

# County Council of Cuyahoga County, Ohio

## Resolution No. R2021-0248

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|---|---|
| Sponsored by: <b>County Executive Budish/Fiscal Officer/Office of Budget and Management</b> | <b>A Resolution</b> 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, amending Resolution No. R2021-0228 dated 10/12/2021; and declaring the necessity that this Resolution become immediately effective. |
|---|---|

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. General Fund                |    |            | <b>JE327</b> |
| FS100110 – Financial Reporting |    |            |              |
| Other Expenses                 | \$ | 190,000.00 |              |

The Fiscal Department Administration requests additional appropriation of \$190,000 to support a contract with G Force Technology Consulting, LLC. The consultant will collaborate efforts to review and correct issues with the current Lawson deployment, focusing on the cash and treasury management module. Funding source is the General Fund.

|                                    |    |           |              |
|------------------------------------|----|-----------|--------------|
| B. Other Community Development     |    |           | <b>JE411</b> |
| EX275100 – Sustainability Projects |    |           |              |
| Other Expenses                     | \$ | 10,000.00 |              |

The Department of Sustainability requests additional appropriation of \$10,000 for contract extension with Bongorno Consulting. Contractor will aid with the rebalancing location planning for the scooter program, which has been expanding into the suburbs. Funding source is the Sustainability Projects Fund which has current balance of \$558,000.

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| C. General Fund             |    |           | <b>JE418</b> |
| EX100100 – County Executive |    |           |              |
| Other Expenses              | \$ | 12,351.00 |              |

The Office of Budget and Management on behalf of the County Executive requests additional appropriation of \$12,351 for the County Executives of America membership dues. The 2022 membership has been billed in advance and is payable immediately. Dues are based on county population, based on one cent per resident. Funding source is County General Fund.

|                                   |    |              |              |
|-----------------------------------|----|--------------|--------------|
| D. Motor Vehicle Gas Tax          |    |              | <b>JE421</b> |
| PW270205 – R & B Registration Tax |    |              |              |
| Other Expenses                    | \$ | 6,173,788.61 |              |

|                                      |    |              |  |
|--------------------------------------|----|--------------|--|
| Motor Vehicle Gas Tax                |    |              |  |
| PW270200 – Road Capital Improvements |    |              |  |
| Other Expenses                       | \$ | 3,353,831.94 |  |

The Department of Public Works requests an appropriation increase in the \$7.50 Fund in the amount of \$6,173,788.61 as well as an appropriation increase in the \$5.00 Fund in the amount of \$3,353,831.94 to allow a cash transfer to Capital Projects a well as to the new \$5.00 Fund. Both the \$7.50 fund and \$5.00 fund is funded by the motor vehicle gas tax.

|   |    |              |              |
|---|----|--------------|--------------|
| E. General Fund                           |    |              | <b>JE425</b> |
| FS100350 – General FD Operating Subsidies |    |              |              |
| Other Expenses                            | \$ | 7,000,000.00 |              |

The Office of Budget and Management requests an appropriation increase in the amount of \$7,000,000 in the Fiscal Office General Fund Subsidy Account for a cash transfer to the Department of Development Economic Developments Fund. This cash transfer will cover \$7,000,000 of the payment from the Department of Developments Economic Development Fund to Sherwin Williams per Resolution R2020-0047 (See JE432 on this same agenda). Funding Source is General Fund Reserve.

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|--|----|--------------|
| F. General Fund                        |    | <b>JE426</b> |
| PR100100 – Personnel Review Commission |    |              |
| Other Expenses                         | \$ | 93,730.00    |

The Office of Budget and Management recommends an increase in appropriation of \$93,730 for the Personnel Review Commission. This appropriation is needed for space maintenance charges. PRC was not previously charged for building space occupied and was accordingly not budgeted. Funding source is County General Fund.

