



## **AGENDA**

### **CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING**

**TUESDAY, FEBRUARY 25, 2014**

**CUYAHOGA COUNTY JUSTICE CENTER**

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

**3:00 PM**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO AGENDA**
- 4. ITEMS REFERRED TO COMMITTEE**
  - a) R2014-0035: A Resolution confirming the County Executive's appointment of Mark A. Parks, Jr. upon his taking the oath of office as Fiscal Officer of Cuyahoga County, and declaring the necessity that this Resolution become immediately effective.
  - b) R2014-0040: A Resolution authorizing a Purchase and Sale Agreement with Playhouse Square Foundation in the amount of \$1.00 for the sale of County-owned property commonly known as the Loew's Building, located at 1501 Euclid Avenue, Cleveland; authorizing termination of the Indenture of Lease Agreement, as amended; 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.
- 5. MISCELLANEOUS BUSINESS**
- 6. PUBLIC COMMENT UNRELATED TO AGENDA**
- 7. ADJOURNMENT**

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

# County Council of Cuyahoga County, Ohio

## Resolution No. R2014-0035

Sponsored by: <b>Councilmembers Connally and Conwell</b>	<b>A Resolution</b> confirming the County Executive's appointment of Mark A. Parks, Jr. upon his taking the oath of office as Fiscal Officer of Cuyahoga County, and declaring the necessity that this Resolution become immediately effective.
--	---

WHEREAS, pursuant to Article V, Section 5.01 of the Charter of Cuyahoga County, each of the offices provided for in Article V shall be appointed by the County Executive, subject to the confirmation by Council; and,

WHEREAS, Article V, Section 5.02 of the Charter provides for the powers, duties, and qualifications of the Fiscal Officer; and,

WHEREAS, the County Executive has nominated Mark A. Parks, Jr. for the appointment to the position of Fiscal Officer; and,

WHEREAS, the Council has undergone review and scheduled a Confirmation Hearing which was noticed to the public and held in an open meeting on February 25, 2014; and,

WHEREAS, the Council elects to confirm the County Executive's appointment of Mark A. Parks, Jr. to the position of Fiscal Officer; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of County government.

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

**SECTION 1.** That the Cuyahoga County Council hereby confirms the appointment of Mark A. Parks, Jr. to serve as Fiscal Officer upon his taking the oath of office.

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

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

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

Yeas:

Nays:

\_\_\_\_\_  
County Council President

\_\_\_\_\_  
Date

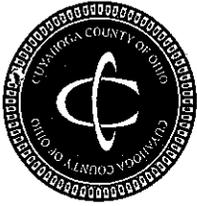
\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Date

First Reading/Referred to Committee: February 11, 2014

Committee(s) Assigned: Committee of the Whole

Journal \_\_\_\_\_  
\_\_\_\_\_, 20\_\_



**EDWARD FITZGERALD**  
Cuyahoga County Executive

January 27, 2014

C. Ellen Connally, President  
Cuyahoga County Council  
1219 Ontario Street, 4<sup>th</sup> Floor  
Cleveland, OH 44113

Re: Cuyahoga County Fiscal Officer

Dear President Connally:

Pursuant to Article V, Section 5.02 of the Cuyahoga County Charter, I am pleased to nominate Mark A. Parks, Jr. to continue his service as the Cuyahoga County Fiscal Officer. Mr. Parks has served this county for years, in various positions, including his current position as Acting Fiscal Officer. His experience and background have been of great service over the last few months as the County reviewed and passed its recent budget.

As required by Charter Section 5.02(3), Mr. Parks is a certified public accountant and documentation regarding his state license and registration is attached for your review. Additionally, I have included the information that was submitted when Mr. Parks was nominated and confirmed as the County Treasurer.

Mr. Parks is a dedicated public servant who has provided necessary financial guidance and advice as the new government was established and became stabilized. His knowledge and experience have been of great value to our fiscal operations as we deal with budgetary matters, bond issuances, property consolidation and numerous new construction projects. I have relied on his expertise and know he will continue to serve admirably as our Fiscal Officer.

