

# County Council of Cuyahoga County, Ohio

## Resolution No. R2022-0268

<p>Sponsored by: <b>Councilmember Jones</b></p> <p>Co-sponsored by: <b>Councilmember Turner</b></p>	<p><b>A Resolution</b> authorizing the Department of Public Works to utilize a total sum, not to exceed, \$787,748 for the purpose of rebuilding Garfield Boulevard and constructing a connecting trail in the City of Garfield Heights from the District 8 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 8 ARPA Community Grant Fund in the amount of \$787,748 to the Department of Public Works for the purpose of rebuilding Garfield Boulevard and constructing a connecting trail in the City of Garfield Heights; and

**WHEREAS**, the City of Garfield Heights estimates the total cost of the project is \$4,900,000; and

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

- A. \$2,800,000 from Issue 1, NEORSD, and the Clean Ohio Trail Funds
- B. \$421,937 from the City of Garfield Heights; and

**WHEREAS**, the City of Garfield Heights is estimating the start date of the project will be October 2023 and the project will be completed by March 2024; and

**WHEREAS**, the City of Garfield Heights requested \$787,748 from the District 8 ARPA Community Grant Fund to complete this project; and

**WHEREAS**, the Cuyahoga County Council desires to provide funding in the amount of \$787,748 to the Department of Public Works 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 authorizes the Department of Public Works to utilize a total sum, not to exceed, \$787,748 for the purpose of rebuilding Garfield Boulevard and constructing a connecting trail in the City of Garfield Heights from the General Fund made available by the American Rescue Plan Act revenue replacement provision.

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

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

Nays: None

  
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County Council President

10/13/22  
Date

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

10-17-22  
Date

  
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Clerk of Council

10/13/22  
Date

First Reading/Referred to Committee: August 2, 2022

Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested in Committee: September 21, 2022

Committee Report/Second Reading: September 28, 2022

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October 11, 2022