



**AGENDA**  
**CUYAHOGA COUNTY FINANCE & BUDGETING COMMITTEE MEETING**  
**MONDAY, APRIL 2, 2012**  
**CUYAHOGA COUNTY JUSTICE CENTER**  
**COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR**  
**1:00 PM**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO THE AGENDA**
- 4. APPROVAL OF MINUTES FROM THE MARCH 5, 2012 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
  - a) R2012-0051 A Resolution approving the City of Cleveland to retain certain City Land Bank parcels for devotion to public use as an East Side Maintenance Facility, and declaring the necessity that this Resolution become immediately effective:
    - 1) No. 126-37-038
    - 2) No. 126-37-039
    - 3) No. 126-37-040
    - 4) No. 126-37-041
    - 5) No. 126-37-042
    - 6) No. 126-37-043
    - 7) No. 126-38-016
    - 8) No. 126-38-017
    - 9) No. 126-38-018

- b) O2011-0056: An Ordinance establishing a General Fund, Fund Balance Reserve Policy and Replenishment Plan, and declaring the necessity that this Ordinance become immediately effective.
  
- c) O2011-0058: An Ordinance establishing a Health and Human Services Levy Fund, Fund Balance Reserve Policy and Replenishment Plan, and declaring the necessity that this Ordinance become immediately effective.

**6. MISCELLANEOUS BUSINESS**

**7. OTHER PUBLIC COMMENT**

**8. ADJOURNMENT**

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



## **MINUTES**

**CUYAHOGA COUNTY FINANCE & BUDGETING COMMITTEE MEETING**

**MONDAY, MARCH 5, 2012**

**CUYAHOGA COUNTY JUSTICE CENTER**

**COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR**

**1:00 PM**

**1. CALL TO ORDER**

**Chairman Miller called the meeting to order at 1:08 p.m.**

**2. ROLL CALL**

**The Clerk called the roll. Committee members Miller, Gallagher, Germana, Jones and Greenspan were in attendance and a quorum was determined. Committee member Simon entered the meeting shortly after the roll call was taken. Committee member Schron was absent from the meeting.**

**3. PUBLIC COMMENT RELATED TO THE AGENDA**

**No public comments were given.**

**4. APPROVAL OF MINUTES FROM THE FEBRUARY 21, 2012 MEETING**

**A motion was made by Mr. Greenspan, seconded by Mr. Jones and approved by unanimous vote to approve the minutes from the February 21, 2012 meeting.**

**5. DISCUSSION OF THE 2011 YEAR-END FINANCIAL REPORT**

**Mr. Matt Rubino, Director of the Office of Budget and Management, addressed the Committee regarding the 2011 Year-end Financial Report. Discussion ensued.**

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

## 6. MATTERS REFERRED TO COMMITTEE

- a) R2012-0035: A Resolution amending the 2012/2013 Biennial Operating Budget for 2012 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective.

**Mr. Rubino, Mr. Wade Steen, Fiscal Officer, Mr. Nathan Kelly, Deputy Chief of Staff for Economic Development, and Mr. Larry Benders, Director of Development, addressed the Committee regarding Resolution No. R2012-0035. Discussion ensued.**

**Committee members asked Mr. Rubino, Mr. Steen, Mr. Kelly and Mr. Benders questions pertaining to the item, which they answered accordingly.**

**On a motion by Ms. Simon, with a second by Mr. Germana, Resolution No. R2012-0035 was considered and approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of rules.**

- b) O2011-0056: An Ordinance establishing a General Fund, Fund Balance Reserve Policy and Replenishment Plan, and declaring the necessity that this Ordinance become immediately effective.