I ask that these appointments be set for confirmation as soon as possible. Should you or any of your colleagues have any questions, please feel free to contact my Special Assistant, James Boyle at 216-698-2089.

Sincerely,

Edward FitzGerald  
Cuyahoga County Executive

## **Mark A Parks Jr.**

Mark A. Parks, Jr. was sworn into office January 1, 2008. Mark had previously served on Council in 2005 after being selected by unanimous decision to fill a council vacancy:

A Certified Public Accountant, Parks is a Budget & Management Analysts for the Cuyahoga County Board of County Commissioners. He also serves as the strategic director for the MAP Group, a tax, consulting, and financial education firm.

Councilman Parks serves as the chairman of the finance committee. He wants to ensure that Orange Village's superior services continue, while the community is experiencing growth and change. "As the community develops and improves, we to make sure that we continue to offer the same quality of services that were in place when Orange Village was a smaller more intimate community." "Housing has increased and more families are moving into the area." "It's important that we adapt to the positive changes that are taking place, yet maintain the same level of commitment to our residents."

Councilman Parks is the Board Treasurer for Continue Life Inc., a homeless Shelter and transitional housing facility for pregnant and/or parenting teenage girls. Parks is the Executive Board Treasurer for the National Black MBA Association, and he is on the Audit Committee for Community United Headstart. He also serves on the Ambassador's Council for the Club at Key Center and he is a member of Omega Psi Phi Fraternity. He is also a member of the Government Finance Officers Association.

His background in financial and cash management, general accounting, taxation, and governmental accounting gives him the expertise needed to chair the Finance Committee. He has served as a Regional Vice President for a Fortune 500 company and as the Chief Financial Officer for midsize governmental and non-profit organizations.

Councilman Parks received a bachelor's degree from Baldwin-Wallace College majoring in Business Administration and Political Science. He also has a Master's of Business Administration in e-Business.

He and his wife Connie and two sons, Mark III and Charles have lived in Orange Village since 1997.



<b>Name and Address</b>		<a href="#">[back]</a>
<b>Name</b>	MARK ANTHONY PARKS JR	
<b>Residence</b>	ORANGE VILLAGE, OH	
<b>Public Address</b>	No address information on file.	

<b>License and Registration Information</b>						
Credential	License Type	Initial Licensure Date	Issue Date	Expiration Date	Status	Reason
CPA.34385	Certified Public Accountant	09/16/1996	01/01/2013	12/31/2015	ACTIVE	

---

**Certified Public Accountant**

Efficiency Specialist – Personally cut in excess of \$5 million in expenses through operational analysis/  
Organizational Specialist – Developed new organizational structure to promote functionality and efficiency

**QUALIFICATIONS AND ACCOMPLISHMENTS**

*Efficient performance with a high level of acumen in:*

- Budget development, financial management, cash management, general accounting, taxation, internal controls, and small business consulting.
- Thorough knowledge of both GASB and FASB accounting
- Strong verbal and written communication skills
- Strong emotional intelligence skills
- Exceptional management skills

*Technical Skills:*

- Microsoft Office Word, Excel, PowerPoint, Access, Publisher - 2003, 2007, 2010
  - Quickbooks™ accounting software
  - Experienced using various accounting software packages, For Profit and Not For Profit
- 

