

CLEVELAND PUBLIC LIBRARY  
Minutes of the Special Board Meeting  
July 21, 2022  
Trustees Room                      Louis Stokes Wing  
12:00 Noon

Present: Mr. Seifullah, Mr. Corrigan, Ms. Rodriguez,  
Mr. Hairston, Mr. Parker

Absent: Ms. Butts, Ms. Thomas

Ms. Rodriguez called the meeting to order at 12:01 p.m.

OATH OF OFFICE FOR REAPPOINTMENT OF JOHN M. HAIRSTON,  
JR.

John M. Hairston, III, administered the Oath of Office to his father John M. Hairston, Jr. Mr. Hairston was reappointed by the Cleveland Board of Education on June 28, 2022, to a third full term on the Library Board, commencing on July 2, 2022, expiring on July 2, 2029.

After introducing his son, John M. Hairston, III, as Vice President, Treasury Management Area Sales Manager, at Fifth Third Bank, Mr. Hairston expressed his gratitude to the Board of Trustees and Library Administration for the opportunity to serve for another term.

Motion to Temporarily Suspend the Regulations

Ms. Rodriguez stated that because this is a Special Board Meeting, there was no Finance Committee Meeting previously scheduled and moved to temporarily suspend the Regulations of the Board of Trustees in Article IX and X requiring referral of resolutions to committees, to consider the following resolutions. Mr. Parker seconded the motion, which passed unanimously by roll call vote.

**OATH OF OFFICE  
FOR  
REAPPOINTMENT  
OF JOHN M.  
HAIRSTON, JR.**  
Administered

**MOTION TO  
TEMPORARILY  
SUSPEND THE  
REGULATIONS**  
Approved

**RESOLUTION TO  
APPROVE THE  
PURCHASE OF  
INSURANCE  
COVERAGE FOR  
POLICIES  
EFFECTIVE  
AUGUST 1, 2022**  
Approved

Resolution to Approve the Purchase of Insurance Coverage  
for Policies Effective August 1, 2022

Mr. Seifullah moved approval of the following resolution. Mr. Hairston seconded the motion, which passed unanimously by roll call vote.

WHEREAS, The Library's insurance policies for Property, Fine Arts, General Liability, Law Enforcement Professional Liability, Automobile Liability, Excess Liability, Crime, Cyber Liability and Public Officials and Employment Practices Liability coverage expire on August 1, 2022; and

WHEREAS, In March, 2022, the Library entered into an agreement with Crain, Langer & Co. to provide insurance and risk management consulting services regarding the Library's Property and Casualty insurance program adhering to a timeline to receive proposals and a recommendation prior to expiration; and

WHEREAS, The Library sought proposals for insurance coverage as specified in the Request For Proposal issued May 16, 2022 and proposals were due July 12, 2022; and

WHEREAS, Three (3) insurance representatives submitted proposals that were analyzed and reviewed by Crain, Langner & Co.; and

WHEREAS, Crain, Langner & Co. recommend the following proposals as providing coverage to meet the Library's risk needs at cost effective premiums:

Coverage	Agency	Insurer	Premium
Property, including Boiler & Machinery	McGowan & Co., Inc.	Affiliated FM	\$303,014
Fine Arts	McGowan & Co., Inc.	Travelers Casualty and Surety Company of America	\$2,625

General Liability, including Employee Benefits and Employers Liability and Abuse and Molestation	McGowan & Co., Inc.	Liberty Mutual	\$56,764
Automotive Coverage	McGowan & Co., Inc.	Liberty Mutual	\$55,757
Umbrella Liability	McGowan & Co., Inc.	Liberty Mutual	\$26,826
Law Enforcement Liability	McGowan & Co., Inc.	Liberty Mutual	\$10,294
Crime	McGowan & Co., Inc.	Travelers Casualty and Surety Company of America	\$10,430
Cyber Liability	McGowan & Co., Inc.	Swiss RE	\$23,109
Public Officials and Employment Practices Liability	Marsh	Chubb	\$37,780

WHEREAS, The combined annual premiums yielded a 6% increase (or \$27,913) compared to the expiring program premiums; and

WHEREAS, Crain, Langner & Co. recommends that the interests of the Library can be best served by maintaining a long-term, continuously improved, and open relationship with its agents and insurers and supports the Library's purchase of the recommended coverages and, absent compelling reasons to the contrary, its renewal of these coverages annually for each of the next four (4) years before undertaking another full marketing process; now therefore be it

RESOLVED, That the Board of Library Trustees authorizes the Executive Director, CEO or his designee, to purchase

the Property, Fine Arts, General Liability, Law Enforcement Professional Liability, Automobile Liability, Umbrella Liability, Crime, and Cyber Liability through McGowan & Company, Inc. for the first year's premium of \$488,819 for the period of August 1, 2022 through August 1, 2023; and be it further

RESOLVED, That the Board of Library Trustees authorizes the Executive Director, CEO or his designee, to purchase the Public Officials and Employment Practices Liability through Marsh for the first year's premium of \$37,780 for coverage effective August 1, 2022 for the period of August 1, 2022 through August 1, 2023; and be it further

RESOLVED, That it is the intention of this Board to renew the insurance packages stated within this Resolution for four, one-year renewal periods commencing on August 1, 2023, provided terms, conditions, and pricing remain comparable to the current programs and consistent with then-current market conditions.

Carrie Krenicky, Chief Financial Officer, stated that we have a recommendation letter drafted by Crain, Langer & Co. who have worked extensively with the Library on the RFP. Crain representatives Dan Buser and Brad Weber were available to answer any questions the Board may have regarding their review process.

Mr. Corrigan asked for an explanation of cyber liability insurance and what it protects.

Mr. Weber explained that cyber liability affects the Library in the event of a data breach or a hacker getting into our computers and shutting down our system and preventing us from using them. Cyber liability policy comes with several features such as pre and post breach losses that help us improve our system and coverage after loss. There is first party coverage available through the policy and it is recommended for the Library.

