



## **MINUTES**

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING  
TUESDAY, AUGUST 14, 2012  
CUYAHOGA COUNTY JUSTICE CENTER  
COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR  
5:00 PM**

**1. CALL TO ORDER**

**The meeting was called to order by Council President Connally at 5:01 p.m.**

**2. ROLL CALL**

**Council President Connally asked Deputy Clerk Barnhill 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. PLEDGE OF ALLEGIANCE**

**The Pledge of Allegiance was recited.**

**4. SILENT MEDITATION**

**Council President Connally requested a moment of silent meditation for reflection upon the loss of lives due to random acts of violence in our nation.**

**5. PUBLIC COMMENT RELATED TO AGENDA**

**Mr. Patrick Keenan, General Manager of Americab Transportation Inc., addressed Council regarding issues of concern to him relating to Resolution No. R2012-0164, a resolution making an award to Americab Transportation, Inc. for transportation services for the Division of Employment and Family Services.**

**6. APPROVAL OF MINUTES**

a) July 24, 2012 Regular Meeting

**A motion was made by Ms. Conwell, seconded by Mr. Rogers and approved by unanimous vote to approve the minutes of the July 24, 2012 regular meeting.**

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

**Council President Connally reported the following:**

- 1) **Announced that RTA is sponsoring a Ready to Ride event on Friday, August 17, 2012 at 9:00 a.m. in Council Chambers to encourage County employees to utilize public transportation to commute to work. Legislation to subsidize the cost is being discussed.**

8. MESSAGES FROM THE COUNTY EXECUTIVE

**County Executive FitzGerald reported the following:**

- 1) **A press conference was held earlier today urging the Board of Elections to reconsider its decision not to extend early voting hours in Cuyahoga County. The Board of Elections will meet again on August 28<sup>th</sup> to discuss the matter.**

9. CONSIDERATION OF MOTIONS OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) M2012-0022: A Motion confirming the County Executive's appointment of Jennifer Scofield to serve on the Cuyahoga County Natural Resource Assistance Council, and declaring the necessity that this Motion become immediately effective.

Sponsor: Council President Connally

**Council President Connally referred Motion No. M2012-0022 to the Human Resources, Appointments & Equity Committee.**

- b) M2012-0023: A Motion confirming the County Executive's appointment of Harry Graham, Ph.D to serve on the Cuyahoga Community College Board of Trustees, and declaring the necessity that this Motion become immediately effective.

Sponsor: Council President Connally

**Council President Connally referred Motion No. M2012-0023 to the Human Resources, Appointments & Equity Committee.**

10. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR  
SECOND READING

- a) R2012-0130: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article 4, Section 1 and Article 5, Section 6 of the Charter of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Simon and Miller

Committee Assignments and Chairs: Rules, Charter Review, Ethics & Council Operations through the Committee of the Whole – Greenspan and Connally

**A motion was made by Ms. Conwell, seconded by Mr. Schron and approved by unanimous vote to defer Resolution No. R2012-0130 to the Charter Review Commission.**

- b) R2012-0131: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article 2, Section 2.03 and Article 3, Section 3.09 of the Charter of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Schron and Miller

Committee Assignments and Chairs: Rules, Charter Review, Ethics & Council Operations through the Committee of the Whole – Greenspan and Connally

**Deputy Clerk Barnhill read Resolution No. R2012-0131 into the record.**

**This item will move to the August 28, 2012 Council meeting agenda for consideration for third reading adoption.**

- c) R2012-0132: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article 5, Section 1 and Article 5, Section 4 of the Charter of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Council President Connally on behalf of the Cuyahoga County Court of Common Pleas

Committee Assignments and Chairs: Rules, Charter Review, Ethics & Council Operations through the Committee of the Whole – Greenspan and Connally

**A motion was made by Mr. Miller, seconded by Ms. Conwell and approved by majority vote to defer Resolution No. R2012-0132 to the Charter Review Commission, with Councilmember Simon casting a dissenting vote.**

#### 11. CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR THIRD READING ADOPTION

**[Note: Resolution Nos. R2012-0099, R2012-0100 and R2012-0101 are proposed Charter Amendments being recommended by the County Council to be brought forward to the electorate. These items must receive an affirmative vote of two-thirds of the members of the County Council in order to be placed on the ballot in accordance with Section 10.04 of the Ohio Constitution.]**

