience Center located at 4750 E. 131st Street, Garfield Hts., Ohio 44125

Original Contract/Agreement Amount: CE1000546-01 \$1,325,500.00 , RQ14962 time period 8/1/2010-7/31/2015

Prior Amendment(s) Amount(s): Resolution 102962 adopted 7/15/2010 \$1,325,500.00

Performance Indicators: Contract language, lease of approximately 34,200 square feet of space Pioneer Building II Ltd located at 4750 E. 131st Street, Garfield Hts., Ohio 44125

Actual performance versus performance indicators (include statistics): Actual day to day usage

Rating of Overall Performance of Contractor (Check One):

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

Justification of Rating: Providing of space pursuant to lease.



User Department

9/1/2015
Date

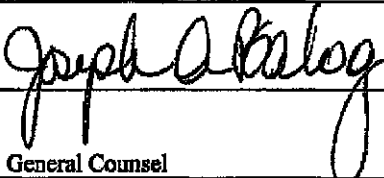
s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases/Contracts)

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

Company Name (Legal name of the business):	Pioneer Building II Ltd
Principal Owner's Name (The legal name of the owner(s) of the business):	(*Neil Viny
Owner/Officer's Title:	Manager
Business Address:	6055 Rockside Woods Blvd, Suite 100, Independence, Ohio 44131
Phone Number:	(216) 447-0070
Name of Person Completing Form:	Joseph Balog
Signature:	
Title:	General Counsel

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

CUYAHOGA COUNTY STAFF:

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

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

Signature: 

Date: 9/16/15

Printed Name: JOHN MYERS

IG Number: _____

Cuyahoga County
(Principal Owner Form, 01-16-2015)

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0209

Sponsored by: County Executive Budish/Fiscal Officer/Office of Budget & Management	A Resolution adopting the 2016/2017 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, Pursuant to Title 7, Chapter 701 of the Cuyahoga County Code, County Council 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 C 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 E 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 2016/2017 Biennial Operating Budget and Capital Improvements Program as follows:

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 _____
_____, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0210

Sponsored by: County Executive Budish/Fiscal Officer/Office of Budget & Management	A Resolution authorizing the issuance and sale of bonds, in an aggregate principal amount not-to-exceed \$65,000,000.00, for the purpose of paying the cost of constructing, renovating, improving, or repairing sports facilities; and declaring the necessity that this Resolution become immediately effective.
---	---

WHEREAS, pursuant to Resolution No. R2014-0002, adopted by this Council on January 28, 2014, this Council caused to be submitted to the electors of Cuyahoga County at the special election on May 6, 2014, the question whether excise taxes shall continue to be levied by Cuyahoga County on spirituous liquor, beer, wine and other beverages and cigarettes sold in the County for 20 years beginning August 1, 2015, for the purpose of paying the cost of constructing, renovating, improving or repairing sports facilities and reimbursing a county for costs incurred by the county in the construction of sports facilities; and

WHEREAS, that ballot measure received a majority affirmative vote of the Electors of Cuyahoga County at that special election, and, consequently, the taxes thereby levied went into effect beginning August 1, 2015; and

WHEREAS, The Gateway Economic Development Corporation of Greater Cleveland (“Gateway”) is responsible for Major Capital Repairs of Progressive Field and Quicken Loans Arena, as defined in the respective leases; and

WHEREAS, Gateway has evaluated requests submitted by the Cleveland Indians and Cleveland Cavaliers for Major Capital Repairs, and, pursuant to board Resolution Nos. 2014-2, 2014-3, and 2015-2, has recommended approval of such Major Capital Repairs, estimated to total \$60,483,118.00; and

WHEREAS, Cuyahoga County now desires to proceed expeditiously with the issuance of bonds or other debt obligations payable from those levied taxes for the purpose of paying such costs of sports facilities.

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

SECTION 1. The County Executive, the Fiscal Officer, the Director of Law and other appropriate officials of the County are each hereby authorized and directed to proceed expeditiously to make all necessary and appropriate arrangements for the preparation of a resolution and accompanying documents for this Council to consider, authorize and approve the issuance of bonds or other debt obligations of the County pursuant to Ohio Revised Code Chapters 133 and 307 and other applicable laws in an aggregate principal amount of not-to-exceed \$65,000,000, payable from the excise taxes described above, for the purpose of paying the cost of constructing, renovating, improving or repairing sports facilities.

SECTION 2. In connection with the preparation of the resolution and documents described in Section 1, the County Executive, the Fiscal Officer, the Director of Law and other appropriate officials of the County are each hereby authorized and directed to confer and coordinate with the County’s financial advisor, bond counsel, and other consultants they deem necessary to analyze and determine the optimal structure of the financing and method of sale, taking into account the best interests of the County and the nature and useful life of the sports facilities to be constructed.

SECTION 3. 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.

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

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

Yeas:

Nays:

County Council President Date _____

County Executive Date _____

Clerk of Council Date _____

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

Journal _____
_____, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0211

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

WHEREAS, the primary goal of this project is to assist with the financing of the acquisition, renovation and construction of the Van Aken Shopping Plaza located at Farnsleigh Road and Warrensville Center Road in the City of Shaker Heights; and

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

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

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

SECTION 1. That the Cuyahoga County Council hereby authorizes a Casino Revenue Fund loan in the amount not-to-exceed \$4,300,000.00 to Van Aken Shopping Center, LTD. for the benefit of the Van Aken Shopping Plaza Project located at Farnsleigh Road and Warrensville Center Road in the City of Shaker Heights.

