

EXHIBIT A
16-216

Memorandum of Understanding
Between
Summit County Executive, Summit County Council
And
Summit County Clerk of Courts

This Memorandum of Understanding (“MOU”) is entered into by and between the Summit County Executive (“Executive”), Summit County Council (“Council”), and Summit County Clerk of Courts (“Clerk”).

Whereas, in fiscal years 2012, 2013, 2014 and 2015 the Council, upon the recommendation of the Executive and with the consent of the Clerk, transferred the sum of \$1,000,000.00 each year from the Clerk’s Certificate of Title Administration Fund (“Title Fund”) to the County of Summit General Fund (“General Fund”) for further appropriation to the operating budgets of certain criminal justice-related County offices; and

Whereas, the Council has approved, upon the recommendation of the Executive and with the consent of the Clerk, a transfer in fiscal year 2016 of \$1,000,000.00 from the Title Fund to the General Fund, again for use in the operating budgets of certain criminal justice-related County offices; and

Whereas, the five-year forecast prepared by the Executive anticipates the aforementioned \$1,000,000.00 transfer for certain criminal justice-related every year for the next five years; and

Whereas, in order to satisfy the County’s obligations to the Ohio Public Employees Retirement System (“OPERS”) related to former employees of Edwin Shaw Hospital for Rehabilitation (“ESHR”), the Executive has proposed an additional transfer in fiscal year 2016 from the Title Fund to the General Fund of \$2,400,000.00; and

Whereas, in exchange for the additional transfer of \$2,400,000.00 in fiscal year 2016, the parties desire to reduce the amount of the transfer from the Title Fund to the General Fund for use by certain criminal justice-related offices from the projected amount of \$1,000,000.00 to \$500,000.00 in fiscal years 2017, 2018, 2019 and 2020 and \$600,000.00 in 2021.

Whereas, the parties desire to detail their mutual understandings regarding the aforementioned transfers from the Title Fund to the General Fund.

Now, therefore, the parties hereby set forth their mutual understanding as follows:

1. The Council, upon the request of the Executive has adopted Resolution 2016-___, which transfers the sum of \$2,400,000.00 from the Title Fund to the General Fund in fiscal year 2016.

2. Upon the aforementioned transfer, the Executive will pay the \$2,400,000.00 transferred from the Title Fund to OPERS, in part, to satisfy the County's obligations to OPERS related to the former employees of ESHR.
3. The amount that will be transferred from the Title Fund to the General Fund for use in the operating budgets of certain criminal justice-related County Offices will be reduced from \$1,000,000.00 in each year of the fiscal years 2017-2021 to the following amounts:

\$500,000.00	2017
\$500,000.00	2018
\$500,000.00	2019
\$500,000.00	2020
\$600,000.00	2021
4. In any given fiscal year, a sum less than the amount set forth in Section 3 may be transferred from the Title Fund to the General Fund, and, in that event, the difference may be used to increase a subsequent year transfer, but not to increase a transfer for the purposes set forth herein beyond \$1,000,000.00 in any single fiscal year.
5. The parties acknowledge that this MOU applies to only the funds transferred from the Title Fund to the General Fund for the purpose of using the same for the operating budgets of certain criminal justice-related offices, and does not limit funds transferred from the Title Fund to the General Fund for use in the Clerk's operating budget or any other transfer from the Title Fund authorized pursuant to Section 325.33 of the Ohio Revised Code.
6. It is the intent of the parties that this MOU serves to comply with the provisions of Section 325.33 of the Ohio Revised Code regarding transfer of the Title Funds proceeds to the General Fund in the amounts and for the purpose set forth herein. Any transfers beyond that identified in this MOU are subject to further authorization pursuant to the provisions of Section 325.33 of the Ohio Revised Code.

The parties to this Memorandum of Understanding hereby execute the same on this ___ day of _____, 2016.

[Signature page to follow]

Approved as to Form and Correctness:

Summit County Executive

By: Deborah S. Matz, Director
Law, Insurance & Risk Management

By: Russell M. Pry, Executive

Summit County Council

By: Ilene Shapiro, President

Summit County Clerk of Courts

By: Sandra Kurt, Clerk of Courts