

County Council of Cuyahoga County, Ohio

Resolution No. R2023-0144

Sponsored by: County Executive Ronayne/Fiscal Officer/Office of Budget and Management	A Resolution amending the 2022/2023 Biennial Operating Budget for 2023 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. R2023-0101 dated 4/11/2023 and Resolution No. R2023-0113 dated 4/25/2023; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, on December 7, 2021, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program for 2022/2023 (Resolution No. R2021-0238) establishing the 2022/2023 biennial budget for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2023 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 2022/2023 Biennial Operating Budget for 2023 be amended to provide for the following additional appropriation increases and decreases:

Fund Nos./Budget Accounts

Journal Nos.

A.	2285 – Other Judicial		BA2319696
	SH285125 – Sheriff Other Judicial Grants		
	Personal Services	\$	1,520,184.48
	Other Expenses	\$	12,264.00

The Sheriff’s Department requests appropriations of \$1,532,448.48 to establish the FY22 Recruitment and Retention Incentive Grant. This grant is to support the various recruitment and retention efforts to maintain staffing levels in the Sheriff’s Department. This grant was approved at Board of Control via CON2023-48 for the period of period of July 1, 2022, through June 30, 2024. The funding source is the Ohio Department of Public Safety, Office of Criminal Justice Services. There is no cash match requirement for this grant.

B.	2285 – Other Judicial		BA2319697
	SH285175 – US Department of Justice Grant Sherf		
	Personal Services	\$	300,000.00

The Sheriff’s Department requests appropriations of \$300,000 to establish the FY21 Sentencing, Monitoring, Apprehending, Registering, and Tracking (SMART) grant. This grant is for the support and enhancement of the Sex Offender Registration and Notification activities. This grant was approved at the Board of Control via CON2023-21 for the period of October 1, 2021, through September 30, 2024. The funding source is the U.S. Department of Justice, Office of Justice Programs passed through the Ohio Office of Criminal Justice Services. There is no cash match requirement for this grant.

C.	2280 – Other Health and Safety		BA2319699
	PJ280135 – State Homeland Security Project		
	Personal Services	\$	(0.01)
	Other Expenses	\$	(1,065.75)

The Department of Public Safety & Justice Services requests an appropriation reduction of \$1,065.76 to close the FY16 State Homeland Security Program grant. This original grant award was \$605,077.39 and \$604,011.63 or 99.8% of the funds were spent and had a period of September 1, 2016, through March 31, 2019. The funding source was the Ohio Emergency Management Agency. There was no cash match requirement for this grant.

D.	2285 – Other Judicial		BA2319700
	ME285110 – Prof Cont Edu - Paul Coverdell		
	Other Expenses	\$	85,878.30

The Medical Examiner’s Office requests appropriations of \$85,878.30 to establish the FY22 Paul Coverdell Forensic Sciences Improvement Grant. This grant is for the continuing education of the forensic lab staff to meet their licensing and accreditation requirements. This grant was approved at the Board of Control via CON2023-46 and has a period of January 1, 2023, through December 31, 2023. The funding source is the Ohio Department of Public Safety, Office of Criminal Justice Services. There is no cash match requirement for this grant.

E. 2280 – Other Health and Safety **BA2319701**
 PJ280125 – Urban Area Security Initiativ
 Other Expenses \$ (1,981.55)

The Department of Public Safety & Justice Services requests an appropriation reduction of \$1,981.55 to close the FY17 Urban Area Security Initiative Grant. This original grant award was \$2,837,000 and \$2,835,018.15 or 99.9% of the funds were spent and had a period of September 1, 2017, through March 31, 2022. The funding source was the Ohio Emergency Management Agency. There was no cash match requirement for this grant.

F. 2285 – Other Judicial **BA2319702**
 PJ285145 – JJDP Block Grant
 Other Expenses \$ (1,592.97)

The Department of Public Safety & Justice Services requests an appropriation reduction of \$1,592.97 to close the FY20 Juvenile Justice and Delinquency Prevention Black Grant. This original grant award was \$110,000 and \$108,407.03 or 98.6% of the funds were spent and it had a period of October 1, 2019, through June 30, 2021. The funding source was the Ohio Department of Youth Services. There was no cash match requirement for this grant.