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

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

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

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

Yeas:

Nays:

_____	_____
County Council President	Date

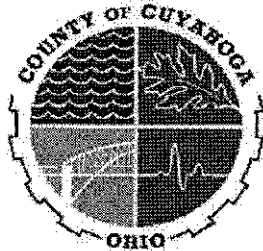
_____	_____
County Executive	Date

_____	_____
Clerk of Council	Date

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

Journal _____
_____, 20__

Novus AGENDA



4

Item Details:

Agency/Dept. Name:	Department Development	of Agency/Dept. Head Name:	Nathan Kelly, Interim Director
Type of Request:	Other		
Request Prepared by:	Sara Parks Jackson	Telephone No.	216-443-8160
SUMMARY OF REQUESTED ACTION:			
A. Scope of Service			
1. Department of Development requesting approval of a Casino Revenue Loan to Van Aken Shopping Center, LTD., in an amount not to exceed \$4,300,000.00			
2. The primary goal of the project is to assist with financing the redevelopment of the Van Aken Shopping Plaza located at Farnsleigh and Warrensville Center Road in the City of Shaker Heights.			
B. Procurement			
1. The procurement method for this project is a loan.			
C. Contractor and Project Information			
1. The address of the borrower is: Van Aken Shopping Center, LTD 50 Public Square, Suite 1600 Cleveland, Ohio 44113			
2. The owners are Van Aken Shopping Center , Ltd.			
3. The location of the project is Farnsleigh and Warrensville Center Road Shaker Heights, Ohio Council District 9			
D. Project Status and Planning			

1. The project is new to the County

E. Funding

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

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Other

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

Financial Information:

Funding source:	Explanation:
Other	Casino Revenue Fund
Total Amount Requested:	
\$4,300,000	

ATTACHMENTS:

Click to download

[Summary](#)

History

Time

Who

Clerk of the Board

Approval



Van Aken Project

Located in Shaker Heights, Ohio, the Van Aken Redevelopment is a \$91 million dollar sustainable and transportation oriented development. The public-private partnership is critical to the sustainability of Shaker's Van Aken business district and the broader region.

The Van Aken Redevelopment project has increased substantially from previous iterations. The development program now includes the Shaker Plaza and Qua Buick sites, as well as the existing Van Aken Shopping Center, the Shaker-owned Farnsleigh Parking Lot and vacated right-of-ways as a result of Shaker's road reorientation project. The objective for Phase 1 is to build a vibrant mixed-use gathering place at the end of the RTA Blue Line and within walking distance of Shaker's historic neighborhoods. The program includes retail, fresh food market, office, structured parking, outdoor gathering spaces, and market rate apartments. Ultimately, the transformation Phase 1 will encourage further job creation and substantial office development throughout the Van Aken district and surrounding areas.

The project's capital structure includes a combination of equity, private debt and public financing. The financing assumptions are based on market rents and conventional capital market underwriting standards. The financial closing can be achieved within the proposed development timeframe.

The private debt components will be secured from a regional bank consortium. The equity component has been committed by the RMS principals.

It is assumed that the public financing component will be funded from a combination of City, County and State programs. Grant opportunities from the other funding partners are limited. RMS is in negotiations with the Shaker, Cuyahoga County and State of Ohio to finalize their commitments to the project.

The project is dense, promoting walkability and a neighborhood experience. The resulting density necessitates structured parking and infrastructure resulting in a financing gap. The brownfield remediation and demolition costs also contribute to the gap.

To stay competitive, the Van Aken commercial tenants are not able to pay significantly more to be located in the City of Shaker Heights. Due to the tax rate structure, RMS must reduce its base rental rates to offset the higher operating expenses.

The proposed security for the County loan includes a 2nd mortgage and assignment of excess tax increment financing ("TIF") revenues. There is adequate project cash flow to service both the senior construction and County loans. Funding from the Cuyahoga County is critical to bridging the gap in the capital structure.

Economic Impacts and Employment Opportunities:

The project will have significant economic impacts for the City of Shaker Heights, Shaker Schools, Cuyahoga County and State of Ohio. The following table summarizes the project's economic impacts:

Shaker Heights Recurring Tax Revenues	\$	993,851
Shaker School Share of Prop. Tax Increment	\$	469,000
Cuyahoga County Recurring Tax Revenues	\$	746,832
State of Ohio Recurring Tax Revenues	\$	3,816,728
Permanent Jobs		553
New Residents (assumes 50% new to Shaker)		72
Construction Jobs		665

Phase 1 Development Program

- \$91+ million project + expansion potential
- 30,000 SF of office
- 21,000 SF grocery
- 37,000 SF fitness center
- 130,000 SF restaurants and retail
- 96 market-rate apartment units
- Structured parking garage
- Outdoor gathering spaces
- Site plan leaves a 2 acre parcel for substantial second phase office development
- Enhancement of landscaping, signage, and other amenities
- Extension, relocation and reconfiguration of existing utilities

Shaker Van Aken - Primed for Redevelopment:

RMS has a mobilized development team and has organized the necessary professionals to execute on the development plan:

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0212

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

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

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

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

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

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

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

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

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0213

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

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

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

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

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

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

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

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

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

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

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

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

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

PROPOSED RENEWAL (HEALTH AND HUMAN SERVICES LEVY)

CUYAHOGA COUNTY

A Majority Affirmation Vote is necessary for passage.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

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

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

SECTION 8. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health, or safety in the County, and any additional reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 9. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

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

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0214

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

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

WHEREAS, this project is funded 100% by the Health and Human Services Levy; and

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

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

SECTION 1. That the Cuyahoga County Council hereby authorizes a contract with United Way of Greater Cleveland in the amount not-to-exceed \$1,095,450.00 for fiscal agent services for emergency food purchases for Cuyahoga County residents for the period 1/1/2016 - 12/31/2016.

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

Novus AGENDA



8

Item Details:

Agency/Dept. Name: Employment and Family Services **Agency/Dept. Head Name:** D. Merriman

Type of Request: Contract/Amendment

Request Prepared by: Robert K. Math **Telephone No.** 216.987.6911

SUMMARY OF REQUESTED ACTION:

Title: Cuyahoga Job and Family Services 2016 RFP Exemption RQ#35082
United Way Services of Greater Cleveland, Inc.
Contract: Emergency Food Purchase for Cuyahoga Residents

A. Scope of Work Summary

1. CJFS is requesting approval to contract with United Way Services in the amount of \$1,095,450.00. The planned start-completion dates are January 1, 2016 - December 31, 2016.

2. Primary Goal of the project:

- To serve as the fiscal agent to perform the administrative duties related to the distribution, monitoring, and oversight of Cuyahoga County funds to meet the emergency food needs in the County.

B. Procurement

- 1. The procurement method requested for this project was an RFP Exemption.
- 2. The proposed contract received OPD's approval to process as an RFP Exemption on August 26, 2015. NOVUS document attached for review.

