

County Council of Cuyahoga County, Ohio

Resolution No. R2021-0032

Sponsored by: County Executive Budish/Fiscal Officer/Office of Budget and Management	A Resolution amending the 2020/2021 Biennial Operating Budget for 2021 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, to meet the budgetary needs of various County departments, offices and agencies; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, on December 10, 2019, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program for 2020/2021 (Resolution No. R2019-0224) establishing the 2020/2021 biennial budget for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2021 to reflect budgetary funding increases, funding reductions, to transfer budget appropriations and to transfer cash between budgetary funds, 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 2020/2021 Biennial Operating Budget for 2021 be amended to provide for the following additional appropriation increases and decreases:

Fund Nos./Budget Accounts

Journal Nos.

A. Cuyahoga Support Enforcement HS245105 – CSEA Fatherhood Initiative Personal Services	\$ (277,297.00)	JE011
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Other Expenses	\$	(846,370.00)
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The Office of Budget and Management, on behalf of Fatherhood Initiative, is requesting an appropriation decrease of \$1,123,667 to move the 2021 approved budget to the proper accounting unit based on auditing guideline issued in 2019. Funding is Health and Human Services Levy.

B. Other Health and Safety		JE011
HS280100 – Fatherhood Initiative		
Personal Services	\$	277,297.00
Other Expenses	\$	857,370.00

The Office of Budget and Management, on behalf of Fatherhood Initiative, is requesting an appropriation increase of \$1,134,667 to move the 2021 approved budget to the proper accounting unit based on auditing guideline issued in 2019. Included in this request, is an \$11,000 donation (\$5,000 from St. Luke’s Foundation and \$6,000 from Dollar Bank) for the 2021 Fatherhood Annual Conference. Funding is Health and Human Services Levy (excluding the donations).

C. Opioid Mitigation		JE012
EX345100 – Opioid Mitigation		
Other Expenses	\$	18,092,071.00

The Office of Budget and Management requests appropriation of the remaining (unspent portion) 2020 Opioid Mitigation Fund budget. These amounts were previously approved by Council in 2020 but must be re-appropriated in 2021. The Opioid Mitigation Fund is funded by settlement payments from the pharmaceutical companies. The unencumbered cash balance as of December 31st was \$113.3 million.

D. Board of Develop. Disabilities		JE013
DD210100 – Bd of Developmental Disabilities		
Personal Services	\$	(5,430,775.00)
Capital Outlays	\$	(1,356,670.00)

The Office of Budget and Management, on behalf of the Board of Developmental Disabilities (BoDD), is requesting an appropriation decrease in the amount of \$6,757,445.00 to adjust the Executive’s 2021 budget/adopted by Council to align with the BoDD Board approved budget which took place after submission of the Executive’s 2021 budget. Funding consists primarily from the Board of Developmental Disabilities Levy and augmented with federal and state grants.

E. Board of Develop. Disabilities		JE013
DD210100 – Bd of Developmental Disabilities		
Other Expense	\$	45,336,036.78

The Office of Budget and Management, on behalf of the Board of Developmental Disabilities (BoDD), is requesting an appropriation increase in the amount of \$45,336,036.78 to adjust the Executive’s 2021 budget update/adopted by Council to align with the BoDD Board approved budget which took place after submission of the Executive’s 2021 budget. The \$336,036.78 is for operating expense and \$45,000,000.00 of this increase is being requested to be set aside for the establishment of a Medicaid Reserve Fund. The cash balance in the fund as of December 31, 2020 is

\$164,228,220.51. Funding consists primarily from the Board of Developmental Disabilities Levy and augmented with federal and state grants.

F. Debt Service			JE030
FS500130 – DS – Medical Mart Series 2020			
Other Expenses	\$	(93,019.00)	

The Office of Budget and Management requests an appropriation reduction of \$93,019.00 for the Series 2020D debt service. Surplus resulted from remaining funds in the Cost of Issuance Account from bond proceeds subsequently used to offset County obligation. Funding source is the Debt Retirement Fund.

G. General Fund			JE031
JC100100 – Administrative			
Other Expenses	\$	80,000.00	

Juvenile Court is requesting \$80,000 in additional appropriation to fund a contract to assist the Court with collective bargaining negotiations. The Court holds two union agreements, one for Detention staff and another for staff in Probation and the Clerk's Office. In October 2019, the Court entered into a contract for legal services but that vendor is no longer able to fill the contractual obligations and the Court must contract with another law firm to assist. When the vendor is engaged, the rate structure shall be \$290/hour. Funding is General Fund.