In response to Ms. Rodriguez' inquiry, Ms. Krenicky confirmed that we have had this coverage in the past.

In response to Mr. Corrigan's inquiry regarding ransom demands, Mr. Weber stated that the insurance policy will often pay for ransom demands so that we can get our system back. This is a fairly new feature. Mr. Weber

stated that he will verify if we do have that ransom coverage in our policy.

Mr. Hairston asked if the Library has had any attempt of breach by hackers over the past years.

Director Thomas confirmed that although there have been some attempts, they did not reach the level where they were successful in gaining access to everything here.

After explaining a recent incident where a staff member received a fraudulent text message from him, Director Thomas stated that this is an example of a type phishing that is an attempt to get access and cause harm.

Mr. Weber stated that our cyber policy does have a limit called Social Engineering and it covers duping. The best policy is to recognize and not fall for that. However, if we are tricked and click on a link and someone gets into our system that way, we have cyber coverage for that through our insurance.

Ms. Rodriguez thanked Mr. Weber for joining today's Board to provide this important information.

Resolution to Accept Emergency Connectivity Fund (ECF) Funding Commitments for Hotspot Service

Mr. Seifullah moved approval of the following resolution. Mr. Parker seconded the motion, which passed unanimously by roll call vote.

WHEREAS, On March 11, 2021, Congress passed the American Rescue Plan Act, which included the Emergency Connectivity Fund (ECF) to provide \$7.17 billion to help schools and libraries provide the tools and services their communities need for remote learning during the COVID-19 emergency period; and

WHEREAS, The ECF is administered by Universal Service Administrative Company (USAC) with oversight from the Federal Communications Commission (FCC); and

WHEREAS, The ECF Program will reimburse schools and libraries 100% for the reasonable costs of eligible equipment and broadband connections used to help students, staff, and patrons who otherwise lack access to be able to engage in remote learning; and

**RESOLUTION  
TO ACCEPT  
EMERGENCY  
CONNECTIVITY  
FUND (ECF)  
FUNDING  
COMMITMENTS  
FOR HOTSPOT  
SERVICE**

Approved

WHEREAS, These funds fall under the federal E-Rate program and Cleveland Public Library qualifies to apply for E-Rate and is therefore eligible to participate in the ECF Discount Program; and

WHEREAS, The FCC opened a third application filing window that opened on April 28, 2022 and closed on May 13, 2022, for schools and libraries to request ECF Program support for eligible equipment and up to 12 months of service that will be received or delivered between July 1, 2022 and December 31, 2023 for use by library patrons with unmet needs; and

WHEREAS, On May 12, 2022, the Cleveland Public Library filed an FCC Form 471 for Hotspot Service for 12 months of service between July 1, 2022 and December 31, 2023 for 1,150 hotspots in the amount of \$138,000; and

WHEREAS, On June 30, 2022, the Library received an ECF Funding Commitment Decision Letter notifying the Library that the funding request for the Hotspot Service has been approved; now therefore be it

RESOLVED, The Board of Library Trustees accepts the Emergency Connectivity Fund Funding Commitment of \$138,000.

Resolution to Accept Funding Commitments for E-Rate Category Two Services for the E-Rate Funding Year 2022: 07/01/2022 through 06/30/2023

Mr. Seifullah moved approval of the following resolution. Mr. Corrigan seconded the motion, which passed unanimously by roll call vote.

WHEREAS, The Schools and Libraries Program of the federal Universal Service Fund makes discounts available to eligible schools and libraries for telecommunication services, Internet access, and internal connections; and

WHEREAS, The Program is intended to ensure that schools and libraries have access to affordable telecommunications and information services; and

WHEREAS, The Schools and Libraries Program reimburses telecommunications, Internet access, and internal connections providers for discounts on eligible services provided to schools and libraries. While schools and

**RESOLUTION  
TO ACCEPT  
FUNDING  
COMMITMENTS  
FOR E-RATE  
CATEGORY  
TWO SERVICES  
FOR THE E-  
RATE FUNDING  
YEAR 2022:  
07/01/2022  
THROUGH  
06/30/2022  
Approved**

libraries apply for these discounts, the Universal Service Administrative Company (USAC) works in conjunction with service providers to make sure these discounts are passed on to program participants; and

WHEREAS, The Cleveland Public Library applied for Category Two Services, which provides connectivity *within* the buildings, in order to assist with our Facilities Master Plan (FMP) construction projects. The Guaranteed Maximum Price ("GMP") for each project includes the E-Rate technology package that was previously authorized by this Board; and

WHEREAS, On November 12, 2021, January 12, 2022, and March 24, 2022, the Cleveland Public Library filed (4) FCC Forms 470: Description of Services Requested and Certification Form as required for participation in the discount program for the FMP Cabling Projects for the Eastman Branch, the MLK Jr. Branch, the Brooklyn Branch, and the Rockport Branch. The posting of the FCC Form 470 begins the required 28-day competitive bidding process; and

WHEREAS, The Cleveland Public Library filed (3) FCC Forms 471 to establish funding requests as follows:

<u>471 Filing Date</u>	<u>FMP Cabling Project</u>	<u>Amount Requested</u>
03/06/2022	Eastman Branch	\$67,334.45
03/22/2022	MLK Jr. Branch	\$219,648.50
05/20/2022	Brooklyn Branch	\$45,761.45
	Rockport Branch	\$89,112.30
Total Amount Requested		\$421,856.70

; and

WHEREAS, On June 9, 2022 and July 7, 2022, the Library received Funding Commitment Decision Letters notifying the Library that the funding requests for the FMP Cabling Projects have been approved; now therefore be it

RESOLVED, That the Board of Library Trustees accepts the Funding Commitments of \$67,334.45 for the Eastman Branch, \$219,648.50 for the MLK Jr. Branch, \$45,761.45 for the Brooklyn Branch, and \$89,112.30 for the Rockport Branch.