C. Contractor and Project Information

1. United Way Services of Greater Cleveland, Inc.
1331 Euclid Avenue
Cleveland, Ohio 44115
Council District 07

2. Bill Kitson, President & CEO
 3. Services will be provided throughout Cuyahoga County.

D. Project Status and Planning
 1. The project reoccurs annually.

E. Funding
 1. The project is funded 100% through HHS Levy Funds.
 2. Payments are made monthly.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:
 Other

Explanation for Increase/Decrease in \$ Amount for current request:
 No Change

Financial Information:

Funding source: **Explanation:**
 Other 100% HHS Levy Funding

Total Amount Requested:
 \$1,095,450.00

ATTACHMENTS:

- Click to download
- [Justification Approval OPD - United Way](#)
 - [Contract Cover - United Way](#)
 - [Contract United Way of GC RQ35028.2016](#)
 - [W9 - United Way](#)
 - [Auditor's Findings - United Way](#)
 - [State Business Filing - United Way](#)
 - [BuySpeed RQ#35082 - United Way](#)
 - [Principal Owner Form - United Way](#)
 - [Contract Evaluation - United Way](#)
 - [Signature Authority-Notarized - United Way](#)
 - [COI - United Way](#)
 - [Workers' Compensation - United Way](#)

History	Who	Approval
Time		
9/24/2015 9:41 AM	Office of Procurement & Diversity	Yes
	Clerk of the Board	



Principal Owner Form

(Required Document for Award Recommendations/Purchases/Contracts)

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

Company Name (Legal name of the business):	United Way of Greater Cleveland
Principal Owner's Name (The legal name of the owner(s) of the business):	William J. Kitson, III
Owner/Officer's Title:	President & CEO
Business Address:	1331 Euclid Avenue, Cleveland, Ohio 44115
Phone Number:	(216) 436-2218
Name of Person Completing Form:	Michelle Churchill
Signature:	<i>Michelle Churchill</i>
Title:	Contract Specialist, Contracting Division WFS/CJFS

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

CUYAHOGA COUNTY STAFF:

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

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

Signature: *Michelle Churchill*

Date: 8/20/2015

Printed Name: Michelle Churchill

IG Number: 12-2863

Justification of Rating

The Provider continues to survey centers and clients as to their satisfaction of service and potential areas to improve. Key issues identified from surveys include: 1) Lack of non-food items such as paper goods, personal care items and cleaning products; 2) Lack of meat and protein with requests of greater variety; and 3) Not enough fresh fruits and vegetables.

Cuyahoga Job and Family Services
Using Department

August 20, 2015
Date

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0215

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

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

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

WHEREAS, this contract is funded 100% from the Health and Human Services Levy Fund; and

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

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

SECTION 1. That the Cuyahoga County Council hereby authorizes an amendment to Contract No. CE1200260-01 with Mental Health Services for Homeless Persons, Inc. dba FrontLine Service for transitional housing program services for the period 6/1/2012 – 9/30/2015 to extend the time period to 9/30/2016 and for additional funds in the amount not-to-exceed \$1,208,240.00.

Novus AGENDA



Item Details:

Agency/Dept. Name:	Administrator's Office/Office Homeless Services	Agency/Dept. Head Name:	Ruth Gillett
Type of Request:	Contract/Amendment		
Request Prepared by:	Ruth Gillett	Telephone No.	420-6844
SUMMARY OF REQUESTED ACTION:			
Office of Homeless Services, submitting an amendment to Contract No. CE1200260-01 with Mental Health Services for transitional housing services for homeless men, to extend the time period through 9/30/16 and for additional funds in the amount of \$1,208,240.00.			
PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):			
Explanation for late submittal:			
Funding			

Contract/Agreement Information:

Procurement Method:
Explanation for Increase/Decrease in \$ Amount for current request:
Continued service

Financial Information:

Funding source:	Explanation:
Total Amount Requested:	
\$	

ATTACHMENTS:

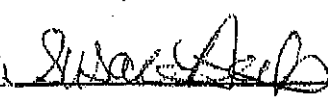
[Click to download](#)



Principal Owner Form

(Required Document for Award Recommendations/Purchases/Contracts)

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

Company Name (Legal name of the business):	Mental Health Services, Inc.
Principal Owner's Name (The legal name of the owner(s) of the business):	(*) Susan Neth
Owner/Officer's Title:	Chief Executive Officer
Business Address:	1744 Payne Avenue
Phone Number:	(216) 274-3300
Name of Person Completing Form:	Susan Neth
Signature:	
Title:	Chief Executive Officer

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

CUYAHOGA COUNTY STAFF:

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

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

Signature: Ruth Gillett Date: 9/12/15

Printed Name: Ruth Gillett IG Number: 12-1897

Cuyahoga County
(Principal Owner Form, 01-16-2015)

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

Contractor: Mental Health Services, Inc.

Contract/Agreement No.: CE1200260-01 Time Period: 6/01/12 – 9/30/15

Service Description: Transitional Housing for single men.

Original Contract/Agreement Amount: \$1,034,798.00

Prior Amendment(s) Amount(s): Amendment #1 -\$1,630,928.00; Amendment #2 \$203,866.00; Amendment #3 - \$1,213,104.00

Performance Indicators: MHS, Inc. provides transitional housing and services to 180 men at a point in time; the focus is on moving men to permanent housing with employment.

Actual performance versus performance indicators (include statistics): #50 unduplicated individuals received TH and services in the previous 12 month period. 67% of those who exited, moved to permanent housing; 53% had employment at exit.

Rating of Overall Performance of Contractor (Check One):

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

Justification of Rating: MHS, Inc. staff are committed to serving clients with respect and assisting clients to leave homelessness as soon as possible.

Office of Homeless Services

9/14/15

User Department

Date

s: evaluation

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0271

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

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

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

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

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

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

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

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0181

Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer	A Resolution making an award on RQ34100 to Mark Schaffer Excavating & Trucking, Inc. in the amount not-to-exceed \$4,573,614.00 for Cuyahoga County Airport Runway 6/24 Safety Area Improvements Project No. 1 in connection with the Airport Improvement Program; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ34100 to Mark Schaffer Excavating & Trucking, Inc. in the amount not-to-exceed \$4,573,614.00 for Cuyahoga County Airport Runway 6/24 Safety Area Improvements Project No. 1 in connection with the Airport Improvement Program; and

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

WHEREAS, the project is funded with the General Fund – 90% Reimbursable by FAA Grants; and

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

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ34100 to Mark Schaffer Excavating & Trucking, Inc. in the amount not-to-exceed \$4,573,614.00 for Cuyahoga County Airport Runway 6/24 Safety Area Improvements Project No. 1 in connection with the Airport Improvement Program.

