

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0072

Sponsored by: **Councilman
Julian Rogers and County
Executive FitzGerald**

A Resolution opposing the State of Ohio's plan to recapture and reallocate American Recovery and Reinvestment Act of 2009 Home Weatherization Assistance Program funds from the County of Cuyahoga and other similarly situated subgrantees; requesting the State of Ohio to reconsider and reverse its action; and urging all State Senators, State Representatives, Congressional Representatives and US Senators representing Cuyahoga County to oppose this action; and declaring the necessity that this Resolution become immediately effective.

WHEREAS, the State of Ohio was the recipient of approximately \$266 million of Home Weatherization Assistance Program ("HWAP") funding through the American Recovery and Reinvestment Act of 2009 ("ARRA"), and

WHEREAS, following receipt of the ARRA HWAP funds, the State of Ohio allocated the same to the HWAP provider subgrantees located throughout the State, including the sum of \$9,410,315.00 for the County of Cuyahoga Department of Development; and

WHEREAS, the ARRA HWAP allocation was provided to the State of Ohio to be spent during the timeframe of April 1, 2009 to March 31, 2012, and the funds were allocated to subgrantees to be spent during this timeframe; and

WHEREAS, as recently as December 2010, the State of Ohio advised the County of Cuyahoga that it would be able to use its ARRA HWAP funds through March 31, 2012, and to plan its budget accordingly; and

WHEREAS, in reliance upon the award of the ARRA HWAP funds and the representations made by the State of Ohio that the County would be able to use its ARRA HWAP funds through March 31, 2012, the County has developed a plan and entered into agreements to provide home weatherization improvements to hundreds of low and moderate income individuals; and

WHEREAS, on Tuesday, February 8, 2011, the State of Ohio advised the County of Cuyahoga and several other subgrantees, that the State would recapture any unspent ARRA HWAP funds from those subgrantees as of March 31, 2011, and redistribute those funds to other subgrantees; and

WHEREAS, the plan of the State of Ohio to recapture and redistribute this funding will result in (i) the loss of more than \$5 million in HWAP funds for Cuyahoga County, (ii) the loss, for hundreds of low-income and disabled residents in the County, of weatherized and more efficient housing, and (iii) the loss of revenue to several Cuyahoga County-based weatherization contractors; and

WHEREAS, this Council finds and determines that it is necessary to oppose the State's plan to recapture and reallocate ARRA HWAP funds from the County and other similarly situated subgrantees for distribution to other ARRA HWAP subgrantees, and to request the State of Ohio to reconsider and reverse its action, and to urge all State Senators, State Representatives, Congressional Representatives and US Senators representing Cuyahoga County to oppose this action.

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

SECTION 1: This Council hereby opposes the State of Ohio's plan to recapture and reallocate American Recovery and Reinvestment Act of 2009 Home Weatherization Assistance Program funds from the County of Cuyahoga and other similarly situated subgrantees, requests the State of Ohio to reconsider and reverse its action, and urges all State Senators, State Representatives, Congressional Representatives and US Senators representing Cuyahoga County to oppose this action.

SECTION 2: The Clerk of Council is hereby directed to send a certified copy of this Resolution to all State Senators, State Representatives, Congressional Representatives and US Senators representing Cuyahoga County, the Ohio Office of Community Services and Governor John Kasich.

SECTION 3: It is necessary that this Resolution become immediately effective in the interest of the health, safety and welfare of the citizens and employees of the County of Cuyahoga and for the further purpose of immediately opposing the aforementioned action of the State and seeking action to oppose and reverse the State's action prior to the State's action taking effect.

SECTION 4: Provided this Resolution receives the affirmative vote of eight (8) members, it shall take effect immediately upon its adoption and approval by the Executive; otherwise it shall take effect and be in force at the earliest time provided by law.

SECTION 5: 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 this 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 Mr. Rogers, seconded by Ms. Conwell, the foregoing Resolution was duly adopted.

Yeas: Greenspan, Miller, Brady, Germana, Gallagher, Schron, Conwell, Jones, Connally, Rogers and Simon

Nays: None


County Council President

3/2/11
Date


County Executive

3/2/11
Date


Clerk of Council

3/1/2011
Date

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