- a) R2012-0099: A Resolution providing for submission to the electors of the County of Cuyahoga an amendment to Article 6, Section 2 of the Charter of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Miller

**A motion was made by Mr. Schron and seconded by Mr. Miller to amend Resolution No. R2012-0099 by inserting *“not more than 2 of whom may be of the same political party. Each hearing board shall consist of 3 residents of the County and appointed by the Board of Revisions, subject to confirmation by the Council”* in Section 1. 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 motion was then made by Mr. Miller and seconded by Ms. Conwell to adopt Resolution No. R2012-0099. The motion failed on a vote of 7 yeas and 4 nays with Councilmembers Miller, Brady, Germana, Conwell, Jones, Simon and Connally voting in the affirmative and Councilmembers Rogers, Greenspan, Gallagher and Schron casting dissenting votes.**

**On a motion by Mr. Gallagher with a second by Mr. Miller, Resolution No. R2012-0099 was considered and approved by unanimous vote to be deferred to the Charter Review Commission.**

- b) R2012-0100: A Resolution providing for submission to the electors of the County of Cuyahoga an amendment to Article 9, Section 1 of the Charter of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Conwell and Miller

**A motion was made by Mr. Miller and seconded by Mr. Schron to adopt Resolution No. R2012-0100. The motion failed by a vote of 6 yeas and 5 nays with**

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

**On a motion by Mr. Gallagher with a second by Mr. Rogers, Resolution No. R2012-0100 was considered and approved by majority vote to be deferred to the Charter Review Commission, with Councilmember Simon casting a dissenting vote.**

- c) R2012-0101: A Resolution providing for submission to the electors of the County of Cuyahoga an amendment to Article 11, Sections 1 and 3 of the Charter of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Council President Connally and Councilmember Miller

**Ms. Connally introduced a proposed substitute to Resolution No. R2012-0101. Discussion ensued.**

**A motion was then made by Ms. Connally, seconded by Mr. Miller and approved by unanimous vote to accept the proposed substitute to Resolution No. R2012-0101.**

**This item will move to the August 28, 2012 Council meeting agenda for consideration for fourth reading adoption.**

#### 12. CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) O2012-0022: An Ordinance designating an additional five percent of all collections of delinquent real property, personal property and manufactured and mobile home taxes and assessments to be deposited in the delinquent tax and assessment collection fund; and appropriating such amount to the use of the Cuyahoga County Land Reutilization Corporation.

Sponsors: Councilmembers Brady and Miller

**Council President Connally referred Ordinance No. O2012-0022 to the Finance & Budgeting Committee.**

#### 13. CONSIDERATION OF ORDINANCES OF COUNCIL FOR THIRD READING ADOPTION

- a) O2012-0005: An Ordinance prohibiting inquiries about or consideration of criminal convictions of applicants for Cuyahoga County employment positions until the applicant has been offered conditional employment; establishing the criterion under which criminal records may be considered; and establishing exceptions.

Sponsors: Councilmembers Connally, Rogers, Miller, Jones, Brady and Conwell

**After much discussion, Council President Connally referred Ordinance No. O2012-0005 to the Committee of the Whole**

- b) O2012-0014: An Ordinance adopting an Equity Plan for Cuyahoga County.

Sponsors: Councilmembers Conwell, Miller, Rogers, Brady and Connally

**On a motion by Mr. Schron with a second by Ms. Conwell, Ordinance No. O2012-0014 was considered and adopted by unanimous vote.**

14. CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

**A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2012-0154.**

- a) R2012-0154: A Resolution proclaiming the month of August 2012 as Child Support Awareness Month in Cuyahoga County: Support Your Children. Support Their Dreams, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Employment and Family Services/Cuyahoga Support Enforcement Agency

**On a motion by Mr. Schron with second by Mr. Gallagher, Resolution No. R2012-0154 was considered and adopted by unanimous vote.**

15. CONSIDERATION OF RESOLUTIONS FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES AND EXECUTIVE SESSION

**[Note: Item No. 15 was taken out of order after Item No. 24 on the agenda.]**

**A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2012-0155 and R2012-0156.**

**A motion was then made by Mr. Miller, seconded by Mr. Greenspan and approved by unanimous roll-call vote to move to Executive Session for the purpose of**

discussing matters concerning collective bargaining, and for no other purpose whatsoever. Executive Session was then called to order by Council President Connally at 6:38 p.m. The following members were present: Councilmembers Rogers, Simon, Greenspan, Miller, Brady, Germana, Schron, Conwell, Jones and Connally. The following additional attendees were present: Director of Law Majeed Makhoulf, Assistant Law Director Ed Morales, Assistant Law Director Joseph Boatwright and Assistant Law Director Christopher Russ. At 7:11 p.m., Executive Session was adjourned, without objection, and Council President Connally then reconvened the regular meeting.