H. Lodging Tax Fund			JE033
FS335100 – Hotel/Lodging Tax			
Other Expenses	\$	20,002,000.00	

The Office of Budget and Management, on behalf of the Fiscal Office, is requesting an appropriation increase in the amount of \$20,002,000 in the Hotel Motel Tax Budget Account to allow the County to record the lodging tax disbursements. These disbursements were previously paid from both trust and agency accounts. With the implementation of INFOR/Lawson and Governmental Accounting Standards Board (GASB) Summary Statement 54 (requiring governments to classify and report amounts in the fund balance) this must be budgeted. Revenues are received monthly from the lodging tax paid by hotels and motels and are then disbursed to the various entities per agreement. This fund serves as a clearing account for taxes collected and distributed to the proper entities. There is no impact on the General Fund.

I. General Fund			JE035
FS100900 – Non Departmental Rev/Exp			
Other Expenses	\$	2,700,000.00	

The Office of Budget and Management requests an appropriation increase of \$2,700,000 to General Fund Non-Departmental Revenue. Appropriation is necessary to post transactions resulting from the administrative fee collected against County sales tax revenues. The Ohio Department of Taxation reduces revenue disbursements by one percent pursuant to ORC §5739.21(C). Revenues are recorded equal to the expense captured on the books. There is no impact on the General Fund.

J. General Fund			JE037
PS100100 – General Office			
Other Expenses	\$	10,000.00	

The Office of Budget and Management, on behalf of the County Prosecutor’s Office, is requesting additional appropriations of \$10,000 for Outside Counsel regarding an investigation of a December 3, 2020 complaint for an employee related matter. The case was filed with the Clerk of Courts on January 5, 2021. Funding is General Fund.

K. Other Judicial			JE038
PS285105 – Sexual Assault Kit Initiative			
Personal Services	\$	779,159.00	
Other Expenses	\$	220,841.00	

The Office of Budget and Management, on the behalf of the Prosecutors Office, is requesting to establish appropriations of \$1,000,000.00 for the FY20 Sexual Assault Kit Initiative (SAKI). This grant was awarded by the Department of Justice Office of Justice Programs Bureau of Justice Assistance for the period of October 1, 2020 to September 30, 2023 in the amount of \$1,000,000. There is no cash match requirement.

L. Capital Projects			JE039
PW600100 – Capital Projects			
Personal Services	\$	288,000.00	
Capital Outlays	\$	560,000.00	

The Office of Budget and Management, on behalf of the Department of Public Works, requests an appropriation increase in the amount of \$848,000 for the Jail 2 Dishwasher Project. The total cost of the project is estimated at \$900,000 where \$52,000 was already appropriated on the 09/15/2020 agenda on resolution R2020-0174 to allow trade salaries and miscellaneous expenses to be placed in the project. The anticipated completion date is 11/1/2021 and funding for this project comes from the General Fund Capital Improvement Subsidy. This project is on the 2020 CIP.

M. Capital Projects			JE040
PW600100 – Capital Projects			
Personal Services	\$	20,000.00	
Other Expenses	\$	3,350,000.00	

The Office of Budget and Management, on behalf of the Department of Public Works, requests an appropriation increase in the amount of \$3,370,000 for the Harvard Garage Roof Replacement Project. The total cost of the project is estimated at \$3,385,000 where \$15,000 was already appropriated on the 12/20/2020 agenda on resolution R2020-0289 to allow miscellaneous expenses to be placed in the project. The anticipated completion date is 11/1/2021. Funding for this project is split between Sanitary Fund (55%), Road and Bridge Fund (26%) and General Fund (19%) and is on the 2020 CIP.

N. Capital Projects			JE041
PW600100 – Capital Projects			
Personal Services	\$	122,800.00	
Other Expenses	\$	22,000.00	
Capital Outlays	\$	121,369.85	

The Office of Budget and Management, on behalf of the Department of Public Works, requests an appropriation increase in the amount of \$266,169.85 for the Perkins Parking Lot Improvements Project. The total cost of the project is estimated at \$328,500 where \$62,330.15 was already appropriated on the 10/13/2020 agenda on resolution R2020-0217 to allow miscellaneous expenses and a contract to be placed in the project. The anticipated completion date is 9/1/2021. Funding for this project comes from the General Fund Capital Improvement Subsidy and is on the 2020 CIP.

O. Capital Projects **JE042**

PW600100 – Capital Projects		
Personal Services	\$	10,000.00
Capital Outlays	\$	173,000.00

The Office of Budget and Management, on behalf of the Department of Public Works, requests an appropriation increase in the amount of \$183,000 for the Juvenile Justice Center UPS (Uninterrupted Power Supply) Project. The total cost of the project is estimated at \$300,000 where \$117,000 was already appropriated on the 10/27/2020 agenda on resolution R2020-0223 to allow miscellaneous expenses to be placed in the project. The anticipated completion date is 12/31/2021. Funding for this project comes from the General Fund Capital Improvement Subsidy and is on the 2020 CIP.

