

County Council of Cuyahoga County, Ohio

Resolution No. R2018-0165

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| Sponsored by: County Executive Budish/Fiscal Officer/Office of Budget and Management | A Resolution amending the 2018/2019 Biennial Operating Budget for 2018 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; amending Resolution Nos. R2018-0068 dated 3/27/2018 and R2018-0133 dated 6/26/2018 to reconcile appropriations for 2018; and declaring the necessity that this Resolution become immediately effective. |
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WHEREAS, on December 12, 2017, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program for 2018/2019 (Resolution No. R2017-0182) establishing the 2018/2019 biennial budget for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2018 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 2018/2019 Biennial Operating Budget for 2018 be amended to provide for the following additional appropriation increases and decreases:

Fund Nos./Budget Accounts

Journal Nos.

| | | | |
|------------------------|----|----------------|------------------|
| A. 40A526 – ODOT – LPA | | | BA1803064 |
| CE785006 – ODOT - LPA | | | |
| Personal Services | \$ | (0.03) | |
| Other Expenses | \$ | (8,377.06) | |
| Capital Outlays | \$ | (5,173,129.47) | |

The appropriation reduction would remove appropriation from Ohio Department of Transportation projects that have been completed. Those projects that have positive or negative cash balances have cash transfer requests to eliminate those cash balances on this fiscal agenda - document JT1803065. Funding comes from reimbursements from Ohio Department of Transportation.

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| B. 20A625 – Solid Waste District-Admin | | | BA1809111 |
| SM522466 – Solid Waste District-Admin | | | |
| Other Expenses | \$ | (1,166.82) | |

The Office of Budget and Management on behalf of Solid Waste District requests appropriation reduction following decertification of the travel contract. Previously departments directly encumbered funds within the travel contract, this practice has changed to place the travel contract within the Fiscal Office and charge agencies as expenses are accrued.

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| C. 24A635 – EC – Invest in Children - PA | | | BA1809112 |
| EC451484 – Early Childhood Admin Serv | | | |
| Other Expenses | \$ | (2,859.70) | |

The Office of Budget and Management on behalf of Early Childhood requests appropriation reduction following decertification of the travel contract. Previously departments directly encumbered funds within the travel contract, this practice has changed to place the travel contract within the Fiscal Office and charge agencies as expenses are accrued.

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| D. 24A640 – FCFC Public Assistance | | | BA1809113 |
| FC451492 – Family and Children First Council PA | | | |
| Other Expenses | \$ | (4,000.00) | |

The Office of Budget and Management on behalf of Family and Children First Council requests appropriation reduction following decertification of the travel contract. Previously departments directly encumbered funds within the travel contract, this practice has changed to place the travel contract within the Fiscal Office and charge agencies as expenses are accrued.

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| E. 01A001 – General Fund | | | BA1809114 |
| IG030411 – Inspector General | | | |
| Other Expenses | \$ | (2,500.00) | |

The Office of Budget and Management on behalf of the Agency of the Inspector General requests appropriation reduction following decertification of the travel contract. Previously

departments directly encumbered funds within the travel contract, this practice has changed to place the travel contract within the Fiscal Office and charge agencies as expenses are accrued.

F. 01A001 – General Fund **BA1809115**
BE474064 – Election Administration
Other Expenses \$ (1,689.36)

The Office of Budget and Management on behalf of the Board of Elections requests appropriation reduction following decertification of the travel contract. Previously departments directly encumbered funds within the travel contract, this practice has changed to place the travel contract within the Fiscal Office and charge agencies as expenses are accrued.

G. 30A924 – Sales Tax Bonds **BA1809116**
DS039917 – 2017 Sales Tax Bonds
Other Expenses \$ 3,952,143.88

Office of Budget and Management requests additional appropriation for debt service on the 2017 Sales Tax Bonds for Quicken Loans Arena Transformation. Appropriation is to make additional contribution payments due as part of the Trust Indenture. County contribution of \$1.5 million from the 0.25 Sales Tax Fund and \$369,451.51 of incremental sales tax generated at the arena during 2017. Destination Cleveland's Bed Tax contribution of \$1.5 million withheld by the County during 2018. Final \$332,692.37 represents the difference between Playoff Admissions Tax collections and sales tax withholding by trustee.

