



## **MINUTES**

**CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING**

**MONDAY, NOVEMBER 28, 2011**

**CUYAHOGA COUNTY JUSTICE CENTER**

**COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR**

**1:30 PM**

**1. CALL TO ORDER**

**At the request of Council President Connally, the meeting was called to order by Councilmember Miller, Chairman of the Finance & Budgeting Committee, at 2:05 p.m.**

**2. ROLL CALL**

**Chairman Miller asked the Clerk to call the roll. Councilmembers Rogers, Simon, Greenspan, Miller, Brady, Germana, Gallagher, Schron, Conwell, Jones and Connally were in attendance and a quorum was determined.**

**3. PUBLIC COMMENT RELATED TO THE AGENDA**

**No public comments were given.**

**4. APPROVAL OF MINUTES**

a) November 14, 2011

**A motion was made by Mr. Brady, seconded by Ms. Connally and approved by unanimous vote to approve the minutes of the November 14, 2011 meeting.**

b) November 17, 2011

**A motion was made by Mr. Rogers, seconded by Mr. Jones and approved by unanimous vote to approve the minutes of the November 17, 2011 meeting.**

## 5. MATTERS REFERRED TO COMMITTEE

**Ms. Jeanne Schmotzer, Clerk of Council, read Resolution No. R2011-0291 into the record.**

- a) R2011-0291: A Resolution adopting the 2012/2013 Biennial Operating Budget and Capital Improvements Program, and declaring the necessity that this Resolution become immediately effective.
  - 1) Adoption of Substitute Resolution
  - 2) Additional Amendments
  - 3) Committee Report to Council

Committee Assignment and Chair: Finance & Budgeting – Miller

**Mr. Miller introduced several written technical amendments on the floor from the Office of Management & Budget. Matt Rubino, Director, Office of Budget & Management, addressed the Committee regarding the amendments. Discussion ensued.**

**Councilmembers asked questions of Mr. Rubino pertaining to the technical amendments, which he answered accordingly.**

**A motion was made by Mr. Rogers, seconded by Ms. Connally and approved by unanimous vote to approve the technical amendments from the Office of Budget & Management.**

**A motion was then made by Mr. Brady, seconded by Mr. Rogers and approved by unanimous vote to adopt substitute Resolution No. R2011-0291, as amended.**

**Mr. Miller then introduced several written amendments on the floor.**

**A motion was made by Mr. Miller seconded by Ms. Connally and approved by unanimous vote to accept the amendments as presented by Mr. Miller and to amend Resolution No. R2011-0291.**

**A brief recess was taken by the Committee, after which Chairman Miller reconvened the meeting.**

**Mr. Miller introduced a list of written amendments to Resolution No. R2011-0291, as suggested by Councilmembers, on the floor.**

**Councilmembers discussed the concept of voting to defer consideration of funding for particular items for a period of six months and/or the mid-year budget review. Discussion ensued.**

**A motion was then made by Mr. Greenspan, seconded by Mr. Brady and approved by majority vote to allow for deferrals with Councilmembers Greenspan, Miller, Germana,**

Gallagher, Schron and Rogers voting in the affirmative and Councilmembers Brady, Conwell, Jones, Simon and Connally casting dissenting votes.

A motion was made by Mr. Brady, seconded by Mr. Greenspan and approved by unanimous vote to delete the allocation for the establishment of the Department of Consumer Affairs in the amount of \$75,000.00 in 2012 and \$100,000.00 in 2013.

A motion was made by Mr. Miller, seconded by Mr. Schron and approved by unanimous vote to delete the allocation of \$42,117.00 to the Office of the Public Defender for a supervisor salary adjustmen, pending a pay equity study.

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to require the Office of the Public Defender to conduct a pay equity study and to add the following language to the Resolution:

*The Executive's Office, in coordination with the Human Resources Commission shall provide to Council a market salary survey of both the County Prosecutor and the Public Defenders offices in an effort to ensure pay equity. The survey shall be submitted to Council no later than March 16, 2012. Not later than sixty (60) days after the completion of the survey, the Executive's Office shall report to Council on how best to implement the results.*

A motion was made by Mr. Miller, seconded by Ms. Connally and approved by majority vote to reduce the overtime allocation to the Office of the Sheriff by \$500,000.00, with Councilmember Germana casting a dissenting vote.

A motion was made by Ms. Connally, seconded by Mr. Gallagher and approved by unanimous vote to require the Office of the Clerk of Courts to draft a plan on court cost collection and to add the following language to the Resolution:

*The Clerk of Courts shall provide to Council a comprehensive plan to collect the delinquent fines, fee and other related court costs still owed to the Clerk of Courts since 2002. The plan shall be submitted to Council no later than January 16, 2012. A more aggressive plan, similar to those found in other jurisdictions or based on best practices to collect these delinquent fines and fees, would have a positive impact on the General Fund Revenue.*

A motion was made by Mr. Germana, seconded by Mr. Rogers and approved by unanimous vote to reduce the allocation for the Procurement & Diversity/Disparity Study to \$100,000.00 in 2012.