Mr. Corrigan asked for additional information regarding the FMP Cabling Projects.

John Malcolm, Chief Innovation and Technology Officer, explained that fiberoptic cabling is the industry standard right now. The fiberoptic cabling will basically be our internet connection which is outside of the building. The interior of the building is Cat6A wiring designed for high-speed transmission.

Ms. Rodriguez recognized Ms. Thomas who had joined the Board Meeting virtually for informational purposes only. Since the expiration of Sub. H.B. 51, Trustees are required to attend Board meetings in-person to participate and vote on agenda items.

Resolution Amending Project Budgets for the Woodland Branch, the Central Distribution Facility, and the Eastman Branch

(See page 1251)

Mr. Seifullah moved approval of the following resolution. Mr. Corrigan seconded the motion, which passed unanimously by roll call vote.

WHEREAS, On July 6, 2021, the Board of Library Trustees approved total project budgets for the new Woodland branch and Central Distribution Facility, which this Board subsequently amended on October 21, 2021 and April 19, 2022 as shown in Exhibit "A" to this Resolution; and

WHEREAS, On December 16, 2021, the Board of Library Trustees approved a total project budget for the renovations to the Eastman branch as set forth in Exhibit "A"; and

WHEREAS, During the course of construction on the new Woodland branch, the Library's construction manager for the Phase 1A projects, Gilbane, encountered unforeseen issues with the stormwater and sanitary sewer systems at the site, and the Chief Operating Officer recommends that the Owner's Contingency Fund for the Woodland branch be increased by \$150,000 as set forth in Exhibit

**RESOLUTION  
AMENDING  
PROJECT  
BUDGETS FOR  
THE  
WOODLAND  
BRANCH, THE  
CENTRAL  
DISTRIBUTION  
FACILITY AND  
THE EASTMAN  
BRANCH**

Approved



"A" to cover additional costs associated with these issues; and

WHEREAS, The Chief Operating Officer further recommends that the Owner's Contingency Fund for the Central Distribution Facility be increased by \$100,000 as set forth in Exhibit "A" to cover additional network connection expenses; and

WHEREAS, As work progressed on the Eastman branch renovation project, the Library's construction manager for the Phase 1B projects, Regency, encountered unforeseen structural deficiencies, and the Chief Operating Officer recommends that the Owner's Contingency Fund for the Eastman branch project be increased by \$100,000 as set forth in Exhibit "A" to cover costs associated with the structural issues and additional network connection expenses; now therefore be it

RESOLVED, That the Board of Library Trustees approves the amended total project budgets for the Woodland branch, Central Distribution Facility, and Eastman branch projects as set forth in Exhibit "A" to this resolution, which expenditures shall be charged to the Construction Tax Exempt Fund 402 and/or the Construction Taxable Fund 403; and be it further

RESOLVED, That the Board of Library Trustees authorizes the Chief Operating Officer to reallocate the budgeted amounts set forth in Exhibit "A" for the Owner's Contingency Funds, furniture, fixtures, and equipment, and owner direct costs as needed, provided that such reallocations shall not increase the overall budget approved for each individual project.

Resolution Establishing Project Budget for the Rockport Branch

(See page 1252)

Mr. Seifullah moved approval of the following resolution. Mr. Corrigan seconded the motion, which

**RESOLUTION  
ESTABLISHING  
PROJECT  
BUDGET FOR  
THE  
ROCKPORT  
BRANCH**  
Approved

passed unanimously by roll call vote.

WHEREAS, On March 18, 2021, the Board of Trustees of the Cleveland Public Library authorized the Library to enter into a construction manager at risk master agreement with Regency Construction Services, Inc. ("Regency") for the Phase 1B projects of the Library's Facilities Master Plan and authorized Regency to commence preconstruction services in an amount not-to-exceed \$116,461. The Library and Regency executed the master agreement on April 13, 2021 ("Agreement"); and

WHEREAS, Regency has completed procurement of subcontractor construction bids for the work at the Rockport branch and is in the process of preparing a formal Guaranteed Maximum Price Proposal; and

WHEREAS, Based on Regency's preliminary review of the subcontractor construction bids, Regency estimates that the Guaranteed Maximum Price ("GMP") for the Rockport branch will be approximately \$6,989,221, which amount does not include the costs of professional design services, permitting, and other purchases that the Library will make directly and outside of the GMP; and

WHEREAS, The Library, in consultation with Regency, prepared a budget for the Rockport branch project, which consists of: 1) the estimated GMP; 2) an Owner's Contingency Fund to cover additional costs outside of the GMP that arise during construction; 3) estimated costs for furniture, fixtures, and equipment; 4) the architect fees approved by this Board; and 5) Owner Direct costs, all of which are set forth in Exhibit "A" to this Resolution; and

WHEREAS, This Board desires to authorize the Library to move forward with the Rockport branch project, to allocate funds from the Construction - Tax-Exempt Fund 402 and/or Construction - Taxable Fund 403 accounts, and to accept Regency's finalized GMP proposal when it becomes available; now therefore be it

RESOLVED, That the Board of Library Trustees approves the total project budget for the Rockport branch project as set forth in Exhibit "A" to this resolution, which

expenditures shall be charged to the Construction Tax Exempt Fund 402 and/or the Construction Taxable Fund 403, and authorizes the Executive Director, CEO, or his designee to move forward in taking the steps necessary to complete the Rockport branch project and to execute such instruments or documents as may be necessary or appropriate to effectuate the terms of this Resolution, including those in excess of \$25,000 and which are payable from the project budget established herein; and be it further

RESOLVED, That the Board of Library Trustees authorizes the Chief Operating Officer to reallocate the budgeted amounts set forth in Exhibit "A" for the Owner's Contingency Funds, furniture, fixtures, and equipment, and owner direct costs as needed, provided that such reallocations shall not increase the overall project budget for the Rockport branch. The Library shall report monthly to the Board on expenditures from the Owner's Contingency Fund; be it further

RESOLVED, That the Board of Library Trustees authorizes the Executive Director, CEO or his designee to accept Regency's finalized Guaranteed Maximum Price proposal when it becomes available and enter into and execute an amendment to the agreement between the Cleveland Public Library and Regency Construction Services, Inc. approving the subcontract packages and establishing the Guaranteed Maximum Price for the Rockport branch which shall be charged to the Construction Tax Exempt Fund account 40277905-55300 (Construction/Improvements) and/or the Construction Taxable Fund account 40377905-55300 (Construction/Improvements); be it further

RESOLVED, That the finalized Guaranteed Maximum Price proposal will be presented for ratification by the Board of Library Trustees at their next regularly scheduled meeting.