G. 2325 – Victim Assistance **BA2319703**
 PJ325120 – VAWA Block Grant
 Other Expenses \$ (31,442.73)

The Department of Public Safety & Justice Services requests an appropriation reduction of \$31,442.73 to close the FY19 Violence Against Women Block Act Grant. This original grant award was \$547,525.46 and \$516,082.73 or 94.3% of the funds were spent and had a period of January 1, 2020, through December 31, 2020. The funding source was the Ohio Department of Public Safety Office of Criminal Justice Services. There was no cash match requirement for this grant.

H. 2325 – Victim Assistance **BA2319704**
 PJ325120 – VAWA Block Grant
 Other Expenses \$ (94,062.77)

The Department of Public Safety & Justice Services requests an appropriation reduction of \$94,062.77 to close the FY17 Violence Against Women Block Act Grant. This original grant award was \$490,537.68 and \$467,807.45 or 95.4% of the funds were spent and had a period of January 1, 2018, through December 31, 2018. The funding source was the Ohio Department of Public Safety Office of Criminal Justice Services. There was no cash match requirement for this grant.

I. 1105 – General Fund Assigned **BA2319705**
 ME105105 – Coroner’s Lab
 Other Expenses \$ 1,065,000.00

The Medical Examiner’s Office requests additional appropriations of \$1,065,000 for covering expected contractual services in FY2023. The funding source is Coroner’s Lab fund which received revenue for services provided to other nearby municipalities, and the fund has a current cash balance of \$2,595,352.03.

J.	3500 – Debt Service		BA2321249
	FS500160 – 2017 Sales Tax Bonds		
	Other Expenses	\$	352,900.00

The Office of Budget and Management requests an appropriation increase of \$352,900 to the Sales & Use Tax Debt Service Fund. This appropriation is necessary to process two payments totaling \$352,900 for obligated sales & use tax increment payments due to concessions at the Arena meeting the \$250,000 threshold. These payments are for 2021 and 2022 (the threshold was not met in 2019 or 2020). Amounts are paid toward the Series 2017 Sales & Use Tax Revenue Bonds. Funding source is the Sales & Use Tax Debt Service Fund.

K.	2225 – Convention Center		BA2321260
	FS225100 – Naming Rights for Conv. Ctr.		
	Other Expenses	\$	191,684.00

The Office of Budget and Management requests an appropriation increase of \$191,684 to the Convention Center Naming Rights fund to provide subsidy transfer to the Convention Center Bonds Series 2022. Proceeds from the sale of naming rights is partially committed to payment of annual bond debt service. Other contributing revenue sources include lease payments and subsidy from the County General Fund that begins in 2024. Funding source is the Convention Center Naming Rights Fund.

L.	5720 – Public Utilities		BA2322854
	PW720100 – Public Utilities		
	Other Expenses	\$	200,000.00

The Department of Public Works and Sustainability requests an appropriation increase of \$200,000 for the Go Sustainable consulting contract which will be charged to the Public Utilities Enterprise Fund. This appropriation increase accompanies a cash transfer of \$200,000 from Sustainability Projects Fund to the Public Utility approved via R2023-0079 CT2321225.

M.	4600 – Capital Projects		BA2322900
	PW600100 – Capital Projects		
	Other Expenses	\$	511,159.00

The Department of Public Works requests an appropriation increase of \$511,159 for the Justice Center Building Façade Compliance Repair capital project. This request covers the estimated cost (plus a 10% contingency) of awarding a contract for the next phase of façade work, which will focus on Courts Tower and Jail I. This request is included as part of the 2023 Capital Improvements Plan and is funded by the General Fund Capital Improvements Subsidy.

N.	2220 – Community Development		BA2322914
	DV220145 – HUD Section 108		
	Other Expenses	\$	557,846.50

The Department of Economic Development requests appropriations of \$557,846.50 for the county's July 2023 payment of the HUD 108 loan. The final debt service payment

on the HUD 108 loan is August 1, 2030. The funding source is from deposits made from loan payments to the Community Development Fund.

O. 4600 – Capital Projects		BA2322917
PW600120 – Non-Subsidy Facility Projects		
Personal Services	\$	5,627.00
Other Expenses	\$	241,773.00

The Department of Public Works requests appropriations of \$247,400 to establish the Huntington Park Garage (HPG) Restriping capital project. This project is part of the 2023 Capital Improvements Plan and will be funded by the Parking Services Enterprise Fund.

