

Ordinance No. 481-2021

By Council Members Hairston and Kelley
(by departmental request)

FOR PASSAGE
June 7, 2021

AN EMERGENCY ORDINANCE

Authorizing the Director of Workforce Development to apply for, accept and expend funds and resources from the Ohio Department of Job and Family Services, or other fiscal agents, Workforce Innovation and Opportunity Act and Workforce Development Program grants for Program Years 2021 and 2022; to enter into contracts and memoranda of understanding with various entities as necessary to administer and implement the Workforce Development programs; to enter into one or more agreements with Cuyahoga County or other fiscal agents to accept monies for implementation of the programs; and to sublease areas at OhioMeansJobs | Cleveland-Cuyahoga County One-Stop Service Center, located at 1910 Carnegie Avenue.

WHEREAS, the Workforce Innovation and Opportunity Act of 2014, Public Law 113-128 (“WIOA”), which repealed and replaced the Workforce Investment Act of 1998, Public Law 105-220 (*aka*, the “WIA”) was enacted to “. . . provide workforce investment activities, through statewide and local workforce investment systems, that increase the employment, retention, and earnings of participants, and increase attainment of recognized postsecondary credentials by participants, and, as a result, improve the quality of the workforce, reduce welfare dependency, increase economic self-sufficiency, meet the skill requirements of employers, and enhance the productivity and competitiveness of the nation”; and

WHEREAS, the Governor of the State of Ohio has designated the geographic boundaries of the City of Cleveland (“City”) and Cuyahoga County (“County”) as a Local Workforce Area for purposes of administering the WIOA in Northeastern Ohio; and

WHEREAS, in order to better address the needs of the citizens of the City and the County, maximize the use of available funds, comply with federal and state policies, and generally administer funds and programs under the WIA and future workforce development programs and enactments, including but not limited to the WIOA and other Workforce Development programs, the City and Cuyahoga County agreed, by an Intergovernmental Agreement entered into by the Mayor and the Cuyahoga County Board of Commissioners on June 4, 2007 (“IGA”), to operate consolidated Workforce programs; and

WHEREAS, in accordance with the IGA, for the WIOA Program Years (“PY”) 2021 and 2022 which together run from July 1, 2021 through June 30, 2023, the City will serve as the administrative entity for operation of the programs and will be reimbursed from grant funds for all its expenses; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

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Section 1. That the Director of Workforce Development (the “Director”) is authorized to apply for, accept and expend grants and resources to be received, directly or indirectly, from the Ohio Department of Job and Family Services, the U.S. Department of Labor, Cuyahoga County or other fiscal agents, for operation of Workforce Development program services described in Section 2 for eligible individuals and businesses. The Director is authorized to file all papers and execute all documents necessary to receive the funds under the grants.

Section 2. That the Director is authorized to enter into one or more contracts with various agencies, entities or organizations to administer and implement the following components of the grants:

Youth Activities

- YOUTH REQUIRED PROGRAM ELEMENTS
 - Tutoring, Study Skills and Instruction
 - Alternative Secondary School Services
 - Summer Employment
 - Paid Work Experience
 - Occupational Skills Training
 - Leadership Development
 - Supportive Services
 - Mentoring
 - Follow-up Services
 - Comprehensive Guidance and Counseling
 - Financial Literacy
 - Entrepreneurial Skills Training
 - Help to transition to post-secondary education
- PRE-VOCATIONAL SERVICES AND ACTIVITIES
- JOB READINESS TRAINING
- JOB DEVELOPMENT/JOB PLACEMENT
- ON-THE-JOB TRAINING
- JOB FAIRS, WIB MEETINGS, YOUTH COUNCIL, PROVIDER MEETINGS
- YOUTH COMMITTEE
- YOUTH RESOURCE CENTER
- SUMMER JOB PROGRAMS
- SPECIAL PROJECTS

Adult Activities

- OCCUPATIONAL SKILLS TRAINING
- ON-THE-JOB TRAINING
- CUSTOMIZED TRAINING
- COHORT TRAINING
- INCUMBENT WORKER TRAINING
- SPECIALIZED POPULATION SERVICES
- SUPPORTIVE SERVICES
- JOB READINESS TRAINING
- FOLLOW-UP
- JOB DEVELOPMENT AND EMPLOYER SERVICES
- JOB FAIRS, WDB MEETINGS, PROVIDER MEETINGS
- CAREER SERVICES
- INTENSIVE SERVICES
- ENTREPRENEURIAL ACTIVITIES
- EMPLOYEE AND EMPLOYER RECOGNITION EVENTS
- PRE-VOCATIONAL SERVICES AND ACTIVITIES
- WDB INITIATIVES AND SPECIAL PROJECTS

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Dislocated Worker Activities

- OCCUPATIONAL SKILLS TRAINING
- ON-THE-JOB TRAINING
- CUSTOMIZED TRAINING
- COHORT TRAINING
- INCUMBENT WORKER TRAINING
- SPECIALIZED POPULATION SERVICES
- SUPPORTIVE SERVICES
- JOB READINESS TRAINING
- PRE-VOCATIONAL SERVICES AND ACTIVITIES
- FOLLOW-UP
- JOB DEVELOPMENT AND EMPLOYERS SERVICES
- JOB FAIRS, WIB MEETINGS, PROVIDER MEETINGS
- RAPID RESPONSE
- CAREER SERVICES
- INTENSIVE SERVICES
- ENTREPRENEURIAL ACTIVITIES
- EMPLOYEE AND EMPLOYER RECOGNITION EVENTS
- WDB INITIATIVES AND SPECIAL PROJECTS
- SECTOR STRATEGIES AND CAREER PATHWAYS