Director Thomas stated that at the next Regular Board Meeting, we will have a full presentation on the FMP Phase 1 Projects and their associated budgets.

In response to Mr. Hairston's inquiry, John Lang, Chief Operations Officer, explained that the proposed

Resolution is for approval of the overall Rockport project budget. Mr. Lang explained that we are a little out of sequence as we typically bring the Guaranteed Maximum Price Amendment (GMP) to the Board simultaneously with project budget. For the Rockport project our Construction Manager, which is Regency and the AKA team, has already opened bids on all of the subcontracts associated with this project. However, they have not yet assembled the GMP amendment as they are going through scope reviews and there are some final negotiations and tweaks that happen. Unfortunately, this was not ready for the Special Board Meeting in July and if we wait for Regular Board Meeting in September, we are at risk for two more months of costs escalation in a highly inflated construction market in addition to throwing the sequence of construction over next winter off. This resolution proposes that the overall budget for the project be approved and allow the Library to enter into the GMP amendment between now and September for the value that you would be approving today. The goal of the resolution would allow us to move forward and finalize the GMP and we will come back in September with a reconciled amount which is likely to be not exactly accurate to the amount in the resolution, but it will be very close to it. We will then move forward with the construction this Fall.

In response to Mr. Hairston's inquiry regarding potential change orders, Mr. Corrigan stated that because of the GMP, there will not be any change orders without a lot of consternation.

Mr. Lang added that the Construction Manager at Risk's execution method which we have done with every project we have done in Phase 1A, the Owner, the Library and Construction Manager in this case Regency, has contingencies. As change conditions or issues arise, it is negotiated to determine if it is a Library expenses or Construction Manager expense. Then it is charged to the contingencies. If the contingencies are fully expended, then we would need to seek a budget increase from Board but our goal is always to handle changes within the approved contingency allowance.

In closing, Mr. Lang stated that in September, he will present to the Board on every project in Group 1; where it was when the Board approved the project budget and provide an update on the project currently stands.

Mr. Corrigan stated that because of inflation and supply chain issues that affect prices and asked for the percentage budget escalation that we've experienced. Mr. Lang stated that cost escalation has varied from project to project, but overall FMP project costs are

Finally, Mr. Corrigan stated that Rice Branch was the Library's last largest project and requested that Mr. Lang bring information about Rice so that it could be compared to the current projects. Director Thomas indicated that the total cost of the Rice Branch was between \$5M and \$6M, and Mr. Lang indicated that our new community hub branches including Woodland and Rockport are costing \$8M+.

Ms. Rodriguez thanked Mr. Lang for sharing this information.

Resolution to Accept Gift from the Peak Ainley Living Trust

Mr. Seifullah moved approval of the following resolution. Mr. Parker seconded the motion, which passed unanimously by roll call vote.

WHEREAS, Representatives of the Peak Ainley Living Trust contacted the Cleveland Public Library in July 2022 to notify the Library that David A. Peak, who passed away on May 11, 2022, bequeathed \$10,000 to the Cleveland Public Library through the trust he created with his domestic partner, Caryl Ainley, Ph.D. Mr. Peak's bequest does not include any conditions on how it may be used by the Library; and

WHEREAS, Mr. Peak was a patron of the Cleveland Public Library and attributed his success in the pursuit of his education and career to the many hours he spent at the Library and the assistance he received from Library staff; and

WHEREAS, On March 13, 2012, the Board of Library Trustees adopted a resolution directing that unrestricted gifts of \$25,000 or less accepted by the Board be deposited into a separate revenue account under the category of Contributions & Donations in the General Fund; now therefore be it

**RESOLUTION  
TO ACCEPT  
GIFT FROM  
THE PEAK  
AINLEY  
LIVING TRUST**  
Approved

RESOLVED, That the Board of Trustees of the Cleveland Public Library, pursuant to the authority set forth in R.C. § 3375.40(K), hereby accepts a gift from the Peak Ainley Living Trust in the estimated amount of \$10,000 to be deposited into the General Fund, account 101046-46500 (Unrestricted Gifts); and be it further

RESOLVED, That the Board of Trustees of the Cleveland Public Library expresses its heartfelt gratitude for this generous gift and directs that a copy of this resolution be sent to the family of David A. Peak, as an expression of sympathy and appreciation from this Board.

Seventh Amendment to the Year 2022 Appropriation

(See pages 1253-1260)

Mr. Seifullah moved approval of the following resolution. Mr. Corrigan seconded the motion, which passed unanimously by roll call vote.

WHEREAS, **Ohio Revised Code** Section 5705.40 provides for the amendment of an appropriation measure when necessary; and

WHEREAS, It is now deemed necessary to amend the Year 2022 Appropriation Measure, which complies with the Amended Official Certificate of Estimated Resources received from the Cuyahoga County Budget Commission dated July 19, 2022; and

WHEREAS, The aggregate of all appropriation classifications does not exceed the total amount submitted to the Cuyahoga County Budget Commission; now therefore be it

RESOLVED, That the sums indicated on the attached Seventh Amendment to the Year 2022 Appropriation Schedule be approved.

Before adjourning the Special Board Meeting, Ms. Rodriguez further explained that as of June 30, 2022, HB 51 which included the provision for public meetings held virtually has been changed now requiring board members to be present in-person to vote. If Library Trustees are unable to attend in-person, they are welcome to attend virtually for informational purposes only and will be unable vote.