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: September 8, 2015

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

Committee Report/Second Reading: October 13, 2015

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0192

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

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

WHEREAS, the current estimated project cost is \$2,000,000.00, with 100% of eligible costs being funded by the County (Road and Bridge Fund); and

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

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

SECTION 1. That the Cuyahoga County Council hereby approves Right-of-Way plans as set forth in Plat No. M-5022 for replacement of Avery Road Bridge No. 01.16 over Chippewa Creek in the City of Broadview Heights.

SECTION 2. That the County Executive through the Department of Public Works is hereby authorized to acquire the Rights-of-Way necessary for said improvement.

SECTION 3. That special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement.

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

SECTION 5. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 6. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: September 22, 2015
Committee(s) Assigned: Public Works, Procurement & Contracting

Committee Report/Second Reading: October 13, 2015

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0200

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

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

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

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

WHEREAS, pursuant to the Consulting Agreement, the County shall, after deducting the commission paid to Superlative, any out-of-pocket expenses and other costs incurred by the County in connection with procuring the sale of the Naming Rights, pay the City an amount equal to 50% of such net funds actually received minus the City's Share of Consultant Payments (as defined in the Consulting Agreement), as more particularly set forth on **Exhibit B** attached hereto and made a part hereof; and

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

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

SECTION 1. That the Cuyahoga County Council hereby authorizes a revenue generating agreement with FirstMerit Corporation in the amount of \$10,321,344.00 for the sale of naming rights for the Cleveland Convention Center for the period 11/1/2015 - 10/31/2035 and authorizes the County Executive to enter into a Naming Rights Agreement with FirstMerit Corporation (or one of its affiliated entities).

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

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

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

SECTION 5. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health, or safety in the County, and any additional reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its

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

SECTION 6. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

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

First Reading/Referred to Committee: September 22, 2015

Committee(s) Assigned: Committee of the Whole

Committee Report/Second Reading: October 13, 2015

Journal _____
_____, 2015

Exhibit A

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

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

Exhibit B

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

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

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0180

Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer	A Resolution authorizing a revenue generating Utility Agreement with City of Richmond Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 3; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer recommends approval of a revenue generating Utility Agreement with City of Richmond Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 3; and

WHEREAS, the City of Richmond Heights desires to retain Cuyahoga County to perform certain services for the City of Richmond Heights to aid with the maintenance and repair of storm sewers, sanitary sewers and water lines located in Sewer District No. 3; and

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

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

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

SECTION 1. The County Council hereby authorizes a revenue generating Utility Agreement with City of Richmond Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 3.

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

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

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

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

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

Yeas:

Nays:

_____	_____
County Council President	Date
_____	_____
County Executive	Date
_____	_____
Clerk of Council	Date

First Reading/Referred to Committee: September 8, 2015
Committee Assigned: Public Works, Procurement & Contracting

Journal CC020
October 13, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0182

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution accepting the rates as determined by the Budget Commission; authorizing the necessary tax levies and certifying them to the County Fiscal Officer; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Council of Cuyahoga County, Ohio, met in regular session on the 8th of September, 2015; and

WHEREAS, this County Council, in accordance with the provision of law, has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2016; and

WHEREAS, the Budget Commission of Cuyahoga County, Ohio, has certified its action thereon to this Council together with an estimate of the County Fiscal Officer of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within, the ten mill tax limitation; 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 rates as determined by the Budget Commission in its certification be, and the same are, hereby accepted.

SECTION 2. That there be, and is, hereby levied on the tax duplicate of said County, the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A
SUMMARY OF AMOUNT REQUIRED FROM GENERAL PROPERTY TAX
APPROVED BY BUDGET COMMISSION AND COUNTY FISCAL
OFFICER’S ESTIMATE OF TAX RATES

County Fiscal Officer’s Estimate of Tax Rate to be Levied

Tax Levy	Inside 10 Mill Limit	Outside 10 Mill Limit
General Fund	0.50	0
General Fund – Bond Retirement	0.95	0
Health & Human Services	0	3.90
Board of Developmental Disabilities	0	3.90
Health & Welfare	0	4.80
County Library	0	2.50
TOTAL	1.45	15.10

SECTION 3. That the Clerk of Council be, and she is, hereby instructed to transmit a certified copy of this Resolution to the County Fiscal Officer; one copy to the County Budget Commission and the Director, Office of Budget & Management.

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.

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0183

Sponsored by: County Executive Budish/Fiscal Officer/Office of Budget & Management	A Resolution authorizing the use of a portion of the proceeds of the Cuyahoga County Sales Tax Revenue Bonds, Series 2014 (County Facilities Improvement), in an aggregate principal amount not-to-exceed \$2,000,000.00 for the purposes of paying certain costs of demolition of blighted and nuisance properties and making grants therefor; authorizing other actions related to the use of such proceeds; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County of Cuyahoga, Ohio (the “County”) has heretofore issued its \$137,980,000 Various Purpose Sales Tax Revenue Bonds (the “Series 2014 Bonds”), of which, pursuant to Resolution No. R2014-0255 (the “County Facilities Bond Resolution”), \$122,000,000 was issued for the purpose of paying or reimbursing the costs of constructing, maintaining, expanding, refurbishing, renovating, upgrading, improving, furnishing, and equipping certain County Facilities (as such term is defined in the County Facilities Bond Resolution), as well as for the purpose of paying capitalized interest on the Series 2014 Bonds and paying the costs of issuance in connection therewith; and

WHEREAS, the County has determined not to proceed at this time with the construction of the Emergency Operations Center project included as part of the County Facilities to be financed with the Series 2014 Bonds (the “Original County Emergency Operations Center Project”), but instead to make leasehold improvements to facilities owned by the City of Broadview Heights and leased to the County (the “Revised Emergency Operations Center Project”); and