- a) R2012-0155: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and the International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, UAW Region 2-B, Local 70, covering approximately 34 employees in the classification of Correction Officer Corporal at the Sheriff's Department effective 12/31/2014; directing that funds necessary to implement the Collective Bargaining Agreement be budgeted and appropriated; authorizing the County Executive to execute all documents consistent with this Resolution, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/County Sheriff

**On a motion by Mr. Greenspan with a second by Mr. Miller, Resolution No. R2012-0155 was considered and adopted by unanimous vote.**

- b) R2012-0156: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and American Federation of State, County and Municipal Employees, Ohio Council 8, Local 27, AFL-CIO, covering approximately 255 employees in 11 job classifications employed at the Cuyahoga Support Enforcement Agency for the period of 1/1/2012 – 12/31/2014; directing that funds necessary to implement the Collective Bargaining Agreement be budgeted and appropriated; authorizing the County Executive to execute all documents consistent with this Resolution, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Employment and Family Services/Cuyahoga Support Enforcement Agency

**On a motion by Mr. Greenspan with a second by Mr. Miller, Resolution No. R2012-0156 was considered and adopted by unanimous vote.**

16. CONSIDERATION OF RESOLUTIONS FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2012-0153: A Resolution amending the 2012/2013 Biennial Operating Budget for 2012 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, in order to meet the budgetary needs of various County departments, offices and agencies; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

**Mr. Miller introduced a proposed substitute to Resolution No. R2012-0153. Discussion ensued.**

**A motion was then made by Mr. Miller, seconded by Mr. Germana and approved by unanimous vote to accept the proposed substitute.**

**Council President Connally referred Resolution No. R2012-0153 to the Finance & Budgeting Committee.**

- b) R2012-0157: A Resolution authorizing the appropriation of real property for the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn; directing the County Executive to proceed with the acquisition of real property required for public highway purposes; authorizing the Fiscal Officer to issue the monetary warrants to be deposited with the Probate Court of Cuyahoga County in an amount that is equal to the fair market value of the property; and, declaring the necessity that this Resolution become immediately effective:

- 1) Parcel 6-SH, standard highway (permanent) easement over 173 sq. ft. to construct a public sidewalk and install traffic signal box  
Owner: Northcliff I-480 LLC, an Ohio Limited liability Company  
Fair Market Value Estimate: \$18,970.00
- 2) Parcels 8-SH standard highway (permanent) easement over 81 sq. ft. to construct a public sidewalk and replace a private walk, and T1 and T2, temporary easements over 30 sq. ft. and 29 sq. ft., respectively, to construct a public sidewalk and replace a private walk  
Owner: Ava L. Woody and unknown spouse, if any  
Fair Market Value Estimate: \$420.00



- 3) Parcel 13-SH, a standard highway (permanent) easement over 129 sq. ft. to construct a public sidewalk  
Owner: Ridge Park Square LLC, an Ohio Limited Liability Company  
Fair Market Value Estimate: \$22,300.00
- 4) Parcel Nos.: 22-T1 and T2, temporary easements over 120 and 45 sq. ft., respectively, both of which easements are to replace private driveways  
Owner: McDonald's USA, LLC, a Delaware Limited Liability Company  
Fair Market Value Estimate: \$ 300.00
- 5) Parcel No.: 36-SH, a standard highway (permanent) easement over 114 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk with a reconfigured turn radius  
Owners: Wladmimir Kolomizew a/k/a Walter Kolomizew, and, Anna Kolomizew (deceased, widow), and Anna Kolomizew, spouse of Wladmimir  
Fair Market Value Estimate: \$ 430.00
- 6) Parcel No.: 101-SH, a standard highway (permanent) easement over 27 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk with a reconfigured turn radius  
Owner: D-Xtramile, LLC, an Ohio Limited Liability Company  
Fair Market Value Estimate: \$300.00, and

Sponsor: County Executive FitzGerald/Department of Public Works/  
Division of County Engineer

**Council President Connally referred Resolution No. R2012-0157 to the Public Works, Procurement & Contracting Committee.**

- c) R2012-0158: A Resolution authorizing the Department of Public Works to submit a loan application to the Ohio Environmental Protection Agency Water Pollution Control Loan Fund for a loan in the amount of \$350,000.00 for a new sanitary sewer structure to provide sanitary sewer services in the City of Parma on Broadview Road between Brookdale Avenue and Broadrock Court for the period 3/15/2013 - 9/15/2013; and authorizing the County Executive to execute all documents required in connection with said loan application.