**SEVENTH  
AMENDMENT TO  
THE YEAR 2022  
APPROPRIATION**

Approved

Ms. Rodriguez reported that she recently attended the grand opening celebration for the Cleveland Housing Court Neighborhood Kiosk at South Branch and shared about the convenience that individuals would be provided by being able to attend court sessions virtually rather than traveling downtown to appear in the physical courtroom. In addition, because South Branch is in a predominately Hispanic area, an interpreter will be available to provide assistance if necessary. This very important service offered by the Housing Court will soon be available at either Glenville or Collinwood.

In closing, Ms. Rodriguez stated that the Library can be considered a comfort zone for individuals who may be going through stressful situations dealing with housing and the Housing Court.

Director Thomas stated that Mayor Bibb has suggested that our branches could be government innovation labs. The Housing Court kiosk is just an example of many things that we can do to connect people in our neighborhoods to City government of which they may not have access.

Director Thomas reported that MLK is progressing and asked John Lang, Chief Operations Officer, for an update.

Mr. Lang stated that the construction is moving forward with foundations complete and columns going up. He stated that the foundations and structure for both the MLK Branch and the Library Lofts apartments are included in the Developers contract with Panzica. The Library's construction contract with Panzica is expected to start in September or October and we are looking for a spring 2024 completion.

Director Thomas stated that they appear to have moved beyond financial concerns and construction is progressing.

In response to Mr. Corrigan's inquiry regarding the excavation, Mr. Lang confirmed that there is no basement to the building and it is on slab. The slab is on grade beams and the grade beams are on deep foundations. Although there are still some structural elements that have to be in, essentially most of the foundation has been placed now.

Ms. Rodriguez adjourned the Special Board Meeting at  
12:37 p.m.

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Maritza Rodriguez  
President

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Thomas D. Corrigan  
Secretary



## EXHIBIT 5

## Exhibit "A"

Woodland Branch Budget	July 6, 2021 Project Budget	October 21, 2021 Project Budget	April 19, 2022 Project Budget	Increase*	Amended Project Budget
Pre-Construction	\$38,343	\$38,343	\$38,343		\$38,343
Guaranteed Maximum Price	\$6,088,653	\$6,088,653	\$6,088,653		\$6,088,653
Owner's Construction Contingency	\$270,617	\$490,644	\$490,644	\$150,000	\$640,644
Furniture, Fixtures, and Equipment	\$250,000	\$250,000	\$250,000		\$250,000
Architect Fees	\$575,279	\$595,993	\$606,843		\$606,843
Owner Direct Costs	\$304,700	\$344,673	\$344,673		\$344,673
<b>TOTAL PROJECT BUDGET</b>	<b>\$7,527,592</b>	<b>\$7,808,306</b>	<b>\$7,819,156</b>		<b>\$7,969,156</b>

Central Distribution Facility Project Budget	July 6, 2021 Project Budget	October 21, 2021 Project Budget	April 19, 2022 Project Budget	Increase*	Amended Project Budget
Pre-Construction	\$42,530	\$42,530	\$42,530		\$42,530
Guaranteed Maximum Price	\$5,003,163	\$5,003,163	\$5,003,163		\$5,003,163
Owner's Construction Contingency	\$217,313	\$217,313	\$517,313	\$100,000	\$617,313
Furniture, Fixtures, and Equipment	\$750,000	\$750,000	\$750,000		\$750,000
Architect Fees	\$736,160	\$740,760	\$751,610		\$751,610
Owner Direct Costs	\$187,900	\$183,300	\$183,300		\$183,300
<b>TOTAL PROJECT BUDGET</b>	<b>\$6,937,066</b>	<b>\$6,937,066</b>	<b>\$7,247,916</b>		<b>\$7,347,916</b>

Eastman Branch Project	December 16, 2021 Project Budget	Increase*	Amended Project Budget
Pre-Construction	\$21,685		\$21,685
Guaranteed Maximum Price	\$2,246,319		\$2,246,319
Owner's Construction Contingency	\$100,486	\$100,000	\$200,486
Furniture, Fixtures, and Equipment	\$250,000		\$250,000
Architect Fees	\$235,367.66		\$235,367.66
Owner Direct Costs	\$180,500		\$180,500
<b>TOTAL PROJECT BUDGET</b>	<b>\$3,034,357.66</b>		<b>\$3,134,357.66</b>

**EXHIBIT "A"**

<b>Rockport Branch</b>	
<b>Pre-Construction<sup>1</sup></b>	<b>\$29,568</b>
<b>Guaranteed Maximum Price</b>	<b>\$6,989,221</b>
<b>Owner's Construction Contingency</b>	<b>\$316,913</b>
<b>Furniture, Fixtures, and Equipment</b>	<b>\$300,000</b>
<b>Architect Fees<sup>2</sup></b>	<b>\$644,740</b>
<b>Owner Direct Costs<sup>3</sup></b>	<b>\$354,600</b>
<b>TOTAL PROJECT BUDGET</b>	<b>\$8,635,042</b>

<sup>1</sup> Pre-Construction fees for all Phase 1B were approved by this Board on March 18, 2021.

<sup>2</sup> Architectural fees were separately approved by this Board on August 6, 2020.

<sup>3</sup> Owner Direct Costs include, but are not limited to, such project-related costs as surveys, environmental assessments, legal fees, property acquisition, and permits.

Form Prescribed by the Bureau of Inspection and Supervision of Public Offices.  
County Auditor's Form No. 139

AMENDED OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES

Based on 91.54% current collection of current levy for previous tax year.

Revised Code 5705.36 (Library)

Office of the Budget Commission, Cuyahoga County, Ohio.