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|---|----|--------------|
| G. General Fund                           |    | <b>JE427</b> |
| PJ100100 – Justice Affairs Administration |    |              |
| Other Expenses                            | \$ | (22,324.08)  |

The Office of Budget and Management is requesting an appropriation reduction for Public Safety Administration in the amount of \$22,324.08. This reduction is a result of an encumbrance carryover from 2020 which was not utilized and the purchase order has been decertified as of October 25, 2021. This expense was funded by the General Fund.

|                                      |    |              |
|--------------------------------------|----|--------------|
| H. Community Development             |    | <b>JE432</b> |
| DV220110 – Economic Development Fund |    |              |
| Other Expenses                       | \$ | 7,000,000.00 |

The Office of Budget and Management, on behalf of the Department of Development, requests an appropriation increase in the Economic Development Fund in the amount of \$7,000,000. This increase will allow for the remaining payment to Sherwin Williams in the amount of \$7,000,000 per Council Resolution R2020-0047. Resolution R2020-0047 is a special large incentive grant in the amount of \$14,000,000 for the benefits of the Sherwin Williams Headquarters Project to be located in the City of Cleveland as well as the Research and Development Facility Project to be located in the City of Brecksville. The first \$7,000,000 was appropriated on the October 26, 2021 agenda on Resolution R2021-0240. The total payment of \$14,000,000 is expected to be disbursed by the end of November 2021. Even though funding for the Economic Development Fund comes from Economic Loan Repayments, this \$7,000,000 is being funded by the General Fund. (See JE425 of this same agenda).

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|--|----|-----------------------|
| I. Community Development                   |    | <b>E-17-UC-39-001</b> |
| DV220160 – Emergency Solutions Development |    |                       |
| Other Expenses                             | \$ | (26,856.94)           |

The Department of Development is requesting an appropriation reduction in the amount of \$26,856.94 for the purpose of closing out the 2017 Emergency Solutions Grant award. This annual grant was used to assist individuals and families in quickly regaining stability in permanent housing after experiencing a housing crisis or homelessness. This grant was funded by the U.S. Department of Housing and Urban Development (CFDA

14.231) and covered the performance period of January 1, 2017, to December 31, 2018. 91% of the grant, or \$283,351.06 was spent. There is no cash balance to resolve.

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|--|----|--------------------|
| J. Community Development                   |    | <b>DV181HUDESG</b> |
| DV220160 – Emergency Solutions Development |    |                    |
| Personal Services                          | \$ | (4,476.03)         |
| Other Expenses                             | \$ | (9,450.00)         |

The Department of Development is requesting an appropriation reduction in the amount of \$13,926.03 for the purpose of closing out the 2018 Emergency Solutions Grant award. This annual grant was used to assist individuals and families in quickly regaining stability in permanent housing after experiencing a housing crisis or homelessness. This grant was funded by the U.S. Department of Housing and Urban Development (CFDA 14.231) and covered the performance period of January 1, 2018, to December 31, 2019. 96% of the grant, or \$300,132.97 was spent. There is no cash balance to resolve.

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|--------------------------------------|----|------------------------|
| K. Victim Assistance                 |    | <b>2017-TA-AX-K012</b> |
| DR325100 – Victim Safety Enhancement |    |                        |
| Other Expenses                       | \$ | (2,135.37)             |

Domestic Relations Court is requesting an appropriation reduction in the amount of \$2,135.37 for the purpose of closing out the FFY 2017 Mentor Court grant award. Domestic Relations Court, specifically its Domestic Violence Department, is among an elite group of nationwide Mentor Courts that serve as resources for courts across the country by facilitating peer-to-peer learning and providing examples of effective practices. Grant funds were used to cover costs associated with hosting site visits, linking up with courts that are facing similar challenges, and assisting in the implementation of best practices to respond effectively to difficult cases. This grant was funded by the U.S. Department of Justice (CFDA 16.029) and covered the performance period of October 1, 2017, to September 30, 2021. 95% of the grant, or \$38,864.63 was spent. There is no cash balance to resolve.

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|----------------------------------|----|------------------|
| L. Other Legislative & Executive |    | <b>IN-20-PSF</b> |
| IN290115 – Innovation Grants     |    |                  |
| Personal Services                | \$ | (8,081.08)       |
| Other Expenses                   | \$ | (5.63)           |

The Office of Innovation and Performance is requesting an appropriation reduction in the amount of \$8,086.71 for the purpose of closing out the 2020 Public Service Fellow grant award. This grant was used to pay the payroll and professional development costs of a fellow hosted by the Office of Innovation and Performance. This grant was funded by the Cleveland Foundation and covered the performance period of July 1, 2020, to August 31, 2021. 84% of the grant, or \$41,913.29 was spent. This grant was paid as an advanced payment; the remaining funds have been returned to the grantor.

