

County Council of Cuyahoga County, Ohio

Resolution No. R2022-0152

<p>Sponsored by: Councilmember Tuma</p> <p>Co-sponsored by: Councilmembers Baker and Jones</p>	<p>A Resolution awarding a total sum, not to exceed \$854,355 to the City of Middleburg Heights for the purpose of completing the Southland District Streetscape Improvement Project from the District 4 ARPA Community Grant Fund; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, Cuyahoga County received \$239,898,257 from the Federal Government through the American Rescue Plan Act (“ARPA”); and

WHEREAS, Cuyahoga County calculated 100% of the ARPA dollars as loss revenue under the U.S. Department of the Treasury Final Rule; and

WHEREAS, since all the ARPA dollars have been calculated as loss revenue, the ARPA dollars have been deposited in the County’s General Fund; and

WHEREAS, the County Executive and County Council have authorized \$86 million of the ARPA dollars for community grants to benefit the residents of Cuyahoga County (the “ARPA Community Grant Fund”); and

WHEREAS, of the \$86 million for community grants, \$66 million have been encumbered for equal distribution to each County Council District; and

WHEREAS, the Cuyahoga County Council desires to provide funding from the District 4 ARPA Community Grant Fund in the amount of \$854,355 to the City of Middleburg Heights for the purpose of completing the Southland District Streetscape Improvement Project; and

WHEREAS, the City of Middleburg Heights estimates approximately 163,736 people live within 5 miles of this Project including approximately 64,810 people who qualify as low to moderate income; and

WHEREAS, the City of Middleburg Heights estimates approximately 105 new jobs will be created with this project with an estimated payroll of \$2,800,000 annually; and

WHEREAS, the City of Middleburg Heights estimates the total cost of the project is \$6,400,000; and

WHEREAS, the City of Middleburg Heights indicates the other funding source(s) for this project includes:

- A. \$1,600,000 from the City’s own ARPA allocation,
- B. \$300,000 from the City’s 2022 budget,
- C. \$280,000 TLCI Implementation Grant from NOACA with a matching amount of \$70,000 from the City,
- D. Tax Incentive Financing (TIF) agreements with property owners and developers; and

WHEREAS, the City of Middleburg Heights is estimating the start date of the project will be September 1, 2022 and the project will be completed by November 30, 2024; and

WHEREAS, the City of Middleburg Heights requested \$854,355 from the District 4 ARPA Community Grant Fund to complete this project; and

WHEREAS, the Cuyahoga County Council desires to provide funding in the amount of \$854,355 to the City of Middleburg Heights to ensure this project is completed; and

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue to provide for the usually, daily operations of the County.

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

SECTION 1. That the Cuyahoga County Council hereby awards a not-to-exceed amount of \$854,355 to the City of Middleburg Heights from the General Fund made available by the American Rescue Plan Act revenue replacement provision for the purpose of completing the Southland District Streetscape Improvement Project.

SECTION 2. If any specific appropriation is necessary to effectuate this agreement, the Director of the Office of Budget and Management is authorized to submit the requisite documentation to financial reporting to journalize the appropriation.

SECTION 3. That the County Council staff is authorized to prepare all documents to effectuate said award.

SECTION 4. That the County Executive is authorized to execute all necessary agreements and documents consistent with said award and this Resolution.

SECTION 5. If requested or necessary, the Agency of the Inspector General or Department of Internal Audit is authorized to investigate, audit, or review any part of this award.

SECTION 6. To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution.

SECTION 7. 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 8. 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 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. Tuma, seconded by Ms. Simon, the foregoing Resolution was duly adopted.

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

Nays: None

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: June 21, 2022

Committee(s) Assigned: Community Development

Committee Report/Second Reading: July 19, 2022

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