**PROFESSIONAL EXPERIENCE**

- TREASURER/CHIEF FISCAL OFFICER** (Acting), Cuyahoga County, Cleveland, OH 2013- Present
- ◆ Performed all functions of the Chief Financial Officer and Treasurer for a \$1.5 billion governmental entity
  - ◆ Managed the entire financial enterprise for the County
  - ◆ Serve as Chief Fiscal Officer for the entire County, overseeing financial operations, accounting, payroll, AP/AR, reviewing and preparing budgets, monitoring revenues and expenditures, and implementing corrective actions. Serve as the statutory Auditor, Recorder, and Clerk of Courts (Title Division) as defined by the Ohio Revised Code.
- DIRECTOR OF SPECIAL PROJECTS/CONTROLLER** (Acting), Cuyahoga County, Cleveland, OH 2012- 2013
- ◆ Manage a process called CountyStat to quantitatively evaluate the operations of the Fiscal Office and determine corrective actions
  - ◆ Assist Chief Fiscal Officer with organization and consolidation of the new fiscal office, including but not limited to organizational structure, physical plant, and accounting structure
  - ◆ Serve as controller for the entire County, overseeing financial operations, accounting, payroll, AP/AR, reviewing and preparing budgets, monitoring revenues and expenditures, and implementing corrective actions
  - ◆ Evaluate the effectiveness and challenges of the newly formed government and recommend structural changes
  - ◆ Evaluate staffing for effectiveness and efficiency and recommend changes
  - ◆ Implement new Charter requirements for reformed County government
- CHIEF FISCAL OFFICER/TREASURER** (Acting), Cuyahoga County, Cleveland, OH 2011- 2012
- ◆ Began financial transition from former County Commissioner form of government to Executive form of government by facilitating the consolidation of three formerly elected officials' offices and four departments into one financial enterprise
  - ◆ Developed and implemented strategies to bring together a very diverse group of employees, many of whom had never worked together before

- MARK A. CARROLL, JR. 2012
- ◆ Began the elimination of redundancies that were inherent in the former form of government
  - ◆ Performed all functions of the Chief Financial Officer and Treasurer for a \$1.5 billion governmental entity
  - ◆ Managed the entire financial enterprise for the County
  - ◆ Implemented new Charter requirements for reformed County government

**FINANCIAL SYSTEM ADMINISTRATOR, Cuyahoga County, Cleveland, OH 2010 - 2011**

- ◆ Performed development of operating budget, monitor revenue estimates for the General Fund and Health & Human Services Levies and debt service
- ◆ Assisted in the sale of notes and bonds by coordinating information among bond counsel, underwriters, trustees, and banks, including participating on the \$565 million financing team of the Cleveland Medical Mart and Convention Center
- ◆ Facilitated maintaining the County's note and bond ratings
- ◆ Performed capital management duties, develop indirect cost plan, and evaluate proposals for new or expanded projects
- ◆ Provided computer software technical support and assistance to end-users in County departments

**BUDGET MANAGEMENT ANALYST, Board of County Commissioners, Cleveland, OH 2005 - 2010**

- ◆ Developed, prepared and monitored \$1.5 billion budget for the Board of County Commissioners (BOCC)
- ◆ Analyzed fiscal activities of assigned departments and make forecasts based on expenditure patterns
- ◆ Performed fiscal management functions for BOCC agencies

**ADJUNCT INSTRUCTOR, Cuyahoga Community College, Cleveland, OH 2007 - 2012**

- ◆ Teach basic, intermediate, governmental, and advanced principles of accounting courses
- ◆ Prepare students for life in the business world

**CHIEF FINANCIAL OFFICER, Lake Metropolitan Housing Authority, Painesville, OH 2002 - 2005**

- ◆ Managed and performed all fiscal duties including: cash management, investments, payroll, accounts receivable, accounts payable, taxes, budgeting, forecasting and general accounting
- ◆ Automated the accounting processes and implemented changes that increased efficiency

**SENIOR ACCOUNTANT, Cleveland Clinic Foundation (CCF), Cleveland, OH 1998 - 2001**

- ◆ Developed sophisticated interactive budgeting application to facilitate Activity Based Costing for proposals
- ◆ Prepared CCF proposals for the coordination of clinical trials for pharmaceutical companies

**CHIEF FINANCIAL OFFICER, Community United Head Start/Day Care Inc., Cleveland, OH 1996 - 1998**

- ◆ Managed all fiscal activities for thirty-two pre-school/daycare centers and a food service unit including: receipt and disbursement of funds, payroll, accounts payable, purchasing and general ledger records
- ◆ Performed budgeting, forecasting and cash management

**FISCAL MANAGER, Cleveland Technical Assistance Organization (TAO), Cleveland, OH 1994 - 1996**

- ◆ Performed financial management including: financial statements, accounts receivable, accounts payable, general ledger, taxes, payroll, budgeting, forecasting, cash management, and maintaining positive banking relationships
- ◆ Oversaw the accounting function for twenty-five housing developments funded by HUD

**CIVIC ENGAGEMENT**

**VILLAGE COUNCIL PRESIDENT & FINANCE COMMITTEE CHAIRMAN**, Orange Village, OH 2005, 2008-2013

The President of Council is responsible for presiding over all Council meetings, appointing all committee chairs, and serving as acting Mayor in the Mayor's absence or in the event of incapacity. The Finance chair is responsible for choosing a committee to scrutinize the financial records and transactions of the Village.

