



AGENDA
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 13, 2011
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
6:00 PM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. SILENT MEDITATION**
- 5. PUBLIC COMMENT RELATED TO AGENDA**
- 6. APPROVAL OF MINUTES**
 - a) August 29, 2011 Special Meeting
- 7. MESSAGES FROM THE COUNTY EXECUTIVE**
- 8. CONSIDERATION OF A MOTION OF COUNCIL FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES**
 - a) M2011-0045: A Motion amending Motion No. M2011-0001, which adopted the Schedule of Council Meetings for 2011, and declaring the necessity that this Motion become immediately effective.

Sponsor: Council President Connally

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

- a) M2011-0046: A Motion confirming the County Executive's appointment of individuals to serve on the Greater Cleveland Sports Commission, and declaring the necessity that this Motion become immediately effective.

- 1) The Honorable Charles Smith
- 2) Marc A. Sanchez, Esq.

Sponsor: Council President Connally

10. COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR SECOND READING

- a) O2011-0041: An Ordinance authorizing, enacting and 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 for the use of and appropriating such amount to the use of the Cuyahoga County Land Reutilization Corporation, and declaring the necessity that this Ordinance become immediately effective. (Pending Committee recommendation.)

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

Committee Assignment and Chair: Finance & Budgeting – Miller

11. CONSIDERATION OF ORDINANCES OF COUNCIL FOR THIRD READING ADOPTION

- a) O2011-0013: An Ordinance providing for adoption of an Open Meetings Policy for Cuyahoga County, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Miller, Greenspan and Brady

- b) O2011-0036: An Ordinance establishing the procedure for a two-year budget, capital improvements and appropriations process with an annual update, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Miller, Schron, Conwell, Brady, Gallagher, Germana, Greenspan, Rogers, Jones, Simon and Connally

12. CONSIDERATION OF RESOLUTIONS FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

- a) R2011-0272: A Resolution amending the 2011 Annual Appropriation Measure 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

- b) R2011-0273: A Resolution authorizing the County Executive to enter into a contract with Cleveland Foodbank, Inc. and Hunger Network of Greater Cleveland in the amount not-to-exceed \$817,500.00 for emergency food purchase and distribution to Cuyahoga County hunger centers and food pantries serving residents in need for the period 4/1/2011 - 12/31/2011, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Employment & Family Services

13. CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES/EXECUTIVE SESSION

- a) R2011-0274: A Resolution _____ the report containing findings and recommendations of Fact-finder Richard P. Gortz regarding 2011 wage re-opener negotiations between the County and the Ohio Patrolmen's Benevolent Association, covering approximately 140 employees in the classification of Deputy at the Sheriff's Department, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/County Sheriff

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

- a) R2011-0275: A Resolution approving Right-of-Way plans as set forth in preliminary Right-of-Way Plat M-5010 for the reconfiguration of the Warrensville Center Road/Van Aken Boulevard/Chagrin Boulevard/Northfield Road intersection in the City of Shaker Heights and the Village of Highland Hills; authorizing the County Executive to acquire the necessary Right-of-Way; finding that special assessments will neither be

levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective.

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

- b) R2011-0276: A Resolution authorizing a Neighborhood Stabilization Program II loan in the amount not-to-exceed \$1,900,000.00 to Circle East Townhomes, LLC, for a project located at 12501 Euclid Avenue, East Cleveland; authorizing the Department of Development Deputy Chief or Director to execute all documents required in connection with said loan on behalf of the County Executive; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

- c) R2011-0277: A Resolution authorizing awards on RQ20292 to various providers for group healthcare benefits for County employees and their eligible dependents, including medical and pharmacy benefit management services for the period 1/1/2012 - 12/31/2014; authorizing plan structures of the standard benefit plans as recommended by the Cuyahoga County Human Resource Commission; authorizing the County Executive to enter into contracts consistent with said awards; and declaring the necessity that this Resolution become immediately effective:

- 1) Medical Mutual, LLC, in the amount not-to-exceed \$92,093,992.00.
- 2) United HealthCare Insurance Company in the amount not-to-exceed \$94,194,221.00.
- 3) Kaiser Foundation Health Plan of Ohio in the amount not-to-exceed \$26,113,651.00.
- 4) Caremark PCS Health LLC Prescription Drug Plan in the amount not-to-exceed \$33,070,329.00.

Sponsor: County Executive FitzGerald/Department of Human Resources/Human Resource Commission

- d) R2011-0278: A Resolution authorizing the County Executive to enter into amendments to contracts with various providers for residential treatment services for the Youth and Family Community Partnership Program for the period 1/1/2010 - 12/31/2011, and declaring the necessity that this Resolution become immediately effective:

- 1) for additional funds:

- i) No. CE1000125-01 with Applewood Centers, Inc. in the amount not-to-exceed \$378,605.00.
- ii) No. CE1000128-01 with Carrington Youth Academy LLC in the amount not-to-exceed \$263,722.58.
- iii) No. CE1000130-01 with The Cleveland Christian Home Incorporated in the amount not-to-exceed \$44,405.71.