H. 01A001 – General Fund **BA1809117**
SU515346 – General Fund Operating Subsidies
Other Expenses \$ 628,253.58

Office of Budget and Management requests appropriation increase for cash transfer JT1809118 from the General Fund to the 2017 Sales Tax Bonds, series B to make contribution to debt service for 2018. The County has pledged Cavaliers playoff admissions taxes and additional incremental sales tax generated at the arena. Playoff admissions taxes totaled \$1,952,979.68 during 2018, this amount is larger than the sales tax being withheld as structured within the Bond Indenture, \$1,620,287.31, and will require this additional supplemental payment. The incremental sales tax totaled \$369,451.51 for 2017, (\$295,561.21 from the 1%) Cavaliers will prepare quarterly statements moving forward.

I. 24A635 – EC-Invest in Children-PA **BA1809119**
EC451443 – Health and Safety
Other Expenses \$ 516,627.00

Office of Budget and Management on behalf of the Office of Early Childhood - Invest in Children requests additional appropriation for the First Year Cleveland MomsFirst expansion and forthcoming contract amendment. This expansion is funded on reimbursement basis from Medicaid funds through Case Western Reserve University as First Year Cleveland's fiscal agent. Total contract not to exceed as will be amended \$1,508,832, funding sources, \$733,892 (\$366,946 per year) HHS Levy and \$774,940 Medicaid reimbursement.

J. 20D448 – Casino Tax Revenue Fund **BA1812138**
DV520791 – Casino Tax Revenue Fund
Other Expenses \$ 1,100,000.00

The Office of Budget Management is requesting an appropriation increase of \$1,100,000.00 in the Community Development Fund (also known as the Casino Tax Revenue Fund). This is for providing appropriation for the Rocky River (Bradstreet Landing) project approved by County Council (R2018-0132) on 9-Jul-18. Funding is provided from the State of Ohio for Casino Tax Revenue Fund via Casino Tax Revenue Quarterly Payments. This fund currently has a cash balance including encumbrances (as of 19-Jul-18) of \$2.1 million (\$7.4 million Existing Cash Balance minus \$5.3 in existing encumbrances).

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| K. | 20A288 – Social Impact Financing Fund | | BA1813575 |
| | SF515288 – Social Impact Financing Fund | | |
| | Other Expenses | \$ | 1,000,000.00 |

Requesting appropriations to satisfy an agreed upon obligation to award community partners based on benchmarks as stated in the agreement for an encumbrance for 2017 which was not initiated.

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| L. | 40A069 – Capital Projects | | BA1815121 |
| | CC769331 – City Police H.Q. Build-out | | |
| | Capital Outlays | \$ | 1,100,000.00 |

To increase appropriations for the space build-out and building assessment for the City of Cleveland Police HQ Building. Cuyahoga County Council has entered into an agreement with the City of Cleveland to Purchase the Building (R2017-0103) located at 1300 Ontario Street, and work needs to be done to allow staff and crime labs to be moved into the building. Total Project estimated cost to rebuild is \$6,200,000 where \$4,500,000 has already been appropriated, and \$3,000,000 has been expended. This additional appropriation will cover the next phase of the project, leaving \$600,000.00 to appropriate in the future. This project is on the 2017 CIP and is funded by the General Fund Reserves.

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| M. | 40A099 – Maintenance Projects | | BA1815123 |
| | CC769554 – 2018/2019 Countywide Painting Contract | | |
| | Other Expenses | \$ | 100,000.00 |

To setup a project for the 2018/2019 Painting Contract. This will allow the County to have a painting contractor under contract to provide painting services throughout the County. It is a two-year contract for an estimated cost of \$300,000.00, but only \$100,000.00 is needed at this time. The remaining appropriations will be requested at a later date when needed. The funding comes from the Capital Improvement General Fund Subsidy and is on the approved 2018 CIP.