P. 5720 – Public Utilities		BA2322919
PW720200 – Public Utility Grants		
Other Expenses	\$	300,000.00

The Department of Public Works and the Department of Sustainability requests appropriations of \$300,000 to establish the Cuyahoga County Utility Microgrid Design Project grant. Grant funds will be used to provide project planning for the development of an Aerozone Microgrid District. This grant is funded by the U.S. Department of Energy and covers the period of February 1, 2023, to January 31, 2025. This grant is paid on a reimbursable basis and requires a \$306,997 cash match. The funding source of the cash match is the Public Utilities Fund.

Q. 1100 – General Fund		BA2313280
VC100100 – Veterans Service Commission		
Other Expenses	\$	311,691.95

The Office of Budget Management, on behalf of County Council, requests appropriations of \$311,691.95 in the Veteran Services Fund. This appropriation is to support the cash transfer (CT2313252) approved by Council via R2023-0101. The funding source is the General Fund.

SECTION 2. That the 2022/2023 Biennial Operating Budget for 2023 be amended to provide for the following appropriation transfers:

<u>Fund Nos./Budget Accounts</u>	<u>Journal Nos.</u>
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N/A

SECTION 3. That the 2022/2023 Biennial Operating Budget for 2023 be amended to provide for the following cash transfers between County funds:

<u>Fund Nos./Budget Accounts</u>	<u>Journal Nos.</u>
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A. FROM: 2285 – Other Judicial	CT2319679
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CP285170 – CCA Probation Improve/Incentiv
Trans Out – Transfer Out \$ 102,083.63

TO: 2285 – Other Judicial
CP285140 – DOJ/BJA Adult Drug Court
Trans In – Transfer In \$ 102,083.63

The Court of Common Pleas requests a cash transfer of \$102,083.63 to meet the cash match requirements of the Mental Health-Adult Drug Court Program Grant. The cash match is funded by the ODRC TCAP fund.

B. FROM: 1100 – General Fund **CT2321250**
FS100350 – General Fd Operating Subsidies
Trans Out – Transfer Out \$ 2,681,867.64

TO: 3500 – Debt Service
FS500105 – Gateway Arena
Trans In – Transfer In \$ 2,681,867.64

The Office of Budget and Management requests a cash transfer of \$2,681,867.64 from the General Fund for the annual subsidy to the Gateway Facilities bonds. The Gateway bonds originally issued in 1992 mature June 1, 2023 and do not require any further payments. Funding source is General Fund.

C. FROM: 1100 – General Fund **CT2321251**
FS100350 – General Fd Operating Subsidies
Trans Out – Transfer Out \$ 1,081,766.00

TO: 3500 – Debt Service
FS500110 – Brownfield Debt Service
Trans In – Transfer In \$ 1,081,766.00

The Office of Budget and Management requests a cash transfer of \$1,081,766 from the General Fund to the Brownfield redevelopment bond debt service. An annual subsidy provides payment to debt service on the bonds in combination with development loan repayments originally issued from bond proceeds. Bonds mature in 2030. Funding source is General Fund.

D. FROM: 1100 – General Fund **CT2321252**
FS100350 – General Fd Operating Subsidies
Trans Out – Transfer Out \$ 276,196.00

TO: 3500 – Debt Service
FS500120 – Community Redevelopment Debt S
Trans In – Transfer In \$ 276,196.00

The Office of Budget and Management requests a cash transfer of \$276,196 from the General Fund as subsidy to the Commercial Redevelopment Bonds debt service. Bonds are fully supported by subsidies from the General Fund and mature in 2030. Funding source is General Fund.

E. FROM: 1100 – General Fund		CT2321253
FS100350 – General Fd Operating Subsidies		
Trans Out – Transfer Out	\$	26,291,650.00
TO: 3500 – Debt Service		
FS500130 – Med Mart Debt Service 2020		
Trans In – Transfer In	\$	26,291,650.00

The Office of Budget and Management requests a cash transfer of \$26,291,650 from the General Fund as subsidy to the Convention Center Series 2020 bonds (fka Medical Mart/GCHI). Bonds are fully supported through subsidies from the General Fund. Bonds mature in 2027. Funding source is General Fund.