|                                    |    |              |
|------------------------------------|----|--------------|
| M. Other Legislative & Executive   |    | <b>11514</b> |
| FS290125 – Consumer Affairs Grants |    |              |
| Other Expenses                     | \$ | (3,409.74)   |

The Department of Consumer Affairs is requesting an appropriation reduction in the amount of \$3,409.74 for the purpose of closing out the 2020 Sears Consumer Protection

and Education Fund grant award. Grant funds were used to develop and test SCAMO, a BINGO-like game that teaches seniors about scams in an interactive game format they are already familiar with. This grant was funded by the Special Committee of the Sears Consumer Protection and Education Fund and covered the performance period of February 7, 2020, to October 31, 2021. 64% of the grant, or \$5,990.26 was spent. This grant was paid as an advanced payment; the remaining funds have been returned to the grantor.

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|---|----|----------------------|
| N. Victim Assistance                      |    | <b>PJ-21-SVAA-JC</b> |
| PJ325115 – Juvenile Court Victim Advocate |    |                      |
| Personal Services                         | \$ | 15,030.00            |

The Department of Public Safety and Justice Services is requesting new appropriation in the amount of \$15,030 for the purpose of establishing the 2021-22 State Victims Assistance Act grant award. Grant funds will be used to cover a portion of payroll costs for the Juvenile System Advocate position assigned to cover Juvenile Court cases. This grant is funded by the Office of the Ohio Attorney General and covers the performance period of October 1, 2021, to September 30, 2022. This grant will be paid on a reimbursable basis and requires no cash match.

|  |    |                      |
|--|----|----------------------|
| O. Other Judicial                                |    | <b>JC-21-ODYS-DC</b> |
| JC285165 – Juvenile Court Other Detention Grants |    |                      |
| Other Expenses                                   | \$ | 9,644.98             |

Juvenile Court is requesting new appropriation in the amount of \$9,644.98 for the purpose of establishing a new grant award received from the Ohio Department of Youth Services. Grant funds will be used to purchase televisions, television carts, and iPads for use in the Juvenile Detention Center. Purchases must be made by December 31, 2021. This grant will be paid on a reimbursable basis and requires no cash match.

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|---|----|--------------------|
| P. Other Judicial                         |    | <b>JC-21-COVID</b> |
| JC285160 – Juvenile Court Judicial Grants |    |                    |
| Other Expenses                            | \$ | 284,546.55         |

Juvenile Court is requesting new appropriation in the amount of \$284,546.55 for the purpose of establishing the 2021 Coronavirus Emergency Supplemental Funding grant award. Grant funds will be used to make purchases related to the COVID-19 response including personal protective equipment (PPE) and computer equipment to enable remote working capabilities. This grant is funded by the U.S. Department of Justice (CFDA 16.034), passed through the Ohio Department of Public Safety, and covers the performance period of March 1, 2020, to September 30, 2021. This grant will be paid on a reimbursable basis and requires no cash match.

|                             |    |                     |
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| Q. Capital Projects         |    | <b>CFVAR0002601</b> |
| PW600100 – Capital Projects |    |                     |
| Other Expenses              | \$ | 75,000.00           |

The Department of Public Works requests an appropriation increase in the amount of \$75,000 in the County Building Riot Damage Repairs capital project. This increase will cover repairs done to the Cuyahoga County buildings. The estimated cost of this project

is \$479,816.18 with \$375,837.03 expended to date. This project was included as part of the 2020 Capital Improvements Plan and is funded by the General Fund Capital Improvements Subsidy.

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|-----------------------------|---------------------|
| R. Capital Projects         | <b>CFHAL0000401</b> |
| PW600100 – Capital Projects |                     |
| Other Expenses              | \$ 245,000.00       |

The Department of Public Works requests an appropriation increase in the amount of \$245,000 in the Prosecutor ICAC Relocation capital project. This increase will cover improvements and renovations for the Cuyahoga County Prosecutor’s Office ICAC unit. The estimated cost of this project is \$1,191,000 with \$775,255.83 expended to date. This project was included as part of the 2020 Capital Improvements Plan. This appropriation increase is funded by the General Fund Capital Improvements Subsidy.