SECTION 2. That the 2018/2019 Biennial Operating Budget for 2018 be amended to provide for the following appropriation transfers:

| <u>Fund Nos./Budget Accounts</u> | <u>Journal Nos.</u> | | |
|----------------------------------|---|----|------------------|
| A. | FROM: 40A069 – Capital Projects | | BA1800026 |
| | CC768374 – Courts Tower Sealant Replacement | | |
| | Capital Outlays | \$ | 50,000.00 |

TO: 40A069 – Capital Projects
 CC768374 – Courts Tower Sealant Replacement
 Personal Services \$ 50,000.00

To transfer appropriations to salary and fringes for Project 069008/JC01 Courts Tower Sealant Façade Replacement and Repair to post trade payroll.

B. FROM: 01A001 – General Fund **BA1803070**
 DV014225 – Regional Collaboration
 Personal Services \$ 5,000.00

TO: 01A001 – General Fund
 DV014225 – Regional Collaboration
 Other Expenses \$ 5,000.00

The Department of Regional Collaboration had both of its staff vacant for half of 2018. The new Director would like to use some of the salary surplus for professional development. Funding comes from the General Fund.

SECTION 3. That the 2018/2019 Biennial Operating Budget for 2018 be amended to provide for the following cash transfers between County funds:

Fund Nos./Budget Accounts **Journal Nos.**

A. FROM: 01A001 – General Fund **JT1801505**
 HR018028 – Employee Benefits – General Fund
 Transfer Out \$ 216,000.00

TO: 80P237 – RTA Monthly Pass
 ND509026 – RTA Monthly Pass
 Revenue Transfer \$ 216,000.00

A cash transfer is being requested to fund the RTA Subsidy account that provides monthly bus passes to County employees. Funding is provided by the General Fund.

B. FROM: 40A526 – ODOT – LPA **JT1803066**
 CE785006 – ODOT - LPA
 Transfer Out \$ 1,607,646.31

TO: 26A650 – \$5.00 Road Capital Improvements
 CE418053 – Cty Eng - \$5 Lic Tax Fund
 Revenue Transfer \$ 1,365,449.53

26A651 – \$7.50 R & B Registration Tax
 CE417477 – \$7.50 Lic Tx Fnd Cap Imp
 Revenue Transfer \$ 242,196.78

The request would move remaining cash from closed ODOT projects to the Road & Bridge operating fund. Funding came from ODOT reimbursements and matches from the Road & Bridge operating fund.

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| C. FROM: 01A001 – General Fund | JT1809118 |
| SU515346 – General Fund Operating Subsidies | |
| Transfer Out | \$ 628,253.58 |
| TO: 30A924 – Sales Tax Bonds | |
| DS039917 – 2017 Sales Tax bonds | |
| Revenue Transfer | \$ 628,253.58 |

Office of Budget and Management requests subsidy transfer from the General Fund to the 2017 Sales Tax Bonds, series B to make contribution to debt service for 2018. The County has pledged Cavaliers playoff admissions taxes and additional incremental sales tax. Playoff admissions tax totaled \$1,952,979.68 during 2018, this amount is larger than the sales tax being withheld as structured within the Bond Indenture, \$1,620,287.31, and will require this additional supplemental payment. The additional incremental sales tax totaled \$369,451.51 for 2017 and is proportioned as collected between the 1% (\$295,561.21) and 0.25% (\$73,890.30) funds.

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| D. FROM: 29A392 – Health & Human Services Levy 3.9 | JT1810768 |
| SU514729 – Alcohol Drug Addiction Mental Health 3.9 | |
| Transfer Out | \$ 19,681,829.50 |
| TO: 20A317 – ADAMHSBCC (as of 07/01/2009) | |
| MH431056 – BH – Administrative Oper Budget | |
| Revenue Transfer | \$ 19,681,829.50 |

This Subsidy is for the 2018 third and fourth quarter support of the Alcohol Drug Addiction Mental Health Board based on the amount approved in the 2018 budget (R2017-0182). Funding comes from HHS Levy.