WHEREAS, the Revised Emergency Operations Center Project will be less costly than the Original Emergency Operations Center Project and as a result of such reduction in cost, a portion of the proceeds of such Series 2014 Bonds allocated to the Original Emergency Operations Center Project in an amount of \$2,000,000 will not be used for that project; and

WHEREAS, this Council has determined that a portion of the proceeds of the Series 2014 Bonds that would have been allocable to the Original Emergency Operations Center Project in the principal amount not to exceed \$2,000,000 should be used for the purpose of paying the costs of demolition of blighted and nuisance properties and making grants to municipalities and community

improvement corporations therefor, as described in Section 1 herein and in Cuyahoga County Code Chapter 807 (the “Demolition Project”); and

WHEREAS, this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council, and that all the deliberations of this Council, and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code; and

WHEREAS, the Fiscal Officer of this County has certified that the estimated life of the Demolition Project described in Section 1 hereof is at least five (5) years, and that the estimated maximum maturity of the portion of the Series 2014 Bonds allocable to the Demolition Project is at least thirty (30) years; and

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

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

SECTION 1. Additional Purpose for Series 2014 Bonds. It is necessary to use an amount not-to-exceed \$2,000,000 of the portion of the proceeds of the Series 2014 Bonds issued pursuant to the County Facilities Bond Resolution, which are a part of the issue of Series 2014 Bonds, that would have been allocable to the Original County Emergency Operations Center Project for the purpose of paying the costs of demolition of blighted and nuisance properties and making grants to municipalities and community improvement corporations therefor, as described in Cuyahoga County Code Chapter 807 (the “Demolition Project”), and for the purpose of paying capitalized interest on the Series 2014 Bonds and paying the costs of issuance in connection therewith.

SECTION 2. Designation of Bonds. The portion of the Series 2014 Bonds allocable to the Demolition Project shall be redesignated “*Cuyahoga County Sales Tax Revenue Bonds, Series 2014 (Demolition Project)*”. Such bonds have been combined with other bonds into a single consolidated issue of bonds for purposes of their sale as a single issue, designated “*Cuyahoga County, Ohio, Various Purpose Sales Tax Revenue Bonds, Series 2014.*”

SECTION 3. Application of Bond Proceeds. The proceeds of sale of the Series 2014 Bonds have been allocated and deposited as provided in the Indenture (as defined in the County Facilities Bond Resolution); provided, however, that the Demolition Project shall be deemed to be a “Series 2014 Project” pursuant to the Indenture.

SECTION 4. Series 2014 Bonds are Special Obligations and Provisions for Levy and Collection of County Sales Tax. The Series 2014 Bonds are special obligations of the County, and the principal of and interest (and any premium) on the Series 2014 Bonds are payable solely from the Pledged Revenues and the Pledged Funds (as such terms are defined in the County Facilities Bond Resolution), together with other available funds of the County, and such payment is secured by a pledge of and a lien on the Pledged Revenues and the Pledged Funds as provided by the Chapter 133 of the Revised Code, the County Facilities Bond Resolution and this Resolution.

As used herein, the following terms shall be defined as follows:

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

“*Continuing County Sales Tax*” means the one percent (1%) County Sales Tax adopted July 6, 1987, by the Board of County Commissioners (the “Board”), as the predecessor legislative authority to the Council, authorizing the levy and County collection of sales and use taxes for the purpose of providing additional general revenues for the County on a continuous basis.

“*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. EO2015-0001 and any other person duly designated by the County Executive.

“*County Sales Tax*” means the one and one-quarter percent (1.25%) County Sales Tax authorized under Sections 5739.021 and 5741.021 of the Ohio Revised Code pursuant to the County Sales Tax Resolutions.

“*County Sales Tax Resolutions*” means (i) the resolution authorizing the Continuing County Sales Tax, (ii) the resolution adopted by the Board on July 26, 2007, authorizing an increase in the County sales and use taxes to a rate of one and one-quarter percent (1.25%); and (iii) any renewals or extensions thereof, for the purpose of providing additional general revenues for the County.

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

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

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

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

The County has heretofore levied and covenants that it shall continue to collect the County Sales Tax for so long as the Series 2014 Bonds are outstanding. The County hereby covenants and agrees that, so long as the Series 2014 Bonds are outstanding, it shall not suffer the repeal, amendment or any other change in this Resolution or the County Sales Tax Resolutions that in any way materially and adversely affects or impairs (a) the sufficiency of the County Sales Tax Receipts levied and collected or otherwise available for the payment of the Series 2014 Bonds or (b) the pledge or the application of the County Sales Tax Receipts to the payment of the Series 2014 Bonds.

The Series 2014 Bonds do not constitute a general obligation debt, or a pledge of the full faith and credit, of the State, the County, or any other political subdivision of the State, and the holders or owners of the Series 2014 Bonds have no right to have taxes levied by the general assembly or property taxes levied by the taxing authority of any political subdivision of the State, including the taxing authority of the County, for the payment of principal of and interest (and any premium) on the Series 2014 Bonds. Nothing herein shall be construed as requiring the County to use or apply to the payment of principal of and interest (and any premium) on the Series 2014 Bonds any funds or revenues from any source other than County Sales Tax Receipts. Nothing herein, however, shall be deemed to prohibit the County, of its own volition, from using, to the extent that it is authorized by law to do so, any other resources for the fulfillment of any of the terms, conditions or obligations of this Resolution or of the Series 2014 Bonds.

SECTION 5. Federal Tax Considerations. The County has covenanted and hereby covenants that it will use, and will restrict the use and investment of, the proceeds of the Series 2014 Bonds, including the proceeds of the Series 2014 Bonds used for the Demolition Projects, in such manner and to such extent as may be necessary so that (a) the Series 2014 Bonds will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the “Code”) or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest on the Series 2014 Bonds will not be treated as an item of tax preference under Section 57 of the Code.

The County further has covenanted and hereby covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Series 2014 Bonds to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Series 2014 Bonds to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain

from certain uses of those proceeds, and, as applicable of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The County Executive, the Fiscal Officer or any other officer of the County having responsibility for issuance of the Series 2014 Bonds and the use of the proceeds of such Series 2014 Bonds for the purposes therein provided, is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the County with respect to the Series 2014 Bonds as the County is permitted to or required to make or give under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Series 2014 Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, and (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the County, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Series 2014 Bonds.

