

# County Council of Cuyahoga County, Ohio

## Resolution No. R2022-0208

<p>Sponsored by: <b>Councilmembers Gallagher, Jones, Simon, and Sweeney</b></p> <p>Co-sponsored by: <b>Councilmember Turner</b></p>	<p><b>A Resolution</b> awarding a total sum, not to exceed \$2,000,000, to the Cleveland Zoological Society for Phase 2 of the Primate Forest Project from the Community Development Fund and the District 3, District 5, and District 11 ARPA Community Grant Funds; 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 in the amounts of \$289,500 from the Community Development Fund, \$800,000 from the District 3 ARPA Community Grant Fund, \$800,000 from the District 11 ARPA Community Grant Fund, and \$110,500 from the District 5 ARPA Community Grant Fund, for a combined total amount not-to-exceed \$2,000,000 to the Cleveland Zoological Society for Phase 2 of the Primate Forest Project; and

**WHEREAS**, the Cleveland Zoological Society estimates approximately 1,300,000 people will be served annually through this award; and

**WHEREAS**, the Cleveland Zoological Society estimates approximately 220 permanent and temporary jobs will be created or retained through this project and more than \$131 million in direct and indirect spending in the State of Ohio; and

**WHEREAS**, the Cleveland Zoological Society estimates the total cost of the current phase of this project is \$12,000,000; and

**WHEREAS**, the Cleveland Zoological Society indicates the other funding source(s) for the entire project includes:

- A. \$800,000 in State Capital Funding (SB 310)
- B. \$3,000,000 in funding from the Cleveland Metroparks
- C. \$4,000,000 from the 2022-23 State Capital Budget (pending)
- D. \$13,850,000 in private dollars fundraised (to date); and

**WHEREAS**, the Cleveland Zoological Society is estimating the start date of the project will be August 2022 and the project will be completed by December 2024; and

**WHEREAS**, the Cleveland Zoological Society requested \$2,000,000 to complete this project; and

**WHEREAS**, the Cuyahoga County Council desires to provide funding in the amount of \$2,000,000 to the Cleveland Zoological Society 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 \$2,000,000 to the Cleveland Zoological Society, which includes \$1,710,500 from the General Fund made available by the American Rescue Plan Act revenue replacement provision and \$289,500 from the Community Development Fund, for Phase 2 of the Primate Forest 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 Ms. Simon, seconded by Ms. Turner, the foregoing Resolution was duly adopted.

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

Nays: None

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County Council President                      Date

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County Executive                                      Date

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Clerk of Council                                      Date

First Reading/Referred to Committee: July 5, 2022  
Committee(s) Assigned: Community Development

Committee Report/Second Reading: July 19, 2022

Additional Sponsorship Requested on the Floor: July 19, 2022

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