**COMMUNITY ACTIVITIES**

- ◆ 2011 - Present President of the Shaw High Alumni Association 2006-2010, Immediate Past President
- ◆ 2010 - 2011: Representative for the Cuyahoga County Transition Team for Finance
- ◆ 2000 - 2011: National Association of Black Accountants – Communications Committee
- ◆ 2006 - 2008: National Black MBA Association – Treasurer
- ◆ 2005 - 2008: Community United Head Start – Audit Committee Chairman
- ◆ 1995 - 2008: Continue Life Incorporated - Treasurer

**EDUCATION AND LICENSURE(S)**

University of Phoenix

**Masters of Business Administration Degree**, concentration in *e-Business*, July 2006

- ◆ 3.88 grade point average

Cleveland State University

**Completed coursework equivalent to an accounting major**

- ◆ 3.4 grade point average on a 4.0 scale in accounting
- ◆ Completed Cleveland State Leadership Academy in 2008

Baldwin-Wallace College

**Bachelor of Arts Degree** with a dual major in Business Administration and Political Science

President's Council Foundation

**Emerging Entrepreneurs Class** of 2005

**Passed:**

- ◆ Life, Accident & Health and Variable Products exam
- ◆ Passed Securities Series 6, 63, and Series 26
- ◆ Passed Ohio Certified Public Accountants Examination

# County Council of Cuyahoga County, Ohio

## Resolution No. R2014-0040

Sponsored by: <b>County Executive FitzGerald/Department of Public Works</b>	<b>A Resolution</b> authorizing a Purchase and Sale Agreement with Playhouse Square Foundation in the amount of \$1.00 for the sale of County-owned property commonly known as the Loew’s Building, located at 1501 Euclid Avenue, Cleveland; authorizing termination of the Indenture of Lease Agreement, as amended; 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.
---	--

WHEREAS, the County Executive/Department of Public Works has submitted for Council’s approval a Purchase and Sale agreement with the Playhouse Square Foundation in the amount of \$1.00 for the sale of County-owned property commonly known as the Loew’s Building, located at 1501 Euclid Avenue; and,

WHEREAS, in 1977, the County of Cuyahoga purchased certain property commonly known as Loew’s Building to prevent its demolition and secure the future of the State Theatre, Ohio Theatre and ultimately Playhouse Square; and,

WHEREAS, on September 1, 1987, the Board of Commissioners of Cuyahoga County entered into an Indenture of Lease with the Playhouse Square Foundation for certain premises and improvements located in the City of Cleveland, commonly known as the Loew’s Building, located at 1501 Euclid Avenue ( the “Lease”); and,

WHEREAS, the County and the Playhouse Square Foundation subsequently supplemented and amended the Lease on September 11, 1987; May 5, 1992; November 15, 1997; February 14, 2005; and June 1, 2007 to adjust the lease payments and extend the original term of the Lease to December 31, 2037; and,

WHEREAS, because the purpose of the County’s original purchase in 1977 has been achieved, the County and the Playhouse Square Foundation have agreed to terminate the Lease, as amended, and transfer the title of the property known as the Loew’s Building to the Playhouse Square Foundation; and,

WHEREAS, the sale of the property known as the Loew’s Building to the Playhouse Square Foundation would result in significant savings in operating costs to the County; 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 authorizes the County Executive to terminate the Lease, as amended, and enter into a Purchase and Sale Agreement with the Playhouse Square Foundation in the amount of \$1.00 for the sale of property commonly known as the Loew's Building.

**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 Purchase and Sale Agreement, the lease agreements and all documents to be executed by the County thereunder, (ii) all other and further documents, instruments, certificates, agreements, amendments, assignments, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law, (b) agree to such payments 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's approval as to legal form and correctness.

**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.