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| S. Human Services                        | <b>JE434</b>     |
| WF260110 – WF Innovation & Opportunities |                  |
| Other Expenses                           | \$ 1,006,171,.96 |

The Office of Budget and Management, on behalf of the Department of Workforce Development, is requesting an appropriation increase in the amount of \$1,006,171.96. The funds represent additional WIOA Adult/Dislocated Worker funds and WIOA Youth funds to be used for Contractual Services. The need for this increase is based on subgrant reallocation of WIOA funds throughout the state. Workforce Innovation and Opportunity Act (WIOA) is a Federal Grant and revenue awards pass through the Ohio Department of Job and Family Services to the Department of Workforce Development.

**SECTION 2.** That the 2020/2021 Biennial Operating Budget for 2021 be amended to provide for the following appropriation transfers:

| <u>Fund Nos./Budget Accounts</u>          | <u>Journal Nos.</u> |
|---|---------------------|
| A. FROM: General Fund                     | <b>JE430</b>        |
| PD285100 – Public Defender – Cleve Munici |                     |
| Other Expenses                            | \$ 65,000.00        |
| TO: Other Judicial                        |                     |
| PD285100 – Public Defender – Cleve Munici |                     |
| Personal Services                         | \$ 65,000.00        |

The Office of Budget Management, on behalf of the Public Defender, is requesting a transfer in the amount of \$65,000 for the purpose of covering expected flex benefits expenditures through the end of fiscal year 2021. The funding source is special revenue and generated on a reimbursement basis from the City of Cleveland per the agreement.

|                                |                        |
|--------------------------------|------------------------|
| B. FROM: Community Development | <b>DV-21-CCBH-LHCG</b> |
| DV220150 – Lead Hazard Control |                        |
| Personal Services              | \$ 2,498.40            |
| TO: Community Development      |                        |

|                                |    |          |
|--------------------------------|----|----------|
| DV220150 – Lead Hazard Control |    |          |
| Other Expenses                 | \$ | 2,498.40 |

The Department of Development is requesting an appropriation transfer in the amount of \$2,498.40 from personnel to other expenses to cover eligible meeting and training costs associated with the 2018-21 Lead Hazard Control Grant award. This grant is funded by the U.S. Department of Housing and Urban Development (CFDA 14.900), passed through the Cuyahoga County Board of Health. Grant funds are used predominantly to pay for staff time associated with determining program eligibility, inspecting units, writing specifications, and inspecting work done by contractors in pursuit of identifying and controlling lead hazards in private housing that is owned by or rented to low- or very-low-income families.

|                                     |    |                     |
|-------------------------------------|----|---------------------|
| C. FROM: County Airport             |    | <b>CAOPR0000501</b> |
| PW700200 – Airport Capital Projects |    |                     |
| Other Expenses                      | \$ | 10,000.00           |
| TO: County Airport                  |    |                     |
| PW700200 – Airport Capital Projects |    |                     |
| Personal Services                   | \$ | 10,000.00           |

The Department of Public Works is requesting an appropriation transfer in the amount of \$10,000 from other expenses to personal services as part of the 2020 Apron Taxiway Replacement capital project. This transfer will enable the reimbursement of payroll costs up to the allowable amount of \$10,000.00. This project was included as part of the 2020 Capital Improvements Plan and is being funded 100% by the U.S. Department of Transportation, Federal Aviation Administration.

**SECTION 3.** 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         |    | <b>GL2-00</b>       |
| PW715300 – Sanitary Debt Service   |    |                     |
| Trans Out – Transfer Out           | \$ | 391,759.16          |
| Sanitary Engineer                  |    |                     |
| PW715500 – Sanitary Construction   |    |                     |
| Trans Out – Transfer Out           | \$ | 10,261.72           |
| TO: Debt Service                   |    |                     |
| FS500100 – Bond Retirement-General |    |                     |
| Trans In- Transfer In              | \$ | 402,020.88          |

The Office of Budget and Management requests cash transfers of \$402,020.88 in sewer special assessments from the Sanitary Engineer Debt Service Funds to the General Obligation Debt Retirement Fund. Special assessments were levied for repayment of bonds issued to create and repair various sewers in the townships of Chagrin Falls and Olmsted. Bonds were originally issued in 2004 and refunded a number of times and

currently reside within the General Obligation Bonds Series 2020, issued in 2020. Funding source is sewer special assessment revenue within the Sanitary Engineer Funds.