**A motion was made by Mr. Miller with a second by Mr. Germana and approved by unanimous vote to amend Sections 3 and 4 of Ordinance No. O2011-0056 to read**

### **SECTION 3**

***A. Any legislation that results in reducing General Fund reserves below the twenty-five percent (25%) threshold shall contain a provision authorizing the use of reserves.***

***B. The County Executive, with the assistance of the Director of Budget and Management, shall inform the Council, with at least on hundred twenty (120) days' notice whenever possible, whenever the County has obligations that would reasonably be expected to result in the General Fund reserve declining below the twenty-five percent (25%) threshold.***

***C. At any other time that the Council determines that the use of General Fund reserves within the twenty-five percent (25%) threshold is needed for one or more of the reasons provided for in Section 2, the Council shall by resolution, authorize the use of such reserves.***

#### **SECTION 4**

***Not later than one hundred twenty (120) days after the enactment of legislation containing the authorization described in Section 3A, receipt of notification as described in Section 3B, or enactment of a resolution as provided for in Section 3C, the Council shall, in cooperation with the County Executive, enact a General Fund Reserve Replenishment Plan, which shall include all of the following:***

***A. An estimate of the extent to which reserves within the twenty-five percent (25%) threshold shall need to be expended;***

***B. A timetable for restoring the General Fund Reserve to the twenty-five percent (25%) threshold or greater; and***

***C. The ways and means to be used to replenish the General Fund Reserve. Following enactment of a General Fund Reserve Replenishment Plan, the County Council shall monitor performance under the plan on at least a quarterly basis and amend the plan as needed to respond to changing circumstances.***

**Ordinance No. O2011-0056 was postponed from further consideration at this time.**

- c) O2011-0058: An Ordinance establishing a Health and Human Services Levy Fund, Fund Balance Reserve Policy and Replenishment Plan, and declaring the necessity that this Ordinance become immediately effective.

**A motion was made by Mr. Miller, seconded by Mr. Gallagher and approved by unanimous vote to amend Sections 3 and 4 of Ordinance No. O2011-0058 to read:**

#### **SECTION 3**

***A. Any legislation that results in reducing Health and Human Services Levy Fund reserves below the fifteen percent (15%) threshold shall contain a provision authorizing the use of reserves.***

***B. The County Executive, with the assistance of the Director of Budget and Management, shall inform the Council, with at least on hundred twenty (120) days' notice whenever possible, whenever the County has obligations that would reasonably be expected to result in the Health and Human Services Levy Fund reserve declining below the fifteen percent (15%) threshold.***

***C. At any other time that the Council determines that the use of Health and Human Services Levy Fund reserves within the fifteen percent (15%) threshold is needed for one or more of the reasons provided for in Section 2, the Council shall by resolution, authorize the use of such reserves.***

#### **SECTION 4**

***Not later than one hundred twenty (120) days after the enactment of legislation containing the authorization described in Section 3A, receipt of notification as described in Section 3B, or enactment of a resolution as provided for in Section 3C, the Council shall, in cooperation with the County Executive, enact a Health and Human Services Levy Fund Reserve Replenishment Plan, which shall include all of the following:***

***A. An estimate of the extent to which reserves within the fifteen percent (15%) threshold shall need to be expended;***

***B. A timetable for restoring the Health and Human Services Levy Fund Reserve to the fifteen percent (15%) threshold or greater; and***

***C. The ways and means to be used to replenish the Health and Human Services Levy Fund Reserve.***

***Following enactment of a Health and Human Services Levy Fund Reserve Replenishment Plan, the County Council shall monitor performance under the plan on at least a quarterly basis and amend the plan as needed to respond to changing circumstances.***

**Ordinance No. O2011-0058 was postponed from further consideration at this time.**

#### **7. MISCELLANEOUS BUSINESS**

**Chairman Miller requested information from Mr. Rubino regarding intended legislation pertaining to the budget.**

**Chairman Miller announced that the next meeting of the Finance & Budgeting Committee would take place on Monday, April 2, 2012.**

#### **8. OTHER PUBLIC COMMENT**

**No public comments were given.**

#### **9. ADJOURNMENT**

**With no further business to discuss and on a motion by Ms. Simon with a second by Mr. Germana, the meeting was adjourned at 2:44 p.m., without objection.**

