

County Council of Cuyahoga County, Ohio

Resolution No. R2017-0062

<p>Sponsored by: County Executive Budish/Department of Development</p> <p>Co-sponsored by: Councilmembers Hairston, Miller, Simon, Brown, Jones, Gallagher and Tuma</p>	<p>A Resolution authorizing a revenue generating agreement with Cuyahoga County Land Reutilization Corporation in the amount not-to-exceed \$6,000,000.00 for tax foreclosure services in connection with the Neighborhood Initiative Program for the period 1/1/2017 - 12/31/2020; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Development has recommended a revenue generating agreement with Cuyahoga County Land Reutilization Corporation in the amount not-to-exceed \$6,000,000.00 for tax foreclosure services in connection with the Neighborhood Initiative Program for the period 1/1/2017 - 12/31/2020; and

WHEREAS, in accordance with the authority granted under R.C. §5722.02 and §1724(A)(2), the County authorized the establishment of the Cuyahoga County Land Reutilization Corporation (“CCLRC”) and designated the CCLRC as the County’s agency for the reclamation, rehabilitation, and reutilization of vacant, abandoned, tax-foreclosed or other real property in the county; and

WHEREAS, the CCLRC is a participant in the Ohio Housing Finance Agency’s Neighborhood Initiative Program (“NIP”), that aims to stabilize property values by providing funding to county land reutilization corporations such as the CCLRC to pay for the demolition and related costs of certain vacant and abandoned structures; and

WHEREAS, under R.C. §1724.01 the CCLRC is authorized to contract with the County to provide services to the CCLRC and under R.C. Chapters 323, 325, 5721, and 5722, the County has express statutory authority to foreclose on tax delinquent properties in the name of the county treasurer (“Treasurer”) and to facilitate the acquisition of properties for “electing subdivisions”, as that term is defined in R.C. §5722.01, including the CCLRC; and

WHEREAS, under the NIP guidelines, CCLRC is authorized to receive reimbursement for reasonable acquisition costs incurred by the CCLRC in the acquisition of NIP eligible properties, including the reasonable fees for preparation

and prosecution of tax foreclosure cases that are charged to the CCLRC by the agencies, firms, and offices necessary in the acquisition of NIP eligible properties;

WHEREAS, in order to acquire NIP eligible properties from tax foreclosure, it is necessary for CCLRC to engage the services of the County through offices under the County Executive, Treasurer, and Prosecutor; and

WHEREAS, the goal of this project is an agreement with the CCLRC to provide services in assisting the CCLRC to acquire eligible properties by providing the services associated with preparing, filing, and prosecuting to final conclusion, tax foreclosures in the name of the County Treasurer on certain vacant and abandoned tax delinquent properties; and

WHEREAS, the CCLRC will use Hardest Hit Funds to reimburse the County and Prosecutor's Office; 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 Cuyahoga County Land Reutilization Corporation in the amount not-to-exceed \$6,000,000.00 for tax foreclosure services in connection with the Neighborhood Initiative Program for the period 1/1/2017 - 12/31/2020.

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 Mr. Hairston, seconded by Mr. Brady, the foregoing Resolution was duly adopted.

Yeas: Simon, Baker, Miller, Tuma, Gallagher, Schron, Conwell, Jones, Brown, Hairston and Brady

Nays: None

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: March 28, 2017

Committee(s) Assigned: Community Development

Additional Sponsorship Requested on the Floor: March 28, 2017

Additional Sponsorship Requested on the Floor: April 12, 2017

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