2) for a decrease:

- i) No. CE1000126-01 with Beech Brook in the amount of (\$255,168.12).
- ii) No. CE1000127-01 with Bellefaire Jewish Children's Bureau in the amount of (\$509,113.02).
- iii) No. CE1000129-01 with Catholic Charities Services Corporation dba Parmadale in the amount of (\$204,752.21).
- iv) No. CE1000131-01 with New Directions, Inc. in the amount of (\$267,020.00).
- v) No. CE1000132-01 with The Village Network in the amount of (\$133,993.64).

Sponsor: County Executive FitzGerald on behalf of Juvenile Court

- e) R2011-0279: A Resolution authorizing the County Executive to enter into an amendment to Contract No. CE1100228-01 with AIDS Taskforce of Greater Cleveland, Inc. for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012 to change the terms, effective 7/1/2011, and for additional funds in the amount of \$126,944.00; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services

- f) R2011-0280: A Resolution authorizing the County Executive to enter into an amendment to Contract No. CE1100239-01 with Cleveland Clinic Foundation for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012 to change the terms, effective 7/1/2011; to change the scope of services, effective 9/1/2011; and for additional funds in the amount of \$230,220.50; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services

- g) R2011-0281: A Resolution authorizing the County Executive to enter into amendments to contracts with various providers for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012 to make budget line item revisions and for additional funds, and declaring the necessity that this Resolution become immediately effective:

- 1) No. CE1100241-01 with MetroHealth Medical Center to change the scope of services, effective 3/1/2011, in the amount of \$477,273.00.
- 2) No. CE1100360-01 with Nueva Luz Urban Resource Center in the amount of \$97,977.00.
- 3) No. CE1100361-01 with The Free Medical Clinic of Greater Cleveland in the amount of \$228,005.00.

Sponsor: County Executive FitzGerald/Department of Health and Human Services

- h) R2011-0282: A Resolution authorizing an award on RQ18597 to Mercy Regional Medical Center in the amount of \$252,681.00 for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012; authorizing the County Executive to enter into a contract consistent with said award; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services

- i) R2011-0283: A Resolution authorizing an award on RQ18597 to University Hospitals of Cleveland in the amount of \$466,039.00 for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012; authorizing the County Executive to enter into a contract consistent with said award; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services

- j) R2011-0284: A Resolution authorizing the County Executive to enter into a contract with Starting Point in the amount not-to-exceed \$1,000,000.00 for administrative services for the Out-of-School Time Program for MyCom for the period 10/1/2011 - 9/30/2012, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Family & Children First Council

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

- a) R2011-0256: A Resolution authorizing the issuance and sale of self-supporting housing revenue bonds in an amount not-to-exceed \$6,000,000.00 for Puritas Avenue Associates Limited Partnership for the purpose of rehabilitating, improving and equipping a housing facility for low and moderate income families; authorizing the execution and delivery of a loan agreement, bond purchase agreement, trust indenture and tax regulatory agreement; authorizing and approving the use and distribution of a disclosure document; approving related matters; and declaring the necessity that this Resolution become immediately effective. (Pending Committee recommendation.)

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Squire, Sanders & Dempsey, L.L.P.

Committee Assignment and Chair: Economic Development & Planning
– Schron

- b) R2011-0259: A Resolution authorizing awards on RQ19868 to various providers for the Cuyahoga County Fatherhood Initiative for the period 7/1/2011 - 6/30/2012; authorizing the County Executive to enter into contracts consistent with said awards; and declaring the necessity that this Resolution become immediately effective:

- 1) Career Development and Placement Strategies Inc. in the amount of \$105,000.00.
- 2) Center for Families and Children in the amount of \$96,000.00.
- 3) Cuyahoga County District Board of Health in the amount of \$95,000.00.
- 4) Domestic Violence Center in the amount of \$95,000.00.
- 5) JDC Advertising in the amount of \$80,000.00.
- 6) The MetroHealth System in the amount of \$48,000.00.
- 7) Nueva Luz Urban Resource Center in the amount of \$45,000.00.

- 8) Passages Connecting Fathers and Sons, Inc. in the amount of \$105,000.00.
- 9) United Way of Greater Cleveland in the amount of \$14,000.00.
- 10) University Settlement, Incorporated in the amount of \$56,000.00.
- 11) Murtis Taylor Human Services System in the amount of \$66,000.00.
- 12) Cuyahoga County Office of Mediation in the amount of \$41,000.00.