A motion was made by Mr. Greenspan, seconded by Mr. Schron and approved by unanimous vote to require organizations to reuse or properly dispose of American flags and to add the following language to the Resolution:

***To condition any request for funding from any organization for Americans flags for Memorial Day Observances or any other observances , stipulating that the requested flags be returned to the County for secondary use or that the organization verifies that the flags have be properly disposed.***

**A motion was made by Mr. Greenspan and seconded by Mr. Schron to defer the allocation \$37,500.00 to the Domestic Relations Court for an additional mediator until the mid-year budget review. The motion failed on a vote of 2 yeas and 9 nays with Councilmembers Greenspan and Schron voting in the affirmative and Councilmembers Rogers, Simon, Miller, Brady, Germana, Gallagher, Conwell, Jones and Connally casting dissenting votes.**

**A brief recess was taken by the Committee, after which Chairman Miller reconvened the meeting.**

**A motion was made by Mr. Greenspan and seconded by Mr. Gallagher to defer the subsidy to the Alcohol, Drug Abuse and Mental Health Services Board in the amount of \$1,500,000.00 in 2012 and \$750,000.00 in 2013 until the mid-year budget review. The motion failed on a vote of 4 yeas and 6 nays with Councilmembers Greenspan, Germana, Gallagher and Schron voting in the affirmative and Councilmembers Rogers, Miller, Brady, Conwell, Jones and Connally casting dissenting votes.**

**A motion was made by Mr. Schron and seconded by Mr. Gallagher to reduce the subsidy to the Alcohol, Drug Abuse and Mental Health Services Board by \$1,000,000.00 in 2012 and \$250,000.00 in 2013. The motion failed on a vote of 3 yeas and 8 nays with Councilmembers Greenspan, Gallagher and Schron voting in the affirmative and Councilmembers Rogers, Simon, Miller, Brady, Germana, Conwell, Jones and Connally casting dissenting votes.**

**A motion was made by Mr. Greenspan and seconded by Ms. Conwell to defer the allocation of \$372,000.00 to the Department of Children & Family Services for six direct service staff until the mid-year budget review. The motion failed on a vote of 4 yeas and 7 nays with Councilmembers Greenspan, Germana, Gallagher and Schron voting in the affirmative and Councilmembers Rogers, Simon, Miller, Brady, Conwell, Jones and Connally casting dissenting votes.**

**A motion was made by Mr. Greenspan and seconded by Mr. Gallagher to defer the allocation of \$290,000.00 to the Department of Employment & Family Services for six direct service staff until the mid-year budget review. The motion failed on a vote of 4 yeas and 7 nays with Councilmembers Greenspan, Germana, Gallagher and Schron voting in the affirmative and Councilmembers Rogers, Simon, Miller, Brady, Conwell, Jones and Connally casting dissenting votes.**

**A motion was made by Mr. Greenspan and seconded by Mr. Gallagher to defer the allocation of an additional \$600,000.00 per year to the Office of Early Childhood/Invest in Children for the Help Me Grow program until the mid-year budget review. The motion failed on a vote of 4 yeas and 7 nays with Councilmembers Greenspan, Germana,**

**Gallagher and Schron voting in the affirmative and Councilmembers Rogers, Simon, Miller, Brady, Conwell, Jones and Connally casting dissenting votes.**

**A motion was made by Mr. Miller, seconded by Mr. Gallagher and approved by majority vote to reduce the allocation to the Help Me Grow program from \$600,000.00 to \$400,000.00, with Councilmember Conwell casting the dissenting vote.**

**A motion was made by Mr. Greenspan and seconded by Mr. Germana to defer the allocation of an additional \$800,000.00 per year to the Office of Early Childhood/Invest in Children for the Universal Pre-K program until the mid-year budget review. The motion failed on a vote of 4 yeas and 7 nays with Councilmembers Greenspan, Germana, Gallagher and Schron voting in the affirmative and Councilmembers Rogers, Simon, Miller, Brady, Conwell, Jones and Connally casting dissenting votes.**

**A motion was made by Mr. Greenspan and seconded by Mr. Gallagher to defer the allocation of \$300,000.00 per year to the Office of Homeless Services for the Re-Housing program until the mid-year budget review. The motion failed on a vote of 4 yeas and 7 nays with Councilmembers Greenspan, Germana, Gallagher and Schron voting in the affirmative and Councilmembers Rogers, Simon, Miller, Brady, Conwell, Jones and Connally casting dissenting votes.**

**A motion was made by Mr. Greenspan and seconded by Mr. Gallagher to defer the allocation of \$200,000.00 per year to the Juvenile Courts for diversion programs until the mid-year budget review. The motion failed on a vote of 3 yeas and 8 nays with Councilmembers Greenspan, Gallagher and Schron voting in the affirmative and Councilmembers Rogers, Simon, Miller, Brady, Germana, Conwell, Jones and Connally casting dissenting votes.**

**A motion was made by Mr. Greenspan and seconded by Mr. Germana to defer the allocation of \$150,000.00 in 2012 and \$250,000.00 in 2013 to the Office of Re-entry Services for the Re-entry Entrepreneurship until the mid-year budget review. The motion failed on a vote of 3 yeas and 8 nays with Councilmembers Greenspan, Germana and Gallagher voting in the affirmative and Councilmembers Rogers, Simon, Miller, Brady, Germana, Schron, Conwell, Jones and Connally casting dissenting votes.**

**On a motion by Mr. Brady with a second by Ms. Connally, Resolution No. R2011-0291 was referred to the full Council for a second reading by unanimous vote, as amended.**

#### **6. MISCELLANEOUS BUSINESS**

**There was no miscellaneous business.**

#### **7. OTHER PUBLIC COMMENT**

**No public comments were given.**

8. ADJOURNMENT

**With no further business to discuss and on a motion by Mr. Greenspan with a second by Mr. Greenspan, the meeting was adjourned at 5:45 p.m., without objection.**