# County Council of Cuyahoga County, Ohio

## Resolution No. R2012-0056

Sponsored by: <b>County Executive FitzGerald/County Sheriff</b>	<b>A Resolution</b> making awards on RQ20783 to various appraisers, in the total amount of \$900,000.00, for real estate appraisal services subject to Sheriff's Sale for the period 5/1/2012 - 4/30/2014; and authorizing the County Executive to execute the contracts and all other documents consistent with said awards and this Resolution.
---	---

WHEREAS, the County Executive/County Sheriff has recommended awards on RQ20783 to various appraisers, in the total amount of \$900,000.00 for real estate appraisal services subject to Sheriff's Sale for the period 5/1/2012 – 4/30/2014; and,

WHEREAS, the authority to seek an RFQ was approved under Executive Approval No. EA2011-0836 and closed on 7/25/2011; and,

WHEREAS, the primary goal of this project is to award an agreement to the 11 initial appraisers who possessed the qualifications and experience outlined in the RFQ; and,

WHEREAS, there were 58 applicants pulled and reviewed from OPD, and the following is a list of the 11 appraisers selected for phase 2:

- 1) Brent T. Bailey
- 2) Lana Blaze
- 3) Vernon A. Blaze
- 4) Bradford E. Charnas
- 5) Thomas P. Costello
- 6) Marilyn J. Fandrich
- 7) William J. Gaydos
- 8) Cathleen A. Higgins
- 9) Brian E. Lynch
- 10) John J. Rusnov
- 11) Michael D. Wagner; and,

WHEREAS, James Bitterman, Chief Deputy of the Civil Division, will serve as the Supervisor of the Appraisers; however, these appraisers will be contractors for Cuyahoga County; and,

WHEREAS, the cost for this project is zero dollars because the appraisers will be paid from the proceeds of the Sheriff's sale; and,

WHEREAS, the project is mandated by the ORC Sections 2329.17 through 2329.21 (the Statute) and Cuyahoga County Court of Common Pleas Rule 27 of the Rules of General Division (the Rule) (collectively, the "Project").

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

**SECTION 1.** The Cuyahoga County Council hereby approves the County Executive's recommendation and authorizes awards on RQ20783 to various appraisers, in the total amount of \$900,000.00, for real estate appraisal services subject to Sheriff's Sale for the period 5/1/2012 - 4/30/2014 to the following individuals:

- 1) Brent T. Bailey
- 2) Lana Blaze
- 3) Vernon A. Blaze
- 4) Bradford E. Charnas
- 5) Thomas P. Costello
- 6) Marilyn J. Fandrich
- 7) William J. Gaydos
- 8) Cathleen A. Higgins
- 9) Brian E. Lynch
- 10) John J. Rusnov
- 11) Michael D. Wagner.

**SECTION 2.** The County Executive is authorized to execute all documents required in connection with said awards and this Resolution.

**SECTION 3.** 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: March 27, 2012

Committee(s) Assigned: Public Safety

Journal \_\_\_\_\_  
\_\_\_\_\_, 2012

# County Council of Cuyahoga County, Ohio

## Ordinance No. O2011-0056

Sponsored by: <b>Councilmember Greenspan</b>	<b>An Ordinance</b> establishing a General Fund, Fund Balance Reserve Policy and Replenishment Plan, and declaring the necessity that this Ordinance become immediately effective.
--	--

WHEREAS, the Cuyahoga County Charter provides for the transition, effective January 1, 2011, to a county governed by an elected County Executive and an eleven member elected County Council; and,

WHEREAS, the County Council has the power to establish by ordinance a General Fund, Fund Balance Reserve Policy and Replenishment Plan; and,

WHEREAS, the County Council has, through the 2012-2013 Biennial Budget Goals, strived to achieve a goal of an unreserved fund balance of 25% (twenty-five percent) reserve balance to current year expenditure ratio of the General Fund as an undedicated General Fund, fund balance reserve; and,