SECTION 6. Certification and Delivery of Resolution. The Clerk of this Council is directed to deliver or cause to be delivered a certified copy of this Resolution to the Fiscal Officer.

SECTION 7. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

SECTION 8. 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 of the County; and any additional reasons set forth in the preamble. Provided that this Resolution receive the affirmative vote of at least eight members of the Council, it shall take effect and be in force immediately upon the earliest to occur 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, and (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 9. Compliance with Open Meeting Requirements. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were held, in meetings open to the public in compliance with the law, including Section 121.22 of the Ohio Revised Code.

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: September 8, 2015

Committee(s) Assigned: Finance & Budgeting

Journal CC020
October 13, 2015

[PROPOSED SUBSTITUTE]

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0183

<p>Sponsored by: County Executive Budish/Fiscal Officer/Office of Budget & Management</p>	<p>A Resolution authorizing the use of a portion of the proceeds of the Cuyahoga County Sales Tax Revenue Bonds, Series 2014 (County Facilities Improvement), in an aggregate principal amount not-to-exceed \$2,000,000.00 for the purposes of paying certain costs of demolition of blighted and nuisance properties and making grants therefor; authorizing other actions related to the use of such proceeds; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County of Cuyahoga, Ohio (the “County”) has heretofore issued its \$137,980,000 Various Purpose Sales Tax Revenue Bonds (the “Series 2014 Bonds”), of which, pursuant to Resolution No. R2014-0255 (the “County Facilities Bond Resolution”), \$122,000,000 was issued for the purpose of paying or reimbursing the costs of constructing, maintaining, expanding, refurbishing, renovating, upgrading, improving, furnishing, and equipping certain County Facilities (as such term is defined in the County Facilities Bond Resolution), as well as for the purpose of paying capitalized interest on the Series 2014 Bonds and paying the costs of issuance in connection therewith; and

WHEREAS, the County has determined not to proceed at this time with the construction of the Emergency Operations Center project included as part of the County Facilities to be financed with the Series 2014 Bonds (the “Original County Emergency Operations Center Project”), ~~but instead to make leasehold improvements to facilities owned by the City of Broadview Heights and leased to the County (the “Revised Emergency Operations Center Project”);~~ and

WHEREAS, the revised Emergency Operations Center Project will be less costly than the Original Emergency Operations Center Project ~~and as a result of such reduction in cost, a portion of the proceeds of such Series 2014 Bonds allocated to the Original Emergency Operations Center Project in an amount of \$2,000,000 will not be used for that project;~~ and

WHEREAS, this Council has determined that a portion of the proceeds of the Series 2014 Bonds that would have been allocable to the Original Emergency Operations Center Project in the principal amount not to exceed \$2,000,000 should be used for the purpose of paying the costs of demolition of blighted and

nuisance properties and making grants to municipalities and community improvement corporations therefor, as described in Section 1 herein and in Cuyahoga County Code Chapter 807 (the “Demolition Project”); and

WHEREAS, this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council, and that all the deliberations of this Council, and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code; and

WHEREAS, the Fiscal Officer of this County has certified that the estimated life of the Demolition Project described in Section 1 hereof is at least five (5) years, and that the estimated maximum maturity of the portion of the Series 2014 Bonds allocable to the Demolition Project is at least thirty (30) years; and

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

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

SECTION 1. Additional Purpose for Series 2014 Bonds. It is necessary to use an amount not-to-exceed \$2,000,000 of the portion of the proceeds of the Series 2014 Bonds issued pursuant to the County Facilities Bond Resolution, which are a part of the issue of Series 2014 Bonds, that would have been allocable to the Original County Emergency Operations Center Project for the purpose of paying the costs of demolition of blighted and nuisance properties and making grants to municipalities and community improvement corporations therefor, as described in Cuyahoga County Code Chapter 807 (the “Demolition Project”), and for the purpose of paying capitalized interest on the Series 2014 Bonds and paying the costs of issuance in connection therewith.

SECTION 2. Designation of Bonds. The portion of the Series 2014 Bonds allocable to the Demolition Project shall be redesignated “*Cuyahoga County Sales Tax Revenue Bonds, Series 2014 (Demolition Project)*”. Such bonds have been combined with other bonds into a single consolidated issue of bonds for purposes of their sale as a single issue, designated “*Cuyahoga County, Ohio, Various Purpose Sales Tax Revenue Bonds, Series 2014.*”

SECTION 3. Application of Bond Proceeds. The proceeds of sale of the Series 2014 Bonds have been allocated and deposited as provided in the Indenture (as defined in the County Facilities Bond Resolution); provided, however, that the Demolition Project shall be deemed to be a “Series 2014 Project” pursuant to the Indenture.

SECTION 4. Series 2014 Bonds are Special Obligations and Provisions for Levy and Collection of County Sales Tax. The Series 2014 Bonds are special obligations of the County, and the principal of and interest (and any premium) on the Series 2014 Bonds are payable solely from the Pledged Revenues and the Pledged Funds (as such terms are defined in the County Facilities Bond Resolution), together with other available funds of the County, and such payment is secured by a pledge of and a lien on the Pledged Revenues and the Pledged Funds as provided by the Chapter 133 of the Revised Code, the County Facilities Bond Resolution and this Resolution.

As used herein, the following terms shall be defined as follows:

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

“*Continuing County Sales Tax*” means the one percent (1%) County Sales Tax adopted July 6, 1987, by the Board of County Commissioners (the “Board”), as the predecessor legislative authority to the Council, authorizing the levy and County collection of sales and use taxes for the purpose of providing additional general revenues for the County on a continuous basis.

“*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. EO2015-0001 and any other person duly designated by the County Executive.

“*County Sales Tax*” means the one and one-quarter percent (1.25%) County Sales Tax authorized under Sections 5739.021 and 5741.021 of the Ohio Revised Code pursuant to the County Sales Tax Resolutions.

“*County Sales Tax Resolutions*” means (i) the resolution authorizing the Continuing County Sales Tax, (ii) the resolution adopted by the Board on July 26, 2007, authorizing an increase in the County sales and use taxes to a rate of one and one-quarter percent (1.25%); and (iii) any renewals or extensions thereof, for the purpose of providing additional general revenues for the County.