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| E. FROM: 01A001 – General Fund | JT1815124 |
| SU514141 – Capital Improvement Subsidy | |
| Transfer Out | \$ 439,712.23 |
| TO: 40A069 – Capital Projects | |
| CC768374 – Courts Tower Sealant Replacement | |
| Revenue Transfer | \$ 57,042.69 |
| 40A069 – Capital Projects | |
| CC769075 – BOE Fire Alarm System Upgrade | |
| Revenue Transfer | \$ 8,623.55 |
| 40A069 – Capital Projects | |
| CC768861 – Roof Replacement – Old Courthouse | |
| Revenue Transfer | \$ 43,870.08 |
| 40A069 – Capital Projects | |
| CC769026 – Old Courthouse Roof Drains | |
| Revenue Transfer | \$ 11,689.19 |

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| 40A069 – Capital Projects | | |
| CC769166 – Admin Building Projects | | |
| Revenue Transfer | \$ | 2,080.26 |
| | | |
| 40A069 – Capital Projects | | |
| CC769216 – HHS Fit Study | | |
| Revenue Transfer | \$ | 15,013.75 |
| | | |
| 40A069 – Capital Projects | | |
| CC769182 – 2017 General A/E Services | | |
| Revenue Transfer | \$ | 15,245.40 |
| | | |
| 40A069 – Capital Projects | | |
| CC769224 – Bedford Jail Renovation | | |
| Revenue Transfer | \$ | 684.40 |
| | | |
| 40A069 – Capital Projects | | |
| CC769257 – Animal Shelter HVAC Repair/Replacement | | |
| Revenue Transfer | \$ | 7,357.92 |
| | | |
| 40A069 – Capital Projects | | |
| CC769265 – Countywide Fire Dampers Project | | |
| Revenue Transfer | \$ | 44,300.00 |
| | | |
| 40A069 – Capital Projects | | |
| CC769315 – Old Courthouse HVAC/Chiller Project | | |
| Revenue Transfer | \$ | 18,955.00 |
| | | |
| 40A069 – Capital Projects | | |
| CC769380 – RTA Harvard Garage Buildout/Consolidation | | |
| Revenue Transfer | \$ | 87,250.00 |
| | | |
| 40A069 – Capital Projects | | |
| CC769414 – RPA Land Acquisition at County Airport | | |
| Revenue Transfer | \$ | 127,599.99 |

Request to transfer cash from the General Fund to various capital projects for expenditures that posted during the month of July.

SECTION 4. That certain items approved in Resolution No. R2018-0068 dated March 27, 2018 and Resolution No. R2018-0133 dated June 26, 2018 be rescinded as follows to reconcile appropriations for 2018 in the County’s financial system:

Resolution No. R2018-0068 dated 3/27/2018:

Original Item to be Rescinded – Section 1

Fund Nos./Budget Accounts

Journal Nos.

| | | | | |
|----|------------------------------|----|--------------|------------------|
| I. | 01A004 – .25% Sales Tax Fund | | | BA1809061 |
| | MI512699 – .25% Sales Tax | | | |
| | Other Expenses | \$ | 1,000,000.00 | |

Appropriation increase to allow cash transfer (JT1809061) for General Fund reimbursement of debt service paid to the 2017 Q Arena Bonds (Destination Cleveland). Please see JT1809062 in Section 3 of this agenda.

Resolution No. R2018-0068 dated 3/27/2018:

Original Item to be Rescinded – Section 3

Fund Nos./Budget Accounts

Journal Nos.

| | | | | |
|----|--|----|--------------|------------------|
| E. | FROM: 01A004 – .25% Sales Tax Fund | | | JT1809062 |
| | MI512699 – .25% Sales Tax | | | |
| | Transfer Out | \$ | 1,000,000.00 | |
| | TO: 01A001 – General Fund | | | |
| | ND508515 – Non-Departmental Revenue GF | | | |
| | Revenue Transfer | \$ | 1,000,000.00 | |

Cash transfer from .25% Fund to General fund of withheld Destination Cleveland Bed Tax. This represents Destination Cleveland's contribution to 2017 Q Arena Bonds per Amended Bed Tax Agreement.