Sponsor: County Executive FitzGerald/Department of Public Works/  
Division of County Engineer

**Council President Connally referred Resolution No. R2012-0158 to the Public Works, Procurement & Contracting Committee.**

- d) R2012-0159: A Resolution authorizing the Department of Public Works to submit a loan application to the Ohio Environmental Protection Agency Water Pollution Control Loan Fund for a forgivable loan in the amount of \$154,000.00 for repair and replacement of household sewage treatment systems for the period 9/15/2012 - 9/15/2013; authorizing the County Executive to execute all documents required in connection with said loan application.

Sponsor: County Executive FitzGerald/Department of Public Works/  
Division of County Engineer

**Council President Connally referred Resolution No. R2012-0159 to the Public Works, Procurement & Contracting Committee.**

- e) R2012-0160: A Resolution authorizing a payment to Cleveland Public Power in the amount not-to-exceed \$2,190,984.28 for utility relocation work awarded on RQ24294, in connection with the improvement of East 105<sup>th</sup> Street/Martin Luther King Drive Intersection in the City of Cleveland; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works/  
Division of County Engineer

**Council President Connally referred Resolution No. R2012-0160 to the Public Works, Procurement & Contracting Committee.**

- f) R2012-0161: A Resolution making an award on RQ23057 to Independence Excavating, Inc. in the amount not-to-exceed \$3,465,525.85 for the Cuyahoga Area of Concern Urban Riparian Habitat Restoration project in the City of Cleveland; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works/  
Division of County Engineer

**Council President Connally referred Resolution No. R2012-0160 to the Public Works, Procurement & Contracting Committee.**

- g) R2012-0162: A Resolution making awards to various municipalities, in the total amount of \$1,492,641.88, for various municipal grant projects for the Community Development Block Grant Program for the period 9/1/2012 - 12/31/2013; authorizing the County Executive to enter into

agreements consistent with said awards and this Resolution, and declaring the necessity that this Resolution become immediately effective:

- 1) City of Maple Heights for the Infrastructure Improvement Project in the amount not-to-exceed \$350,000.00.
- 2) Village of Newburgh Heights for the East 53rd Street Storm/Sanitary Sewer Separation Project in the amount not-to-exceed \$350,000.00.
- 3) Village of Glenwillow for the Richmond-Pettibone Road Intersection Improvement in the amount not-to-exceed \$150,000.00.
- 4) City of Garfield Heights for the McCracken Road Multi-Purpose Trail in the amount not-to-exceed \$150,000.00.
- 5) City of Brooklyn for the Natatorium ADA Splash Pad in the amount not-to-exceed \$150,000.00.
- 6) Village of Cuyahoga Heights for Bacci Park ADA Compliant Restrooms in the amount not-to-exceed \$150,000.00.
- 7) City of Parma Heights for the Big Creek Metroparks Connector Trail in the amount not-to-exceed \$150,000.00.
- 8) City of Berea for the Sidewalk Repair Project in the amount not-to-exceed \$42,641.88.

Sponsor: County Executive FitzGerald/Department of Development

**Council President Connally referred Resolution No. R2012-0162 to the Public Works, Procurement & Contracting Committee.**

- h) R2012-0163: A Resolution supporting submission of applications on behalf of Cuyahoga County for third-round funding under the Local Government Innovation Fund available through the State of Ohio, Department of Development; authorizing the County Executive and Department Directors to take all steps necessary in furtherance of this goal, including, entering into partnership initiatives/memoranda of understanding with any other potential partners; and declaring the necessity that this Resolution becomes immediately effective.