Cleveland, Ohio

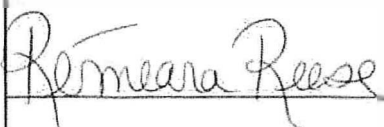

July 7, 2022

To the Board of Library Trustees of the:

Cleveland Library

The following is the amended official certificate of estimated resources for the fiscal year beginning January 1st, 2022, as revised by the Budget Commission of said County, which shall govern the total of appropriations made at any time during such fiscal year:

Fund	Unencumbered Balace	General Property Tax	P.L.F.	Other Sources	Total
General Fund	\$28,730,273.19	\$37,817,742.00	\$27,264,944.37	\$1,212,904.00	\$95,025,863.56
Special Revenue	\$21,164,403.27			\$7,889,958.86	\$29,054,362.13
Debt Service	\$333.42			\$3,294,215.15	\$3,294,548.57
Capital	\$48,499,526.48			\$9,200,000.00	\$57,699,526.48
Permanent	\$3,965,427.25			\$0.00	\$3,965,427.25
Agency	\$14,346.26			\$0.00	\$14,346.26
<b>Totals/Subtotals</b>	<b>\$102,374,309.87</b>	<b>\$37,817,742.00</b>	<b>\$27,264,944.37</b>	<b>\$21,597,078.01</b>	<b>\$189,054,074.25</b>

 Rosemary Reese	<b>Budget</b>  <b>Commission</b>	
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Cleveland Public Library  
2022

July 18, 2022

Cuyahoga County Budget Commission  
Attention: Bryan Dunn  
1219 Ontario Street  
Cleveland, Ohio 44113

Dear Bryan,

Cleveland Public Library requests a Certificate of Estimated Resources as noted below for the following funds:

Fund Number	Fund Description	Actual Unencumbered Balance as of 1-Jan-22	"Taxes/PLF" from:	Requested "Taxes/PLF" to	"Other Sources" from:	Requested "Other Sources" to	Overall Increase/ (Decrease)
<b>General Funds</b>							
101	General Fund	\$ 28,730,273.19	\$ 37,817,742.00	\$ 37,817,742.00	\$ 1,212,904.00	\$ 1,084,904.00	\$ (128,000.00)
			\$ 27,264,944.37	\$ 27,264,944.37			
<b>Special Revenue Funds</b>							
201	Anderson	\$ 415,694.25			\$ -	\$ -	\$ -
202	Endowment for the Blind	\$ 3,209,639.54			\$ 54,309.96	\$ 54,309.96	\$ -
203	Founders	\$ 6,052,729.18			\$ 265,180.00	\$ 265,180.00	\$ -
204	Kaiser	\$ 161,124.43			\$ -	\$ -	\$ -
205	Kraley	\$ 232,471.04			\$ -	\$ -	\$ -
206	Library	\$ 218,302.96			\$ 4,000.00	\$ 4,000.00	\$ -
207	Pepke	\$ 191,289.85			\$ -	\$ -	\$ -
208	Wickwire	\$ 1,961,622.38			\$ -	\$ -	\$ -
209	Wittke	\$ 121,718.27			\$ -	\$ -	\$ -
210	Young	\$ 6,196,611.66			\$ 50,000.00	\$ 50,000.00	\$ -
226	Judd	\$ 283,579.49			\$ 257,230.00	\$ 257,230.00	\$ -
228	Lockwood Thompson	\$ 139,337.18			\$ 201,934.00	\$ 201,934.00	\$ -
230	Schweinfurth	\$ 226,079.52			\$ 50,000.00	\$ 50,000.00	\$ -
231	CLEVNET	\$ 1,375,275.24			\$ 4,992,079.80	\$ 4,992,079.80	\$ -
251	OLBPD	\$ 360,858.45			\$ 1,508,194.00	\$ 1,508,194.00	\$ -
254	MyCom	\$ (29,689.69)			\$ 177,651.50	\$ 177,651.50	\$ -
257	Tech Centers	\$ 105,964.29			\$ 166,000.00	\$ 166,000.00	\$ -
258	Early Literacy	\$ -			\$ 35,000.00	\$ 35,000.00	\$ -
259	Rice Solar Panel System	\$ 481.83			\$ -	\$ -	\$ -
260	Coronavirus Relief Fund	\$ (58,686.60)			\$ 128,379.60	\$ 266,379.60	\$ 138,000.00
		\$ 21,164,403.27	\$ -	\$ -	\$ 7,889,958.86	\$ 8,027,958.86	\$ 138,000.00
<b>Debt Service</b>							
301	Debt Service	\$ 333.42	\$ -	\$ -	\$ 3,294,215.15	\$ 3,294,215.15	\$ -
<b>Capital Projects Funds</b>							
401	Building and Repair	\$ 19,374,232.08			\$ 9,200,000.00	\$ 9,200,000.00	\$ -
402	Construction - Tax-Exempt	\$ 19,900,383.55			\$ -	\$ 200,000.00	\$ 200,000.00
401	Construction - Taxable	\$ 9,224,910.85			\$ -	\$ 88,200.00	\$ 88,200.00
<b>Permanent Funds</b>							
501	Abel	\$ 318,605.99			\$ -	\$ -	\$ -
502	Ambler	\$ 3,152.47			\$ -	\$ -	\$ -
503	Beard	\$ 56,746.65			\$ -	\$ -	\$ -
504	Klein	\$ 7,425.16			\$ -	\$ -	\$ -
505	Malon/Schroeder	\$ 270,557.28			\$ -	\$ -	\$ -
506	McDonald	\$ 253,524.08			\$ -	\$ -	\$ -
507	Ratner	\$ 130,033.51			\$ -	\$ -	\$ -
508	Root	\$ 52,134.00			\$ -	\$ -	\$ -
509	Sugarman	\$ 106,010.28			\$ -	\$ -	\$ -
510	Thompson	\$ 140,936.80			\$ -	\$ -	\$ -
511	Weidental	\$ 9,310.96			\$ -	\$ -	\$ -
512	White	\$ 2,563,090.57			\$ -	\$ -	\$ -
513	Beard Anna Young	\$ 46,901.20			\$ -	\$ -	\$ -
514	Paulson	\$ 6,998.30			\$ -	\$ -	\$ -
		\$ 7,945,477.28			\$ -	\$ -	\$ -
<b>Agency Funds</b>							
901	Unclaimed Funds	\$ 9,155.10			\$ -	\$ -	\$ -
905	CLEVNET Fines & Fees	\$ 5,191.16			\$ -	\$ -	\$ -