WHEREAS, the County Council is desirous of replenishing the General Fund, Fund Balance Reserve should the County Council vote to use any such funds; and,

WHEREAS, a formal reserve policy and a replenishment plan is recommended by various finance and accounting professional organizations and independent bond rating agencies; and,

WHEREAS, it is recognized by the Government Accounting Standards Board and the Government Finance Officers Association that it is prudent for local government entities to establish a formal reserve policy for General Operating Funds; and,

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

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

**SECTION 1.** The County Council hereby establishes 25% (twenty-five percent) of the General Fund as an undedicated General Fund, fund balance

reserve of the current fiscal year's ongoing budgeted operating expenditures as a General Fund, fund balance reserve.

**SECTION 2.** The reserve may only be used to stabilize revenues, mitigate a projected deficit in the current operating period, retire or defease outstanding bonds or notes of the County, fund one-time or unanticipated expenditures and pay judgments.

**SECTION 3.**

A. Any legislation that results in reducing General Fund reserves below the twenty-five percent (25%) threshold shall contain a provision authorizing the use of reserves.

B. The County Executive, with the assistance of the Director of Budget and Management, shall inform the Council, with at least on hundred twenty (120) days' notice whenever possible, whenever the County has obligations that would reasonably be expected to result in the General Fund reserve declining below the twenty-five percent (25%) threshold.

C. At any other time that the Council determines that the use of General Fund reserves within the twenty-five percent (25%) threshold is needed for one or more of the reasons provided for in Section 2, the Council shall by resolution, authorize the use of such reserves.

**SECTION 4.** Not later than one hundred twenty (120) days after the enactment of legislation containing the authorization described in Section 3A, receipt of notification as described in Section 3B, or enactment of a resolution as provided for in Section 3C, the Council shall, in cooperation with the County Executive, enact a General Fund Reserve Replenishment Plan, which shall include all of the following:

A. An estimate of the extent to which reserves within the twenty-five percent (25%) threshold shall need to be expended;

B. A timetable for restoring the General Fund Reserve to the twenty-five percent (25%) threshold or greater; and

C. The ways and means to be used to replenish the General Fund Reserve.

Following enactment of a General Fund Reserve Replenishment Plan, the County Council shall monitor performance under the plan on at least a quarterly basis and amend the plan as needed to respond to changing circumstances.

**SECTION 5. Effective Date.** It is necessary that this Ordinance become immediately effective in order that critical services being provided by Cuyahoga County can continue without interruption, and to continue the usual daily operation of the County. Provided that this Ordinance receives the affirmative vote of eight members of the County Council, this Ordinance shall become immediately effective upon signature of the County Executive.

**SECTION 6.** It is found and determined that all formal actions of this Council meeting and 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: December 6, 2011  
Committee(s) Assigned: Finance & Budgeting

Journal \_\_\_\_\_  
\_\_\_\_\_, 2011

# County Council of Cuyahoga County, Ohio

## Ordinance No. O2011-0058

Sponsored by: <b>Councilmember Greenspan</b>	<b>An Ordinance</b> establishing a Health and Human Services Levy Fund, Fund Balance Reserve Policy and Replenishment Plan, and declaring the necessity that this Ordinance become immediately effective.
--	---

WHEREAS, the Cuyahoga County Charter provides for the transition, effective January 1, 2011, to a county governed by an elected County Executive and an eleven member elected County Council; and

WHEREAS, the County Council has the power to establish by ordinance a Health and Human Services Levy Fund Balance Reserve Policy and Replenishment Plan; and,

WHEREAS, the County Council has, through the 2012-2013 Biennial Budget Goals, indicated strived to achieve a goal of an unreserved fund balance of 15% (fifteen percent) reserve balance to current year expenditure ratio of the Health and Human Services Levy Fund as an undedicated Health and Human Services Levy Fund, fund balance reserve; and,