Sponsor: County Executive FitzGerald

**Council President Connally referred Resolution No. R2012-0163 to the Economic Development & Planning Committee.**

- i) R2012-0164: A Resolution making an award on RQ23994 to Americab Transportation, Inc. in the amount not-to-exceed \$3,000,000.00 for transportation services for the Division of Employment and Family Services for the period 9/1/2012 - 8/31/2014; authorizing the County Executive to execute the contract and all other documents consistent

with said award and this Resolution, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Office of Procurement and Diversity

**Council President Connally referred Resolution No. R2012-0164 to the Health, Human Services & Aging Committee.**

- j) R2012-0165: A Resolution authorizing an amendment to Contract No. CE1100151-02 with Guidestone, fka Berea Children's Home, for Community-based Treatment Center management services for the period 1/1/2011 - 6/30/2012 to extend the time period to 6/30/2013 and for additional funds in the amount not-to-exceed \$1,253,828.80, authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald on behalf of Juvenile Court

**Council President Connally referred Resolution No. R2012-0165 to the Justice Affairs Committee.**

- k) R2012-0166: A Resolution making awards on RQ23154 to various providers for Defending Childhood Treatment services for the period 7/18/2012 - 9/30/2013, authorizing the County Executive to execute the contracts, agreement and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:
- 1) Applewood Centers, Inc. in the amount not-to-exceed \$210,000.00.
  - 2) Beech Brook in the amount not-to-exceed \$210,000.00.
  - 3) Bellefaire Jewish Children's Bureau in the amount not-to-exceed \$145,000.00.
  - 4) Catholic Charities Services Corporation in the amount not-to-exceed \$70,000.00.
  - 5) The Cleveland Christian Home, Incorporated in the amount not-to-exceed \$60,000.00.
  - 6) Mental Health Services for Homeless Persons, Inc. in the amount not-to-exceed \$25,000.00.
  - 7) Cuyahoga County Division of Children and Family in the amount not-to-exceed \$80,000.00.

Sponsor: County Executive FitzGerald/Department of Public Safety and Justice Services/Witness/Victim Service Center

**Council President Connally referred Resolution No. R2012-0166 to the Justice Affairs Committee.**

- l) R2012-0167: A Resolution making an award on RQ23815 to URS Corporation in the amount not-to-exceed \$1,998,827.00 for professional architectural/engineering services relating to the County's Real Estate Portfolio Consolidation Project; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

**Council President Connally referred Resolution No. R2012-0167 to the Capital Improvements & Facilities Ad Hoc Committee.**

17. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

**A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2012-0139, R2012-0140, R2012-0141, R2012-0145, R2012-0146, R2012-0147, R2012-0149, R2012-0150 and R2012-0151.**

- a) R2012-0139: A Resolution authorizing an Economic Development Loan in the amount not-to-exceed \$3,000,000.00 to The Lincoln Electric Company for renovation of a property located at 22801 St. Clair Avenue, Euclid; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution.

Sponsors: County Executive FitzGerald/Department of Development and Councilmember Simon

Committee Assignment and Chair: Economic Development & Planning – Schron

**On a motion by Mr. Schron with a second by Ms. Simon, Resolution No. R2012-0139 was considered and adopted by unanimous vote.**

- b) R2012-0140: A Resolution authorizing amendments to contracts with various providers for Employment Connection One-Stop operation and services to adult job seekers for the period 7/1/2010 - 6/30/2012 to extend the time period to 6/30/2013 and for additional funds; authorizing the County Executive to execute the amendments and all other

documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective:

- 1) No. CE1200195-01 with Linking Employment, Abilities & Potential in the amount not-to-exceed \$141,000.00.
- 2) No. CE1000589-01 with Mature Services, Incorporated in the amount not-to-exceed \$107,139.00.
- 3) No. CE1000590-01 with Towards Employment, Incorporated in the amount not-to-exceed \$250,000.00.
- 4) No. CE1000591-01 with United Labor Agency, Inc. in amount not-to-exceed \$2,228,000.00.