Sponsors: County Executive FitzGerald/Department of Health and Human Services and Councilmembers Conwell, Jones and Miller

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

- c) R2011-0260: A Resolution authorizing the County Executive to enter into amendments to contracts with various providers for placement services for the period 1/1/2011 - 9/30/2011 for additional funds, and declaring the necessity that this Resolution become immediately effective:
- 1) No. CE1100006-01 with Applewood Centers, Inc. in the amount of \$242,000.00.
 - 2) No. CE1100010-03 with Catholic Charities Services Corporation (Parmadale) in the amount of \$300,000.00.
 - 3) No. CE1100017-01 with House of New Hope in the amount not-to-exceed \$223,479.00.
 - 4) No. CE1100020-01 with Parenthesis Family Advocates, Incorporated in the amount not-to-exceed \$82,380.00.
 - 5) No. CE1100016-01 with The Twelve of Ohio, Inc. in the amount not-to-exceed \$249,362.00.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Department of Children & Family Services

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

- d) R2011-0261: A Resolution authorizing the County Executive to enter into amendments to contracts with various providers for placement services for the period 1/1/2011 - 9/30/2011 for additional funds, and declaring the necessity that this Resolution become immediately effective:

- 1) No. CE1100001-01 with Alliance Human Services, Inc. in the amount of \$405,000.00.
- 2) No. CE1100023-01 with National Youth Advocate Program, Inc. in the amount of \$550,000.00.
- 3) No. CE1100012-01 with Options for Families and Youth in the amount of \$275,000.00.
- 4) No. CE1100025-01 with START: Support To At-Risk Teens in the amount of \$465,000.00.
- 5) No. CE1100015-01 with The Bair Foundation in the amount of \$341,846.00.

Sponsor: County Executive FitzGerald/ Department of Health and Human Services/Department of Children & Family Services

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

- e) R2011-0264: A Resolution amending Resolution No. R2011-0234 dated 7/26/2011, which authorized an award on RQ19343 to First Energy Solutions for the purchase of electric utility services for County-owned facilities, by changing the time period from 6/1/2011 - 5/31/2012 to 10/1/2011 - 9/30/2013 and by changing the amount from \$5,500,000.00 to the amount not-to-exceed \$5,500,000.00 per year; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

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

- f) R2011-0265: A Resolution authorizing a Neighborhood Stabilization Program III loan in the amount not-to-exceed \$637,884.00 to Puritas Avenue Associates Limited Partnership for the Hawk's Landing Project, located at 14610 Puritas Avenue, Cleveland; authorizing the Department of Development Deputy Chief or Director to execute all documents required in connection with said loan on behalf of the County Executive; and declaring the necessity that this Resolution become immediately effective. (Pending Committee recommendation.)

Sponsor: County Executive FitzGerald/Department of Development

Committee Assignment and Chair: Economic Development & Planning – Schron

- g) R2011-0266: A Resolution authorizing the County Executive to enter into an amendment to Agreement No. AG0900007-01 with City of Cleveland for an Automated Fingerprint Identification System and Mobile Data Needs Assessment for Ohio Homeland Security Region 2 in connection with the FY2007 Law Enforcement Terrorism Prevention Program for the period 7/1/2007 - 3/1/2010 to extend the time period to 12/30/2010 and for additional funds in the amount of \$730,408.94, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Justice Affairs

Committee Assignment and Chair: Public Safety – Gallagher

- h) R2011-0267: A Resolution authorizing the County Executive to enter into an agreement with City of Cleveland in the amount not-to-exceed \$630,558.75 for reimbursement of eligible expenses in connection with the FY2009 State Homeland Security Program-Law Enforcement for the period 8/1/2009 - 4/30/2012.

Sponsor: County Executive FitzGerald/Department of Justice Affairs

Committee Assignment and Chair: Public Safety – Gallagher

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

- a) O2011-0045: An Ordinance establishing divisions and sections within the Department of Health and Human Services, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald/Department of Health and Human Services and Councilmember Brady

- b) O2011-0046: An Ordinance approving an amendment to the Cuyahoga County Purchasing Policy and Procedure Manual, effective 10/1/2011; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald/Office of Procurement & Diversity

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

- a) O2011-0037: An Ordinance establishing the Department of Public Safety and Justice Services, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald

Committee Assignments and Chairs: Justice Affairs – Simon and Public Safety – Gallagher

- b) O2011-0044: An Ordinance amending Ordinance No. O2011-0014, as amended in Ordinance Nos. O2011-0030 and O2011-0033, which enacted a Cuyahoga County Board of Control, Contracting and Purchasing Ordinance, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald and Councilmembers Miller and Jones

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

18. COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE FOR SECOND READING AND REFERRAL TO COMMITTEE

- a) O2011-0043: An Ordinance providing for adoption of the Cuyahoga County Civil Service Pay Equity Plan, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald/Human Resource Commission

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

19. COMMITTEE REPORTS AND CONSIDERATION OF ORDINANCES FOR THIRD READING ADOPTION

- a) O2011-0034: An Ordinance providing for adoption of administrative rules for the Cuyahoga County Human Resource Commission, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald/Human Resource Commission

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

- b) O2011-0038: 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.