F. FROM: 2225 – Convention Center		CT2321254
FS225100 – Naming Rights for Conv. Ctr.		
Trans Out – Transfer Out	\$	191,684.00
TO: 3500 – Debt Service		
FS500170 – DS – Series '22 Econ Dev Rev		
Trans In – Transfer In	\$	191,684.00

The Office of Budget and Management requests a cash transfer of \$191,684 from the Convention Naming Rights Fund to the Convention Center Series 2022 bond for annual debt service payment. Debt service is funded through proceeds from sale of naming rights, rent payments by the Cuyahoga County Convention Facilities Development Corporation, and subsidy from the County General Fund beginning in 2024. Bonds mature in 2042. Funding source is the Convention Center Naming Rights Fund.

G. FROM: 1100 – General Fund		CT2321255
FS100350 – General Fd Operating Subsidies		
Trans Out – Transfer Out	\$	681,100.00
TO: 3500 – Debt Service		
FS500150 – Med Mart Debt Service 2014		
Trans In – Transfer In	\$	681,100.00

The Office of Budget and Management requests a cash transfer of \$681,100 from the General Fund as subsidy to the Convention Center Series 2014 bonds (fka Medical Mart/GCHI). Bonds are fully supported through General Fund subsidies and mature in 2027. Funding source is General Fund.

H. FROM: 1100 – General Fund		CT2321256
FS100350 – General Fd Operating Subsidies		
Trans Out – Transfer Out	\$	3,786,875.00
TO: 3500 – Debt Service		
FS500140 – Debt Service County Hotel		
Trans In – Transfer In	\$	3,786,875.00

The Office of Budget and Management requests a cash transfer of \$3,786,875 from the General Fund for subsidy to the County Hotel for debt service payments obligated under

certificates of participation issued in 2014. The County Hotel debt service is paid through a combination of hotel revenues, tax increment financing payments and hotel and lodging excise taxes from the City of Cleveland. The County pays the remainder of the annual amount due. The certificates of participation mature in 2044. Funding source is General Fund.

I. FROM: 1100 – General Fund	CT2321257
FS100350 – General Fd Operating Subsidies	
Trans Out – Transfer Out	\$ 2,550,000.00
TO: 3500 – Debt Service	
FS500165 – DS-Progressive Field Improve	
Trans In – Transfer In	\$ 2,550,000.00

The Office of Budget and Management requests a cash transfer of \$2,550,000 from the General Fund as subsidy to the County Ballpark sales tax revenue bonds series 2022. The County makes a fixed \$2,550,000 contribution each year through maturity in 2037. Additional contributing sources to debt service include \$3,000,000 annually from the 0.6% hotel and lodging excise taxes deposited under Chapter 726 of the County Code, the City of Cleveland through general revenues and admissions taxes at the Ballpark, and lease payments from the Cleveland Guardians Baseball Company. Funding source is General Fund.

J. FROM: 2220 – Community Development	CT2321258
DV220110 – Economic Development Fund	
Trans Out – Transfer Out	\$ 2,784,480.00
TO: 3500 – Debt Service	
FS500145 – DS-Western Reserve Series 2014	
Trans In – Transfer In	\$ 2,784,480.00

The Office of Budget and Management requests a cash transfer of \$2,784,480 from the Economic Development Fund as subsidy to the Western Reserve bonds issued in 2014. Bonds were issued with repayments from loans provided from bond proceeds as identified debt service funding source. Bonds mature in 2026. The funding source is the Economic Development Fund.

K. FROM: 1100 – General Fund	CT2321259
FS100350 – General Fd Operating Subsidies	
Trans Out – Transfer Out	\$ 125,000.00
TO: 7950 – Soil & Water Conservation Dist	
SC950100 – Soil and Water Conservation	
Trans In – Transfer In	\$ 125,000.00

The Office of Budget and Management requests subsidy a cash transfer of \$125,000 from the General Fund to the Soil and Water Conservation District. The General Fund provides \$100,000 in general operating funding in addition to \$25,000 for the co-management of the Urban Tree Canopy initiative. Funding source is General Fund.

L. FROM: 5705 – County Parking Garage	CT2321262
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PW705100 – County Parking Garage
 Trans Out – Transfer Out \$ 1,536,175.00

TO: 1100 – General Fund
 FS100900 – Non-Departmental Rev/Exp
 Trans In – Transfer In \$ 1,536,175.00

The Office of Budget and Management requests a cash transfer of \$1,536,175 from the County Parking Garage Fund to the General Fund. This transfer is repayment of debt service deducted from General Fund sales tax receipts for the Sales Tax Revenue Bonds Series 2016 bonds issued for the garage renovation project. Bonds mature in 2037. Funding source is the County Parking Garage Fund, cash balance is \$7,879,418.