Sponsor: County Executive FitzGerald/Department of Workforce Development, in partnership with City of Cleveland/Cuyahoga County Workforce Investment Board

Committee Assignment and Chair: Economic Development & Planning – Schron

**On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2012-0140 was considered and adopted by unanimous vote.**

- c) R2012-0141: A Resolution authorizing an amendment to Contract No. CE1000585-01 with United Labor Agency, Inc. for Employment Connection employer services for the period 7/1/2010 - 6/30/2012 to extend the time period to 6/30/2013 and for additional funds in the amount not-to-exceed \$1,400,000.00, authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Workforce Development, in partnership with City of Cleveland/Cuyahoga County Workforce Investment Board **and Councilmember Brady**

Committee Assignment and Chair: Economic Development & Planning – Schron

**On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2012-0141 was considered and adopted by unanimous vote.**

- d) R2012-0145: A Resolution authorizing the appropriation of real property for the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn; directing the County Executive to proceed with the acquisition of real property required for public highway purposes; authorizing the Fiscal Officer to issue the monetary warrants to

be deposited with the Probate Court of Cuyahoga County in an amount that is equal to the fair market value of the property; and, declaring the necessity that this Resolution become immediately effective:

- 1) Parcel No.: 11-T, a temporary easement over 515 sq. ft. to replace the private driveway  
Owners: Stamatios E. Vasdekis, a/k/a Stomatios E. Vasdekis, and Evangelia S. Vasdekis (deceased), Husband & Wife  
Fair Market Value Estimate: \$360.00
- 2) Parcel No.: 74-T, a temporary easement over 561 sq. ft. to replace the private driveway  
Owners: Lynn C. Murphy, and spouse, Thomas C. Murphy  
Fair Market Value Estimate: \$400.00
- 3) Parcel No.: 112-T, a temporary easement over 31 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk  
Owner: Tuyet Nguyen a/k/a Tuyet Y. Nguyen, single or spouse unknown  
Fair Market Value Estimate: \$300.00
- 4) Parcel No.: 115-T, a temporary easement over 18 sq. ft. which includes the removal of a commercial sign, to install ADA curb ramps and reconstruct the public sidewalk  
Owner: Tuyet Nguyen a/k/a Tuyet Y. Nguyen, single or spouse unknown  
Fair Market Value Estimate \$3,030.00

Sponsors: County Executive FitzGerald/Department of Public Works/  
Division of County Engineer and Councilmember Germana

Committee Assignment and Chair: Public Works, Procurement &  
Contracting – Jones

**On a motion by Mr. Jones with a second by Mr. Miller, Resolution No. R2012-0145 was considered and adopted by unanimous vote.**

- e) R2012-0146: A Resolution making an award on RQ23731 to Layne Inliner, LLC, in the amount not-to-exceed \$3,006,100.00 for the 2012 Sewer Lining Program for various County sewer districts, and authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution.

Sponsors: County Executive FitzGerald/Department of Public Works/  
Division of County Engineer and Councilmember Germana

Committee Assignment and Chair: Public Works, Procurement & Contracting – Jones

**On a motion by Mr. Jones with a second by Mr. Germana Resolution No. R2012-0146 was considered and adopted by unanimous vote.**

- f) R2012-0147: A Resolution amending Resolution No. R2011-0257, which authorized the issuance and sale of self-supporting housing revenue bonds in the amount not-to-exceed \$5,000,000.00 for Helen S. Brown Apartments, L.P. for the purpose of rehabilitating, improving and equipping a senior housing facility for low and moderate income seniors; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Committee Assignment and Chair: Economic Development & Planning – Schron

**On a motion by Mr. Rogers with a second by Mr. Brady, Resolution No. R2012-0147 was considered and adopted by unanimous vote.**

- g) R2012-0149: A Resolution authorizing an amendment to Contract No. CE1100531-02 with Starting Point for administrative services for the Out-of-School Time Program for MyCom for the period 10/1/2011 - 9/30/2012 to extend the time period to 8/31/2013, to change the scope of services effective 7/24/2012 and for additional funds in the amount not-to-exceed \$1,500,000.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council and Councilmember Conwell

Committee Assignment and Chair: Health, Human Services & Aging – Brady

**On a motion by Mr. Brady with a second by Mr. Schron, Resolution No. R2012-0149 was considered and adopted by unanimous vote.**

- h) R2012-0150: A Resolution authorizing an agreement with The Ohio State University in the amount not-to-exceed \$250,000.00 for Youth Advisory Committee services for the period 5/1/2012 - 4/30/2014; authorizing the County Executive to execute the agreement and all other documents



consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council and Councilmember Conwell

Committee Assignment and Chair: Health, Human Services & Aging – Brady

**On a motion by Mr. Brady with a second by Ms. Conwell, Resolution No. R2012-0150 was considered and adopted by unanimous vote.**