P. Capital Projects **JE043**

PW600100 – Capital Projects		
Personal Services	\$	309,000.00
Capital Outlays	\$	20,000.00

The Office of Budget and Management, on behalf of the Department of Public Works, requests an appropriation increase in the amount of \$329,000 for the Justice Center Tower 2 VAV Project. The total cost of the project is estimated at \$360,750 where \$31,750 was already appropriated on the 10/27/2020 agenda on resolution R2020-0223 to allow miscellaneous expenses to be placed in the project. The anticipated completion date is 8/1/2021. Funding for this project comes from the General Fund Capital Improvement Subsidy and is on the 2020 CIP.

Q. Other Judicial **JE044**

PS285110 – Internet Crimes Against Childr		
Personal Services	\$	432,908.00
Other Expenses	\$	94,467.00
Capital Outlays	\$	85,017.00

The Office of Budget and Management, on behalf of the Prosecutors Office, is requesting appropriations of \$612,392 for the Ohio ICAC Task Force Program. This grant was awarded by the Department of Justice Office of Justice Programs Office of Juvenile Justice and Delinquency Prevention for the period of October 1, 2020 to September 30, 2021. There is no cash match requirement.

R. Other Social Services **JE045**

HS300200 – Children and Family Grants		
Personal Services	\$	40,390.00
Other Expenses	\$	216,610.00

The Department of Children and Family Services requests \$257,000 in appropriation for the University of Maryland - LGBTQ2S 2020-2021 grant. Together with Case Western Reserve University the Department is implementing and evaluating a family finding intervention for youth, developing a specialized group of highly trained foster homes to provide nurturing and affirming placements for this population, as well as developing and facilitating additional education opportunities for staff, youth, and caregivers. The funding for this grant is from the U.S. Department of Health and Human Services Administration for Children, Youth, and Families, Children's Bureau passed through the University of Maryland. The grant period is September 30, 2020 to September 29, 2021. An in-kind local match of \$61,751 will be provided through personnel services in the Department's operating fund, paid for by a one-time use of Health and Human Services levy dollars.

S.	Other Social Services			JE046
	HS300200 – Children and Family Grants			
	Other Expenses	\$	165,000.00	

The Department of Children and Family Services requests \$165,000 in appropriation for the University of Maryland - LGBTQ2S 2018-2019 grant. Together with Case Western Reserve University the Department is implementing and evaluating a family finding intervention for youth, developing a specialized group of highly trained foster homes to provide nurturing and affirming placements for this population, as well as developing and facilitating additional education opportunities for staff, youth, and caregivers. The funding for this grant is from the U.S. Department of Health and Human Services Administration for Children, Youth, and Families, Children's Bureau passed through the University of Maryland. The full two year grant amount was \$240,000 for the grant period September 30, 2018 to September 29, 2019 with no local match requirement. The cash for this grant period was received but the grant was not properly appropriated.

T.	Other Judicial			JE048
	PS285100 – Prosecutor Oth Judicial Grants			
	Personal Services	\$	325,440.00	
	Other Expenses	\$	14,560.00	

The Office of Budget and Management, on behalf of the Prosecutor's Office, is requesting appropriations of \$340,000 for the FY20 Innovative Prosecution Program grant. This grant was awarded by the Department of Justice Office of Justice Programs Bureau of Justice Assistance for the period October 1, 2020 to September 30, 2022. There is no cash match requirement.

SECTION 2. That the 2020/2021 Biennial Operating Budget for 2021 be amended to provide for the following cash transfers between County funds:

<u>Fund Nos./Budget Accounts</u>		<u>Journal Nos.</u>
A.	FROM: Sanitary Engineer	GL004
	PW715100 – Sanitary Districts	
	Trans Out – Transfer Out	\$ 150,000.00

TO: Sanitary Engineer
 PW715500 – Sanitary Construction
 Trans In – Transfer In \$ 150,000.00

The cash transfer would repay project costs incurred by the County in prior years for sanitary sewer projects located within sewer district 14, to be repaid with annual payments through 2024. The funds would remain within zone 5715, which had a cash balance of \$42,713,772 as of the end of November, 2020. Funding comes from fees from participating municipalities.

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. Miller, seconded by Mr. Schron, the foregoing Resolution was duly adopted.

Yeas: Sweeney, Tuma, Gallagher, Schron, Conwell, Brown, Stephens, Simon, Baker, Miller and Jones

Nays: None

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County Council President	Date
_____	_____
County Executive	Date
_____	_____
Clerk of Council	Date

[Clerk's Note: Electronic signatures affixed in accordance with Cuyahoga County Code Chapter 110]

Journal CC041
January 26, 2021