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

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

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

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

The County has heretofore levied and covenants that it shall continue to collect the County Sales Tax for so long as the Series 2014 Bonds are outstanding. The County hereby covenants and agrees that, so long as the Series 2014 Bonds are outstanding, it shall not suffer the repeal, amendment or any other change in this Resolution or the County Sales Tax Resolutions that in any way materially and adversely affects or impairs (a) the sufficiency of the County Sales Tax Receipts levied and collected or otherwise available for the payment of the Series 2014 Bonds or (b) the pledge or the application of the County Sales Tax Receipts to the payment of the Series 2014 Bonds.

The Series 2014 Bonds do not constitute a general obligation debt, or a pledge of the full faith and credit, of the State, the County, or any other political subdivision of the State, and the holders or owners of the Series 2014 Bonds have no right to have taxes levied by the general assembly or property taxes levied by the taxing authority of any political subdivision of the State, including the taxing authority of the County, for the payment of principal of and interest (and any premium) on the Series 2014 Bonds. Nothing herein shall be construed as requiring the County to use or apply to the payment of principal of and interest (and any premium) on the Series 2014 Bonds any funds or revenues from any source other than County Sales Tax Receipts. Nothing herein, however, shall be deemed to prohibit the County, of its own volition, from using, to the extent that it is authorized by law to do so, any other resources for the fulfillment of any of the terms, conditions or obligations of this Resolution or of the Series 2014 Bonds.

SECTION 5. Federal Tax Considerations. The County has covenanted and hereby covenants that it will use, and will restrict the use and investment of, the proceeds of the Series 2014 Bonds, including the proceeds of the Series 2014 Bonds used for the Demolition Projects, in such manner and to such extent as may be necessary so that (a) the Series 2014 Bonds will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the “Code”) or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest on the Series 2014 Bonds will not be treated as an item of tax preference under Section 57 of the Code.

The County further has covenanted and hereby covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Series 2014 Bonds to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Series 2014 Bonds to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv)

maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The County Executive, the Fiscal Officer or any other officer of the County having responsibility for issuance of the Series 2014 Bonds and the use of the proceeds of such Series 2014 Bonds for the purposes therein provided, is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the County with respect to the Series 2014 Bonds as the County is permitted to or required to make or give under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Series 2014 Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, and (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the County, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Series 2014 Bonds.

SECTION 6. Certification and Delivery of Resolution. The Clerk of this Council is directed to deliver or cause to be delivered a certified copy of this Resolution to the Fiscal Officer.

SECTION 7. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

SECTION 8. 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 of the County; and any additional reasons set forth in the preamble. Provided that this Resolution receive the affirmative vote of at least eight members of the Council, it shall take effect and be in force immediately upon the earliest to occur 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, and (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 9. Compliance with Open Meeting Requirements. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were held, in meetings open to the public in compliance with the law, including Section 121.22 of the Ohio Revised Code.

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: September 8, 2015
Committee(s) Assigned: Finance & Budgeting

Journal CC020
October 13, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0184

<p>Sponsored by: County Executive Budish/Department of Development and Councilmembers Schron, Hairston, Jones and Miller</p>	<p>A Resolution authorizing an Economic Development Fund Redevelopment and Modernization Loan in the amount not-to-exceed \$685,000.00 to LaSalle AMC, LLC for the benefit of the LaSalle Arts and Media Center Project located at 819-829 East 185th Street, Cleveland; authorizing the County Executive and Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Development recommended an Economic Development Fund Redevelopment and Modernization Loan in the amount not-to-exceed \$685,000.00 to LaSalle AMC, LLC to assist in the funding of building renovations to the approximately 30,156 square foot, 2-story brick building located at 819-829 East 185th Street, Cleveland; and

WHEREAS, this project is anticipated to create twenty-seven (27) new jobs; and

WHEREAS, the total cost of this project is estimated at \$3,248,742.00 of which the County will loan LaSalle AMC, LLC the amount not-to-exceed \$685,000.00 with a term of five (5) years at an interest rate of 4%; and

WHEREAS, the proposed funding source for the loan is the Cuyahoga County Western Reserve Fund; and

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

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

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

SECTION 1. That the Cuyahoga County Council authorizes an Economic Development Fund Redevelopment and Modernization Loan in the amount not-to-exceed \$685,000.00 to LaSalle AMC, LLC for the benefit of the LaSalle Arts and Media Center Project located at 819-829 East 185th Street, Cleveland.

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: September 8, 2015
Committee(s) Assigned: Economic Development & Planning

Additional Sponsorship Requested: September 28, 2015

Journal CC020
October 13, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0193

<p>Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer</p> <p>Co-sponsored by: Councilmember Gallagher</p>	<p>A Resolution approving Right-of-Way plans as set forth in Plat No. M-5023 for replacement of Bagley Road Bridge No. 03.45 over Plum Creek in the City of Olmsted Falls; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended approval of the Right-of-Way plans as set forth in Plat No. M-5023 for replacement of Bagley Road Bridge No. 03.45 over Plum Creek in the City of Olmsted Falls; and

WHEREAS, in Resolution No. R2013-0106 adopted on June 11, 2013, County Council declared that public convenience and welfare requires replacement of Bagley Road Bridge No. 03.45 in the City of Olmsted Falls and found that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and

WHEREAS, the current estimated project cost is \$1,700,000.00, with 100% of eligible costs being funded by the County (Road and Bridge Fund); and

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

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

SECTION 1. That the Cuyahoga County Council hereby approves Right-of-Way plans as set forth in Plat No. M-5023 for replacement of Bagley Road Bridge No. 03.45 over Plum Creek in the City of Olmsted Falls.

SECTION 2. That the County Executive through the Department of Public Works is hereby authorized to acquire the Rights-of-Way necessary for said improvement.

Additional Sponsorship Requested on the Floor: September 22, 2015

Journal CC020
October 13, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0194

Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer	A Resolution making an award on RQ34179 to S.A. Comunale Co., Inc. in the amount not-to-exceed \$672,000.00 for the Cuyahoga County Juvenile Justice Center Sprinkler Modifications Project for the period 10/1/2015 - 4/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ34179 to S.A. Comunale Co., Inc. in the amount not-to-exceed \$672,000.00 for the Cuyahoga County Juvenile Justice Center Sprinkler Modifications Project for the period 10/1/2015 - 4/1/2016; and

WHEREAS, the primary goal of this project is to provide modifications to the sprinkler system at the Juvenile Justice Detention Center located in Council District 7; and

WHEREAS, the project is funded with the Capital Improvement Fund (2014 Sales Tax Revenue Bonds); and

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

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ34179 to S.A. Comunale Co., Inc. in the amount not-to-exceed \$ 672,000.00 for the Cuyahoga County Juvenile Justice Center Sprinkler Modifications Project for the period 10/1/2015 - 4/1/2016.