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|----|--|-----------------|---------------|
| B. | FROM: Motor Vehicle Gas Tax<br>PW270205 – Administration<br>Trans Out – Transfer Out         | \$ 6,173,788.61 | <b>GL3-00</b> |
|    | Motor Vehicle Gas Tax<br>PW270200 – Road Capital Improvements<br>Trans Out – Transfer Out    | \$ 3,353,831.94 |               |
|    | TO: Road Capital Projects<br>PW605100 – ODOT-LPA<br>Trans In- Transfer In                    | \$ 1,006,451.63 |               |
|    | Road Capital Projects<br>PW605105 – OH Dept of Pub Wrks Integrating<br>Trans In- Transfer In | \$ 3,488,421.27 |               |
|    | Motor Vehicle Gas Tax<br>PW270210 – \$5.00 HB26 R&BCap. Imp.<br>Trans In- Transfer In        | \$ 5,032,747.65 |               |

The Department of Public Works requests cash transfers from the \$7.50 fund to the new \$5.00 fund, and the \$7.50 fund and \$5.00 fund to the ODOT projects and OPWC projects that have sold this year. The State of Ohio sends by EFT the revenue for the New \$5.00 fund combined with the \$7.50 fund. Therefore a cash transfer in the amount of \$5,032,747.65 from the \$7.50 fund to the New \$5.00 fund is being requested. The remaining cash transfer will cover the County's share for the following projects: Cedar Point Bridge in the amount of \$611,096.12 (Total Project Cost \$3,055,481), St Clair Bridge in the amount of \$395,355.51 (Total Project Cost \$1,976,778), York Road in the amount of \$2,347,380.31 (Total Project Cost \$4,008,200), and Green Road Bridge in the amount of \$1,141,040.96 (Total Project Cost 3,928,758). The current cash balance in the \$7.50 and \$5.00 Fund is \$54,966,132.00.

|    |   |                 |               |
|----|---|-----------------|---------------|
| C. | FROM: County Parking Garage<br>PW705100 – County Parking Garage<br>Trans Out – Transfer Out | \$ 1,211,625.00 | <b>GL4-00</b> |
|    | TO: General Fund<br>FS100900 – Non-Departmental Rev/Exp<br>Trans In- Transfer In            | \$ 1,209,625.00 |               |
|    | Debt Service<br>FS500160 – 2017 Sales Tax Bonds<br>Trans In- Transfer In                    | \$ 2,000.00     |               |

The Department of Public Works requests a cash transfer to reimburse the General Fund for debt service payments made for renovations at the Huntington Park Garage and a \$2,000 trustee fee. Funding comes from parking fees paid by employees and the public.



The debt repayment schedule has two payments per year totaling approximately \$1.5 million annually through 2037, and this cash transfer would cover the payment due January 1, 2022. The cash balance in the County Parking Garage fund is \$6,018,158.

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|---|----|---------------|
| D. FROM: General Fund                     |    | <b>GL9-00</b> |
| FS100350 – General Fd Operating Subsidies |    |               |
| Trans Out – Transfer Out                  | \$ | 7,000,000.00  |
| TO: Community Development                 |    |               |
| DV220110 – Economic Development Fund      |    |               |
| Trans In- Transfer In                     | \$ | 7,000,000.00  |

The Office of Budget and Management requests a cash transfer from the General Fund Subsidy Account to the Department of Developments Economic Fund in the amount of \$7,000,000 to cover the remaining balance of the payment from the Economic Development Fund to Sherwin Williams per Resolution R2020-0047. Resolution R2020-0047 is a special large incentive grant in the amount of \$14,000,000 for the benefits of the Sherwin Williams Headquarters Project to be located in the City of Cleveland as well as the Research and Development Facility Project to be located in the City of Brecksville. The breakdown of funding is \$5,000,000 from the Economic Development Fund, \$2,000,000 from the Community Development Fund (See JE425 of this same agenda), and \$7,000,000 from the General Fund Reserves. Therefore, this cash transfer fulfills the General Fund portion of Resolution R2020-0047.

**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.

**SECTION 5.** 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. Tuma, the foregoing Resolution was duly adopted.

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

Nays: None

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
County Executive

\_\_\_\_\_  
Date

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

\_\_\_\_\_  
Date

Journal CC044  
November 9, 2021