Resolution No. R2018-0133 dated 6/26/2018:

Original Item to be Rescinded – Section 1

Fund Nos./Budget Accounts

Journal Nos.

| | | | | |
|----|-----------------------|----|-----------------|------------------|
| D. | 40A526 – ODOT – LPA | | | BA1803060 |
| | CE785006 – ODOT - LPA | | | |
| | Capital Outlays | \$ | (10,827,047.00) | |

To remove appropriation from closed Ohio Department of Transportation projects. Each project has \$0 cash. Funding comes from reimbursements through the Ohio Department of Transportation.

SECTION 5. That certain items approved in Resolution No. R2018-0068 dated March 27, 2018 be corrected as follows to reconcile appropriations for 2018 in the County's financial system:

Resolution No. R2018-0068 dated 3/27/2018:

Original Item to be Corrected – Section 1

Fund Nos./Budget Accounts

| | | |
|---------------------------------|----|------------------|
| H. 01A004 – .25% Sales Tax Fund | | BA1809059 |
| MI512699 – .25% Sales Tax | | |
| Other Expenses | \$ | 1,500,000.00 |

Appropriation increase to allow cash transfer (JT1809060) for General Fund reimbursement of debt service paid to the 2017 Q Arena Bonds (0.25% Fund). Please see JT1809060 in Section 3 of this agenda.

Corrected Item – Section 1

Fund Nos./Budget Accounts

Journal Nos.

| | | |
|---|----|------------------|
| H. 01A004 – .25% Sales Tax Fund | | BA1809059 |
| SU515361 – General Fund .25% Sales Tax Fd Subsidies | | |
| Other Expenses | \$ | 1,573,890.30 |

Appropriation increase to allow subsidy transfer (JT1809060) to the 2017 Sales Tax - Q Arena Bonds for payment of the County's \$1.5 million 2018 0.25% contribution and the additional incremental sales tax generated at the arena in 2017 totaling \$369,451.51. The additional incremental sales tax is proportioned as collected between 1% (\$295,561.21) and 0.25% (73,890.30) sales tax funds.

Resolution No. R2018-0068 dated 3/27/2018:

Original Item to be Corrected – Section 3

Fund Nos./Budget Accounts

Journal Nos.

| | | |
|--|----|------------------|
| D. FROM: 01A004 – .25% Sales Tax Fund | | JT1809060 |
| MI512699 – .25% Sales Tax | | |
| Transfer Out | \$ | 1,500,000.00 |
| TO: 01A001 – General Fund | | |
| ND508515 – Non-Departmental Revenue GF | | |
| Revenue Transfer | \$ | 1,500,000.00 |

Cash transfer from .25% Fund to General fund representing general fund reimbursement of debt service paid toward 2017 Q Arena Bonds. This is reimbursement for \$1.5 million County contribution payment that will be withheld out of sales tax revenue by trustee along with Q Arena bond debt service.

Corrected Item – Section 3

Fund Nos./Budget Accounts

Journal Nos.

| | | |
|---|----|------------------|
| D. FROM: 01A004 – .25% Sales Tax Fund | | JT1809060 |
| SU515361 – General Fund .25% Sales Tax Fd Subsidies | | |
| Transfer Out | \$ | 1,573,890.30 |
| TO: 30A924 – Sales Tax Bonds | | |
| DS039917 – 2017 Sales Tax Bonds | | |
| Revenue Transfer | \$ | 1,573,890.30 |

Office of Budget and Management requests subsidy transfer to the 2017 Sales Tax - Q Arena Bonds for payment of the County's \$1.5 million 2018 0.25% contribution and the additional incremental sales tax generated at the arena in 2017 totaling \$369,451.51. The additional incremental sales tax is proportioned as collected between 1% (\$295,561.21) and 0.25% (73,890.30) sales tax funds.

SECTION 6. 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 7. 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. Miller, seconded by Ms. Brown, the foregoing Resolution was duly adopted.

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

Nays: None


County Council President

8/8/18
Date

Am R. J.
County Executive

8-8-18
Date

Jessie M. Schmotzer
Clerk of Council

8/7/2018
Date

Journal CC031
August 7, 2018