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: September 22, 2015

Committee(s) Assigned: Public Safety & Justice Affairs

Journal CC020

October 13, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0195

<p>Sponsored by: County Executive Budish/Departments of Public Works and Health and Human Services/Cuyahoga Job and Family Services</p>	<p>A Resolution authorizing an amendment to Contract No. CE0500565-05 with JPMC 2001-A Southgate, LLC c/o Capital Services, Inc. for lease of space located at 5398-1/2 Northfield Road, Maple Heights, for the Southeast Neighborhood Family Service Center for the period 6/1/2005 - 5/31/2015 to assign the interest to Southgate Center Associates, LLC, effective 6/1/2014, to change the scope of services, effective 6/1/2014, to extend the time period to 5/31/2016 and for additional funds in the amount not-to-exceed \$489,708.04; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, County Executive Budish/Departments of Public Works and Health and Human Services/Cuyahoga Job and Family Services has recommended an amendment to Contract No. CE0500565-05 with JPMC 2001-A Southgate, LLC c/o Capital Services, Inc. for lease of space located at 5398-1/2 Northfield Road, Maple Heights, for the Southeast Neighborhood Family Service Center for the period 6/1/2005 - 5/31/2015, to assign the interest to Southgate Center Associates, LLC, effective 6/1/2014, to change the scope of services, effective 6/1/2014, to extend the time period to 5/31/2016 and for additional funds in the amount not-to-exceed \$489,708.04; and

WHEREAS, the primary goal of this project is to extend the term of the lease of office space for the Southeast Neighborhood Family Service Center for use by Cuyahoga Job and Family Services; and

WHEREAS, this project is funded 100% from Health and Human Service Levy Fund; and

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

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

SECTION 1. That the Cuyahoga County Council hereby authorizes an amendment to Contract No. CE0500565-05 with JPMC 2001-A Southgate, LLC c/o Capital Services, Inc. for lease of space located at 5398-1/2 Northfield Road, Maple Heights, for the Southeast Neighborhood Family Service Center for the period 6/1/2005 - 5/31/2015, to assign the interest to Southgate Center Associates, LLC, effective 6/1/2014, to change the scope of services, effective 6/1/2014, to extend the time period to 5/31/2016 and for additional funds in the amount not-to-exceed \$489,708.04.

SECTION 2. That the County Executive is authorized to execute the amendment 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: September 22, 2015
Committee(s) Assigned: Public Works, Procurement & Contracting

Journal CC020
October 13, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0197

Sponsored by: County Executive Budish/County Treasurer	A Resolution making an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$3,763,701.00 for software implementation services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Information Technology has recommended an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$3,763,701.00 for software implementation services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020; and

WHEREAS, the goal of this project is to provide software implementation services for the implementation and installation of the software for the Real Property Tax System; and

WHEREAS, the funding for this project is from the Real Estate Assessment 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 RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$3,763,701.00 for software implementation services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020.

SECTION 2. That the County Executive is authorized to execute the Software Implementation Services 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 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: September 22, 2015

Committee(s) Assigned: Finance & Budgeting

Journal CC020

October 13, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0198

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

WHEREAS, the primary goal of this project is to provide license to utilize the software on the designated computer system; and

WHEREAS, the funding for this project is from the Real Estate Assessment 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 RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$1,441,900.00 for software licenses for the Real Property Tax System, effective 10/1/2015.

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

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

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

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

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: September 22, 2015

Committee(s) Assigned: Finance & Budgeting

Journal CC020

October 13, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0199

Sponsored by: County Executive Budish/County Treasurer	A Resolution making an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$2,410,668.00 for support and maintenance services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/County Treasurer has recommended making an award on RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$2,410,668.00 for support and maintenance services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020; and

WHEREAS, the primary goal of this project is to provide support services associated with the use of the software; and

WHEREAS, the project is funded by the Real Estate Assessment 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 RQ27417 to N. Harris Computer Corporation in the amount not-to-exceed \$2,410,668.00 for support and maintenance services for the Real Property Tax System for the period 10/1/2015 - 9/30/2020.

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

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

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

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

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

Yeas:

Nays:

_____	_____
County Council President	Date
_____	_____
County Executive	Date
_____	_____
Clerk of Council	Date

First Reading/Referred to Committee: September 22, 2015
Committee(s) Assigned: Finance & Budgeting

Journal CC020
October 13, 2015

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0196

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

WHEREAS, the primary goal of this project is to assist with the financing of the acquisition, renovation and construction to convert the Garfield Building located at 1965 East 6th Street, Cleveland, into a residential and mixed use office and retail complex; and

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

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

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

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

SECTION 1. That the Cuyahoga County Council hereby authorizes a Casino Revenue Fund loan in the amount not-to-exceed \$2,000,000.00 to Corning Place Ohio, LLC for the benefit of the Garfield Building Project located at 1965 East 6th Street, Cleveland.

Committee Report/Second Reading/Referred to Committee: October 13, 2015
Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Ordinance No. O2015-0013

Sponsored by: County Executive Budish/Fiscal Officer	An Ordinance enacting Chapter 719 of the Cuyahoga County Code to establish payroll procedures for years in which the number of pay periods exceeds the usual and customary number of pay periods, and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, County employees are typically paid on a biweekly basis with 26 biweekly pay periods in a normal year; and,

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

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

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

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

SECTION 1. Chapter 719 of the Cuyahoga County Code is hereby enacted to read as follows:

CHAPTER 719: Payroll

Section 719.01: Salary and Benefits Reserve Fund

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

Section 719.02: Statutory Compensation

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

Section 719.03: Labor and Employment Compliance

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

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

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

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

Yeas:

Nays:

County Council President Date

County Executive Date

Clerk of Council

Date

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

Journal _____
_____, 20__