Section 3. That the Director is authorized to enter into one or more memoranda of understanding (“MOU”) with various entities, agencies, or individuals participating in the OhioMeansJobs | Cleveland-Cuyahoga County One-Stop Service Center, activities and/or programs relating to cost-sharing contributions, for the purposes of implementing the Workforce Development programs described in this ordinance, to accept funds received under the cost-sharing MOUs and to deposit those cost-sharing contributions with the County, which is the designated fiscal agent under the IGA. The Director is further authorized to enter into various agreements necessary to carry out the purposes of the MOUs.

Section 4. That the Director is authorized to enter into one or more agreements with Cuyahoga County to accept funds from the County to implement the WIOA and other Workforce Development programs described in this ordinance. Any funds accepted under this Section shall be used only for additional services or contracts under this program, and those funds are appropriated for that purpose.

Section 5. That the Director is authorized to enter into one or more grant agreements or contracts with various entities, agencies, or individuals to enable the City to provide services under the WIOA and other Workforce Development programs authorized under this ordinance, and to receive payment for the services. The Director is authorized to accept funds under these grants and contracts and to deposit those funds with the County as the designated fiscal agent. Any funds accepted under this Section shall be used only for additional services or contracts under this program, and the funds are appropriated for that purpose.

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Section 6. That notwithstanding and as an exception to provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director is authorized to sublease various areas at the OhioMeansJobs | Cleveland-Cuyahoga County One-Stop Service Center, located at 1910 Carnegie Avenue in Cleveland, to various entities, agencies, or individuals, to provide Workforce Development and Economic Development services authorized under this ordinance.

Section 7. That the terms of the subleases authorized by this ordinance shall not exceed two years, subject to annual appropriation and to the provisions of the City's lease agreement.

Section 8. That the subleases may authorize the various entities, agencies, or individuals to make improvements to the subleased premises, subject to the prior written approval of appropriate City agencies and officials, and may require a sublessee to contribute a share of operating costs.

Section 9. That the Director of Workforce Development, the Director of Law, the Chief of Public Affairs and other appropriate City officials are authorized to execute any other documents and certificates, and take any other actions which may be necessary or appropriate to effect the subleases authorized by this ordinance.

Section 10. That the Director is authorized to accept rent and other funds under the subleases authorized above, and to deposit the rent and other funds collected and other program income with the County as the designated fiscal agent. Any funds accepted under this Section shall be used only for additional services or contracts under this program, and those funds are appropriated for that purpose.

Section 11. That the Director is authorized to enter into one or more contracts with various entities, agencies, or individuals to provide business services and/or rental space at 1910 Carnegie Avenue, Cleveland, OH 44115, and to receive payment for the services. The Director is authorized to accept funds for the services, and to deposit the payments with the County as the designated fiscal agent. Any funds accepted under this Section shall be used only for additional services or contracts under this program, and those funds are appropriated for that purpose.

Section 12. That the cost of any contract or contracts authorized in this ordinance shall be paid from the WIOA and other Workforce Development grant(s) or contract funds received or reimbursed.

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Section 13. That the following amounts are estimated costs to be reimbursed to the City for administration of the Workforce Development programs and activities during the two Program Years:

- I. Salaries and payroll related expenses of about \$1,500,000;
- II. Operational and building related costs (Rent, Utilities, Security) at 1910 Carnegie Avenue, Cleveland, OH 44115, in an amount not to exceed \$1,800,000;
- III. Other Workforce Development grants, MOU Agreements, programs and activities in an amount not to exceed \$400,000; and
- IV. Miscellaneous costs (Indirect costs, chargebacks, supplies) in an amount not to exceed \$300,000.

Section 14. That the Mayor or the Director are authorized to enter into such other agreements as may be necessary to implement the City - County Workforce Development programs.

Section 15. That the contracts, leases, subleases and other agreements authorized by this ordinance shall be prepared by the Director of Law.

Section 16. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

JBM:nl
6-7-2021
FOR: Director Burrows

By Council Members Hairston and Kelley (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Workforce Development to apply for, accept and expend funds and resources from the Ohio Department of Job and Family Services, or other fiscal agents, Workforce Innovation and Opportunity Act and Workforce Development Program grants for Program Years 2021 and 2022; to enter into contracts and memoranda of understanding with various entities as necessary to administer and implement the Workforce Development programs; to enter into one or more agreements with Cuyahoga County or other fiscal agents to accept monies for implementation of the programs; and to sublease areas at OhioMeansJobs | Cleveland-Cuyahoga County One-Stop Service Center, located at 1910 Carnegie Avenue.

READ FIRST, SECOND AND THIRD TIME

READ FIRST TIME

REPORTS

referred to

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME on JUNE 7, 2021

PRESIDENT

CITY CLERK

APPROVED

MAYOR