WHEREAS, the County Council is desirous of replenishing the Health and Human Services Levy Fund, Fund Balance Reserve should the County Council vote to use any such funds; and,

WHEREAS, a formal reserve policy and a replenishment plan is recommended by various finance and accounting professional organizations and independent bond rating agencies; and,

WHEREAS, it is recognized by the Government Accounting Standards Board and the Government Finance Officers Association that it is prudent for local government entities to establish a formal reserve policy for Health and Human Services Operating Funds; and,

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

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

**SECTION 1.** The County Council hereby establishes 15% (fifteen percent) of the Health and Human Services Levy Fund as an undedicated Health and Human Services Levy Fund, fund balance reserve of the current fiscal year's ongoing budgeted operating expenditures as a Health and Human Services Levy Fund, fund balance reserve.

**SECTION 2.** The reserve may only be used to stabilize revenues, mitigate a projected deficit in the current operating period, retire or defease outstanding bonds or notes of the County, fund one-time or unanticipated expenditures and pay judgments.

**SECTION 3.**

A. Any legislation that results in reducing Health and Human Services Levy Fund reserves below the fifteen percent (15%) threshold shall contain a provision authorizing the use of reserves.

B. The County Executive, with the assistance of the Director of Budget and Management, shall inform the Council, with at least on hundred twenty (120) days' notice whenever possible, whenever the County has obligations that would reasonably be expected to result in the Health and Human Services Levy Fund reserve declining below the fifteen percent (15%) threshold.

C. At any other time that the Council determines that the use of Health and Human Services Levy Fund reserves within the fifteen percent (15%) threshold is needed for one or more of the reasons provided for in Section 2, the Council shall by resolution, authorize the use of such reserves.

**SECTION 4.** Not later than one hundred twenty (120) days after the enactment of legislation containing the authorization described in Section 3A, receipt of notification as described in Section 3B, or enactment of a resolution as provided for in Section 3C, the Council shall, in cooperation with the County Executive, enact a Health and Human Services Levy Fund Reserve Replenishment Plan, which shall include all of the following:

A. An estimate of the extent to which reserves within the fifteen percent (15%) threshold shall need to be expended;

B. A timetable for restoring the Health and Human Services Levy Fund Reserve to the fifteen percent (15%) threshold or greater; and

C. The ways and means to be used to replenish the Health and Human Services Levy Fund Reserve.

Following enactment of a Health and Human Services Levy Fund Reserve Replenishment Plan, the County Council shall monitor performance under the plan on at least a quarterly basis and amend the plan as needed to respond to changing circumstances.

**SECTION 5. Effective Date.** It is necessary that this Ordinance become immediately effective in order that critical services being provided by Cuyahoga County can continue without interruption, and to continue the usual daily operation of the County. Provided that this Ordinance receives the affirmative vote of eight members of the County Council, this Ordinance shall become immediately effective upon signature of the County Executive.

**SECTION 6.** It is found and determined that all formal actions of this Council meeting and 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: December 6, 2011

Committee(s) Assigned: Finance & Budgeting

Journal \_\_\_\_\_  
\_\_\_\_\_, 2011

**PROPOSED SUBSTITUTE**  
**County Council of Cuyahoga County, Ohio**

**Ordinance No. O2011-0058**

Sponsored by: <b>Councilmember Greenspan</b>	<b>An Ordinance</b> establishing a Health and Human Services Levy Fund, Fund Balance Reserve Policy and Replenishment Plan, and declaring the necessity that this Ordinance become immediately effective.
--	---

WHEREAS, the Cuyahoga County Charter provides for the transition, effective January 1, 2011, to a county governed by an elected County Executive and an eleven member elected County Council; and

WHEREAS, the County Council has the power to establish by ordinance a Health and Human Services Levy Fund Balance Reserve Policy and Replenishment Plan; and,