M. FROM: 2270 – Motor Vehicle Gas Tax **CT2322885**
 PW270100 – Administration
 Trans Out – Transfer Out \$ 10,000,000.00

TO: 2270 – Motor Vehicle Gas Tax
 PW270205 – R & B Registration Tax - \$7.50
 Trans In – Transfer In \$ 10,000,000.00

The Department of Public Works requests a cash transfer of \$10,000,000.00 from the Motor Vehicle Gas Tax Fund to the Road and Bridge Registration Tax \$7.50 Fund to cover capital projects that are sold this year.

SECTION 4. That items approved in Resolution No. R2023-0113 dated April 25, 2023 be rescinded as follows to reconcile appropriations for the year 2023 in the County’s financial system:

Resolution No. R2023-0101 dated 4/11/2023:

Original Items to be Corrected - Section 1

O. 4600 – Capital Projects **BA2322875**
 PW600100 – Capital Projects
Other Expenses \$ 1,369,000.00

The Department of Public Works is requesting an appropriation increase of \$1,396,000 for the Medical Examiner Generator Replacement capital project. This project will result in the replacement of the generator located at the Medical Examiner's Building. The total cost of the project is estimated at \$2.57 million. This request is included in the 2023 Capital Improvements Plan and will be funded by the General Fund Capital Improvements Subsidy.

Resolution No. R2023-0101 dated 4/11/2023:

Corrected Items - Section 1

O. 4600 – Capital Projects **BA2322875**
 PW600100 – Capital Projects

Other Expenses \$ 1,396,000.00

The Department of Public Works is requesting an appropriation increase of \$1,396,000 for the Medical Examiner Generator Replacement capital project. This project will result in the replacement of the generator located at the Medical Examiner's Building. The total cost of the project is estimated at \$2.57 million. This request is included in the 2023 Capital Improvements Plan and will be funded by the General Fund Capital Improvements Subsidy.

Resolution No. R2023-0113 dated 4/25/2023:

Original Items to be Corrected - Section 3

A. FROM: 2255 – Health/Human Svc Levy 4.8	CT2313276
FS255105 – HHS Levy 4.8 Subsidies	
Trans Out – Transfer Out	\$ 4,059,000.00
2257 – HHS Levy 4.7	
FS255105 – HHS Levy 4.7 Subsidies (2020)	
Trans Out – Transfer Out	\$ 4,059,000.00
TO: 2256 – MetroHealth Subsidy	
FS256110 – MetroHealth Subsidy (Levy)	
Trans In – Transfer In	\$ 8,118,000.00

The Fiscal Office, Office of Budget and Management, requests a cash transfer of \$8,118,000 for the second quarter (April-June) MetroHealth subsidy transfer. The funding source is the 4.7 and 4.8 Health and Human Services Levies.

Resolution No. R2023-0113 dated 4/25/2023:

Corrected Items - Section 3

A. FROM: 2255 – Health/Human Svc Levy 4.8	CT2313276
FS255105 – HHS Levy 4.8 Subsidies	
Trans Out – Transfer Out	\$ 4,059,000.00
2257 – HHS Levy 4.7	
FS257110 – HHS Levy 4.7 Subsidies (2020)	
Trans Out – Transfer Out	\$ 4,059,000.00
TO: 2256 – MetroHealth Subsidy	
FS256110 – MetroHealth Subsidy (Levy)	
Trans In – Transfer In	\$ 8,118,000.00

The Fiscal Office, Office of Budget and Management, requests a cash transfer of \$8,118,000 for the second quarter (April-June) MetroHealth subsidy transfer. The funding source is the 4.7 and 4.8 Health and Human Services Levies.

SECTION 5. The Fiscal Department is authorized to disburse pro-rated monthly subsidy payments to The MetroHealth System from the Health and Human Services Levy Fund through June 2023. Subsequent subsidy payments for Fiscal Year 2023 shall be contingent upon approval by Council.

SECTION 6. 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 7. 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 Ms. Conwell, the foregoing Resolution was duly adopted.

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

Nays: None


County Council Vice-President 5-24-23
Date


County Executive 5-25-23
Date


Clerk of Council 5.24.23
Date

Journal CC050
May 23, 2023