The reason for the increase/decrease in Estimated Resources:

A net decrease in Other Sources-General Fund by \$128,000 to reflect the resolution going before the Board on July 21, 2022 to advance cash of \$138,000 from the General fund to the Coronavirus Relief Fund and \$10,000 for the unrestricted bequest from the Peak Ainley Living Trust; an increase in Other Sources-Special Revenue relating to the cash advance of \$138,000 to the Coronavirus Relief fund; and an increase in Other Sources-Capital Special Revenue Funds by \$288,200 for estimated investment earnings through year end.

Thank You,  
*Carrie Krenicky*  
Treasurer/CFO  
Cleveland Public Library

Form Prescribed by the Bureau of Inspection and Supervision of Public Offices.  
County Auditor's Form No. 139

**AMENDED OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES**

Based on 91.54% current collection of current levy for previous tax year.

Revised Code 5705.36 (Library)

Office of the Budget Commission, Cuyahoga County, Ohio.

Cleveland, Ohio

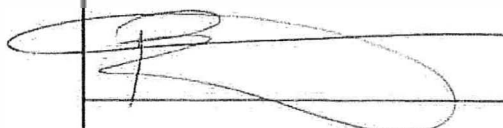

July 19, 2022

To the Board of Library Trustees of the:

**Cleveland Library**

The following is the amended official certificate of estimated resources for the fiscal year beginning January 1st, 2022, as revised by the Budget Commission of said County, which shall govern the total of appropriations made at any time during such fiscal year:

Fund	Unencumbered Balance	General Property Tax	P.L.F.	Other Sources	Total
General Fund	\$28,730,273.19	\$37,817,742.00	\$27,264,944.37	\$1,084,904.00	\$94,897,863.56
Special Revenue	\$21,164,403.27			\$8,027,958.86	\$29,192,362.13
Debt Service	\$333.42			\$3,294,215.15	\$3,294,548.57
Capital	\$48,499,526.48			\$9,488,200.00	\$57,987,726.48
Permanent	\$3,965,427.25			\$0.00	\$3,965,427.25
Agency	\$14,346.26			\$0.00	\$14,346.26
<b>Totals/Subtotals</b>	<b>\$102,374,309.87</b>	<b>\$37,817,742.00</b>	<b>\$27,264,944.37</b>	<b>\$21,895,278.01</b>	<b>\$189,352,274.25</b>

	<p><b>Budget</b></p>	
<p><b>Commission</b></p>		

**CLEVELAND PUBLIC LIBRARY  
2022 APPROPRIATION: SEVENTH AMENDMENT  
JULY 21, 2022**

**GENERAL FUND**

<b>CERTIFIED REVENUE</b>	<b>Prior Certificate (1)</b>	<b>Increase/ Decrease</b>	<b>Amended Certificate (2)</b>
Cash January 1	28,730,273.19	-	28,730,273.19
Taxes - General Property	35,317,742.00	-	35,317,742.00
Public Library Fund (PLF)	25,288,857.41	1,976,086.96	27,264,944.37
State Rollbacks/Homestead	2,500,000.00	-	2,500,000.00
Fines and Fees	119,635.00	-	119,635.00
Earned Interest	354,077.00	-	354,077.00
Restricted Gifts	-	-	-
Unrestricted Gifts	-	10,000.00	10,000.00
Miscellaneous	814,192.00	-	814,192.00
Return of Advances/(Advances Out)	(75,000.00)	(138,000.00)	(213,000.00)
<b>TOTAL RESOURCES</b>	<b>93,049,776.60</b>	<b>1,848,086.96</b>	<b>94,897,863.56</b> (3)

<b>APPROPRIATION</b>	<b>Original Appropriation</b>	<b>Increase/ Decrease</b>	<b>Amended Appropriation</b>
Salaries/Benefits	39,203,827.00	-	39,203,827.00
Supplies	846,855.00	-	846,855.00
Purchased/Contracted Services	10,433,478.60	-	10,433,478.60
Library Materials/ Information	7,107,467.00	-	7,107,467.00
Capital Outlay	783,767.00	-	783,767.00
Other Objects	249,720.22	-	249,720.22
<b>SUBTOTAL OPERATING</b>	<b>58,625,114.82</b>	<b>-</b>	<b>58,625,114.82</b>
Transfers	7,294,215.15	-	7,294,215.15
<b>TOTAL APPROPRIATION</b>	<b>65,919,329.97</b>	<b>-</b>	<b>65,919,329.97</b>

**CLEVELAND PUBLIC LIBRARY  
2022 APPROPRIATION: SEVENTH AMENDMENT  
JULY 21, 2022**

**SPECIAL REVENUE FUNDS**

CERTIFIED REVENUE	Prior Certificate (1)	Increase/ Decrease	Amended Certificate (2)
	29,054,362.13	138,000.00	29,192,362.13 (4)
APPROPRIATION	Original Appropriation	Increase/ Decrease	Amended Appropriation
Anderson	5,000.00	-	5,000.00
Endowment for the Blind	-	-	-
Founders	1,537,140.85	-	1,537,140.85
Kaiser	-	-	-
Kraley	30,000.00	-	30,000.00
Library	20,000.00	-	20,000.00
Pepke	-	-	-
Wickwire	-	-	-
Wittke	-	-	-
Young	-	-	-
Judd	540,809.49	-	540,809.49
Lockwood Thompson	341,271.18	-	341,271.18
Schweinfurth	50,000.00	-	50,000.00
CLEVNET	6,367,355.04	-	6,367,355.04
LSTA-OLBPD	1,869,052.45	-	1,869,052.45
MyCom	72,961.81	-	72,961.81
Tech Centers	271,964.29	-	271,964.29
Early Literacy	35,000.00	-	35,000.00
Rice Solar Panel System	-	-	-
Coronavirus Relief Fund	69,693.00	138,000.00	207,693.00
<b>TOTAL APPROPRIATION</b>	<b>11,210,248.11</b>	<b>138,000.00</b>	<b>11,348,248.11</b>