WHEREAS, the County Council has, through the 2012-2013 Biennial Budget Goals, indicated strived to achieve a goal of an unreserved fund balance of 15% (fifteen percent) reserve balance to current year expenditure ratio of the Health and Human Services Levy Fund as an undedicated Health and Human Services Levy Fund, fund balance reserve; and,

WHEREAS, the County Council is desirous of replenishing the Health and Human Services Levy Fund, Fund Balance Reserve should the County Council vote to use any such funds; and,

WHEREAS, a formal reserve policy and a replenishment plan is recommended by various finance and accounting professional organizations and independent bond rating agencies; and,

WHEREAS, it is recognized by the Government Accounting Standards Board and the Government Finance Officers Association that it is prudent for local government entities to establish a formal reserve policy for Health and Human Services Operating Funds; and,

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



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

**SECTION 1.** The County Council hereby establishes ~~15% (fifteen percent)~~ **10% (ten percent)** of the Health and Human Services Levy Fund as an undedicated Health and Human Services Levy Fund, fund balance reserve of the current fiscal year's ongoing budgeted operating expenditures as a Health and Human Services Levy Fund, fund balance reserve, **except that the Health and Human Services Levy Fund, fund balance reserve shall be 15% (fifteen percent) through December 31, 2013.**

**SECTION 2.** The reserve may only be used to stabilize revenues, mitigate a projected deficit in the current operating period, retire or defease outstanding bonds or notes of the County, fund one-time or unanticipated expenditures and pay judgments.

**SECTION 3.**

A. Any legislation that results in reducing Health and Human Services Levy Fund reserves below ~~the fifteen percent (15%) threshold~~ **the reserve balance target set in Section 1** shall contain a provision authorizing the use of reserves.

B. The County Executive, ~~with the assistance of the Director of Budget and Management,~~ shall inform the Council, with at least one hundred twenty (120) days' notice whenever possible, whenever the County has obligations that would reasonably be expected to result in the Health and Human Services Levy Fund reserve declining below the ~~fifteen percent (15%) threshold~~ **reserve balance target set in Section 1.**

C. At any other time that the Council determines that the use of Health and Human Services Levy Fund reserves within the ~~fifteen percent (15%) threshold~~ **is reserve balance target set in Section 1** are needed for one or more of the reasons provided for in Section 2, the Council shall by resolution, authorize the use of such reserves.

**SECTION 4.** Not later than one hundred twenty (120) days after the enactment of legislation containing the authorization described in Section 3A, receipt of notification as described in Section 3B, or enactment of a resolution as provided for in Section 3C, the Council shall, ~~in cooperation with the County Executive,~~ **by resolution,** enact a Health and Human Services Levy Fund Reserve Replenishment Plan, which shall include all of the following:

A. An estimate of the extent to which reserves within the ~~fifteen percent (15%) threshold~~ **reserve balance target set in Section 1** shall need to be expended;

B. A timetable for restoring the Health and Human Services Levy Fund Reserve to the ~~fifteen percent (15%)~~ **threshold reserve balance target set in Section 1** or greater; and

C. The ways and means to be used to replenish the Health and Human Services Levy Fund Reserve.

Following enactment of a Health and Human Services Levy Fund Reserve Replenishment Plan, the County Council shall monitor performance under the plan on at least a quarterly basis and amend the plan as needed to respond to changing circumstances.

**SECTION 5. Effective Date.** It is necessary that this Ordinance become immediately effective in order that critical services being provided by Cuyahoga County can continue without interruption, and to continue the usual daily operation of the County. Provided that this Ordinance receives the affirmative vote of eight members of the County Council, this Ordinance shall become immediately effective upon signature of the County Executive.

**SECTION 6.** It is found and determined that all formal actions of this Council meeting and 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: December 6, 2011

Committee(s) Assigned: Finance & Budgeting

Journal \_\_\_\_\_  
\_\_\_\_\_, 2011