- i) R2012-0151: A Resolution authorizing a contract with Educational Service Center of Cuyahoga County in the amount not-to-exceed \$845,911.00 for fiscal and administrative services for the Help Me Grow Bright Beginnings Program for the period 7/1/2012 - 6/30/2013; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood and Councilmembers Jones, Miller, Brady, Simon, Conwell and Gallagher

Committee Assignment and Chair: Health, Human Services & Aging – Brady

**On a motion by Mr. Brady with a second by Ms. Conwell, Resolution No. R2012-0151 was considered and adopted by unanimous vote.**

#### 18. CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

**[Note: Resolution No. R2012-0103 is a Charter Amendment being recommended by the County Executive to be brought forward to the electorate. This item must receive an affirmative vote of two-thirds of the members of the County Council in order to be placed on the ballot in accordance with Section 10.04 of the Ohio Constitution.]**

- a) R2012-0103: A Resolution providing for submission to the electors of the County of Cuyahoga an amendment to Article 2, Section 2.03(1) and Article 9, Section 4 of the Charter of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald

**On a motion by Mr. Greenspan with a second by Mr. Germana, Resolution No. R2012-0103 was considered and approved by majority vote to be deferred to the Charter Review Commission with Ms. Conwell casting a dissenting vote.**

**19. CONSIDERATION OF ORDINANCES FOR FIRST READING AND REFERRAL TO COMMITTEE**

- a) O2012-0023: An Ordinance providing for adoption of various changes to the Cuyahoga County Non-Bargaining Classification Plan, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald on behalf of the Human Resource Commission

**Council President Connally referred Ordinance No. O2012-0023 to the Human Resources, Appointments & Equity Committee.**

- b) O2012-0024: An Ordinance providing for adoption of various changes to the Cuyahoga County Non-Bargaining Salary Schedules; and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald on behalf of the Human Resource Commission

**Council President Connally referred Ordinance No. O2012-0024 to the Human Resources, Appointments & Equity Committee.**

- c) O2012-0025: An Ordinance amending Ordinance No. O2011-0028, which adopted the Cuyahoga County Human Resources Personnel Policies and Procedures Manual, to amend Section 6.12 to mandate the use of direct deposit for paying employees' compensation, effective 8/14/2012; and declaring the necessity that this Ordinance becomes immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Department of Human Resources

**Council President Connally referred Ordinance No. O2012-0025 to the Human Resources, Appointments & Equity Committee.**

**20. COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE FOR SECOND READING**

- a) O2012-0019: An Ordinance amending Ordinance No. O2011-0039, as amended, which established procedures governing the use by the County of alternate construction project delivery methods, including construction

manager-at-risk, design-build and general contracting project delivery methods for public construction projects; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

Committee Assignment and Chair: Economic Development & Planning – Schron

**Deputy Clerk Barnhill read Ordinance No. O2012-0019 into the record.**

**This item will move to the August 28, 2012 Council meeting agenda for consideration for third reading adoption.**

21. COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

**A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rule 9D and to place on final passage Ordinance No. O2012-0021.**

- a) O2012-0021: An Ordinance reorganizing the Board of the Cuyahoga County Solid Waste Management District to enable its members to attend through alternates; and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald and Councilmember Rogers

Committee Assignment and Chair: Environment & Sustainability – Rogers

**On a motion by Mr. Schron with a second by Mr. Rogers, Ordinance No. O2012-0021 was considered and adopted by unanimous vote.**

22. MISCELLANEOUS COMMITTEE REPORTS

**Mr. Miller reported that the Finance & Budgeting Committee will meet on Monday, August 20, 2012 at 1:00 p.m.**

**Mr. Schron reported that the Economic Development & Planning Committee will meet on Monday, August 20, 2012 at 3:00 p.m.**

**Mr. Jones reported that the Public Works, Procurement & Contracting Committee will meet on Thursday, August 16, 2012 at 11:00 a.m.**

**Ms. Simon reported that the Justice Affairs Committee will meet on Friday, August 24, 2012 at 11:30 a.m.**

23. MISCELLANEOUS BUSINESS

**There was no miscellaneous business.**

24. PUBLIC COMMENT UNRELATED TO AGENDA

**No public comments were given.**

25. ADJOURNMENT

**With no further business to discuss and on a motion by Mr. Greenspan with a second by Ms. Connally, the meeting was adjourned at 7:13 p.m., without objection.**