**CLEVELAND PUBLIC LIBRARY  
2022 APPROPRIATION: SEVENTH AMENDMENT  
JULY 21, 2022**

**DEBT SERVICE FUND**

<b>CERTIFIED REVENUE</b>	<b>Prior Certificate (1)</b>	<b>Increase/ Decrease</b>	<b>Amended Certificate (2)</b>
	3,294,548.57	-	3,294,548.57
<b>APPROPRIATION</b>	<b>Original Appropriation</b>	<b>Increase/ Decrease</b>	<b>Amended Appropriation</b>
DEBT SERVICE	3,294,505.60	-	3,294,505.60

**CAPITAL PROJECT FUNDS**

<b>CERTIFIED REVENUE</b>	<b>Prior Certificate (1)</b>	<b>Increase/ Decrease</b>	<b>Amended Certificate (2)</b>
	57,699,526.48	288,200.00	57,987,726.48 (5)
<b>APPROPRIATION</b>	<b>Original Appropriation</b>	<b>Increase/ Decrease</b>	<b>Amended Appropriation</b>
Building & Repair	12,803,814.92	-	12,803,814.92
Construction - Tax-Exempt	19,948,049.61	152,333.94	20,100,383.55
Construction - Taxable	902,703.96	7,956,134.00	8,858,837.96
<b>TOTAL APPROPRIATION</b>	<b>33,654,568.49</b>	<b>8,108,467.94</b>	<b>41,763,036.43</b>



**CLEVELAND PUBLIC LIBRARY  
2022 APPROPRIATION: SEVENTH AMENDMENT  
JULY 21, 2022**

**PERMANENT FUNDS**

CERTIFIED REVENUE	Prior Certificate (1)	Increase/ Decrease	Amended Certificate (2)
	3,965,427.25	-	3,965,427.25 (6)

APPROPRIATION	Original Appropriation	Increase/ Decrease	Amended Appropriation
Abel	35,000.00	-	35,000.00
Ambler	-	-	-
Beard	8,463.00	-	8,463.00
Klein	-	-	-
Malon/Schroeder	27,700.00	-	27,700.00
McDonald	3,900.00	-	3,900.00
Ratner	-	-	-
Root	-	-	-
Sugarman	15,000.00	-	15,000.00
Thompson	-	-	-
Weidental	-	-	-
White	50,000.00	-	50,000.00
Beard Anna Young	15,000.00	-	15,000.00
<b>TOTAL APPROPRIATION</b>	<b>155,063.00</b>	<b>-</b>	<b>155,063.00</b>

**AGENCY FUNDS**

CERTIFIED REVENUE	Prior Certificate (1)	Increase/ Decrease	Amended Certificate (2)
	14,346.26	-	14,346.26

APPROPRIATION	Original Appropriation	Increase/ Decrease	Amended Fund Balance/
Unclaimed Funds	9,155.10	-	9,155.10
CLEVNET Fines & Fees	5,191.16	-	5,191.16
<b>TOTAL APPROPRIATION</b>	<b>14,346.26</b>	<b>-</b>	<b>14,346.26</b>

**CLEVELAND PUBLIC LIBRARY  
2022 APPROPRIATION: SEVENTH AMENDMENT  
JULY 21, 2022**

(1) Certificate dated June 7, 2022

(2) Certificates dated July 7, 2022 & July 19, 2022

(3) \$28,516,893.59 unencumbered cash carried forward plus the repayment of advances to be made from MyCom of \$75,000, Tech Centers of \$10,000 and CRF of \$128,379.60 less advances out to MyCom of \$75,000 and CRF of \$138,000 plus \$66,380,590.37 certified operating revenue produces the balance available for appropriation in 2022 (plus \$9,891,671.40 12/31/21 encumbered cash).

$$(\$28,516,893.59 + \$75,000 + \$10,000 + \$128,379.60 - \$75,000 - \$138,000 + \$66,380,590.37 = \$94,897,863.56)$$

(4) \$21,377,782.87 unencumbered cash carried forward less the repayment of advances to be made from MyCom of \$75,000, Tech Centers of \$10,000 and CRF of \$128,379.60 plus advance in to MyCom of \$75,000 and CRF of \$138,000 plus \$7,814,958.86 additional revenue to receive in 2022 produces the certified revenue of \$29,192,362.13.

Non-expendable principal amounts of \$2,492,057.50 in Anderson, Founders and Wickwire Funds are included in the certified fund balances, but are not available for appropriation.

$$(\$29,054,362.13 - \$2,492,057.50 = \$26,562,304.63 \text{ available for appropriation (plus } \$1,041,317.99 \text{ 12/31/21 encumbered cash).}$$

(5) \$48,499,526.48 unencumbered cash carried forward plus the transfer in of \$4,000,000 plus additional revenue of \$5,488,200 produces the balance available for appropriation in 2022 (plus \$25,256,449.12 12/31/21 encumbered cash).

$$(\$48,499,526.48 + \$4,000,000 + \$5,488,200 = \$57,987,726.48)$$

(6) \$4,898,528.03 unencumbered cash carried forward less non-expendable principal amounts of \$933,100.78 produces the balance available for appropriation in 2022 (plus \$58,901.74 12/31/21 encumbered cash).

$$(\$4,898,528.03 - \$933,100.78 = \$3,965,427.25)$$

Non-expendable principal amounts of \$933,100.78 are not included in either the certified fund balances or the appropriated amounts.