Sponsor: County Executive FitzGerald/Human Resource Commission

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

20. MISCELLANEOUS COMMITTEE REPORTS

21. MISCELLANEOUS BUSINESS

- a) Mr. Marcus Glover, General Manager, Horseshoe Casino Cleveland, will address Council regarding the Casino’s upcoming hiring program/process.

22. PUBLIC COMMENT UNRELATED TO AGENDA

23. ADJOURNMENT

NEXT MEETINGS

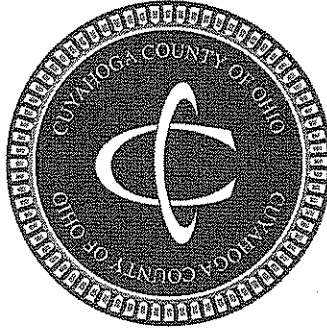
WORK SESSION:

TUESDAY, SEPTEMBER 27, 2011
4:00 PM / COUNCIL CHAMBERS

REGULAR MEETING:

TUESDAY, SEPTEMBER 27, 2011
6:00 PM / COUNCIL CHAMBERS

*In accordance with Ordinance No. O2011-0020, complimentary parking for the public will be available **beginning at 4:00 p.m.** on any day when the Council or any of its committees holds evening meetings. Please see the Clerk to obtain a parking pass.



MINUTES
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 13, 2011
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
6:00 PM

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 6:10 p.m.

2. ROLL CALL

Council President Connally asked the Clerk to call the roll. Councilmembers Simon, Greenspan, Miller, Brady, Germana, Gallagher, Schron, Conwell, Jones, Rogers 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 that a moment of silent meditation be dedicated in honor of the 10th Anniversary of the September 11th terrorist attacks.

5. PUBLIC COMMENT RELATED TO AGENDA

No public comments were given.

6. APPROVAL OF MINUTES

- a) August 29, 2011 Special Meeting**

A motion was made by Ms. Conwell, seconded by Mr. Germana and approved by unanimous vote to approve the minutes of the August 29, 2011 meeting.

7. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive FitzGerald reported the following:

- a) Thanked participants who assisted with the events held in commemoration of the 10th Anniversary of the September 11th terrorists attacks including the dedication of a sculpture in Lakewood and the Cleveland Orchestra performance;
- b) Provided an update regarding the Vote by Mail Program and his decision to reach a compromise with Ohio Secretary of State Jon Husted versus the risk of litigation;
- c) Formed a Delinquent Tax Task Force on which Council President Connally will serve; and
- d) Made an announcement regarding the anti-poaching and business retention protocol and will be asking all County mayors to sign.

8. CONSIDERATION OF A MOTION OF COUNCIL 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 Motion No. M2011-0045.

- a) M2011-0045: A Motion amending Motion No. M2011-0001, which adopted the Schedule of Council Meetings for 2011, and declaring the necessity that this Motion become immediately effective.

Sponsor: Council President Connally

On a motion by Mr. Schron with a second by Ms. Simon, Motion No. M2011-0045 was considered and approved by unanimous vote.

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

- a) M2011-0046: A Motion confirming the County Executive's appointment of individuals to serve on the Greater Cleveland Sports Commission, and declaring the necessity that this Motion become immediately effective.

- 1) The Honorable Charles Smith
- 2) Marc A. Sanchez, Esq.

Sponsor: Council President Connally

Council President Connally referred Motion No. M2011-0046 to the Human Resources, Appointments & Equity Committee.

10. COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR SECOND READING AND REFERRAL TO COMMITTEE

- a) O2011-0041: An Ordinance authorizing, enacting and 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 for the use of and appropriating such amount to the use of the Cuyahoga County Land Reutilization Corporation, and declaring the necessity that this Ordinance become immediately effective.

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

Committee Assignment and Chair: Finance & Budgeting – Miller

Council President Connally referred Ordinance No. O2011-0041 to the Finance & Budgeting Committee.

11. CONSIDERATION OF ORDINANCES OF COUNCIL FOR THIRD READING ADOPTION

- a) O2011-0013: An Ordinance providing for adoption of an Open Meetings Policy for Cuyahoga County, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Miller, Greenspan, Brady and **Conwell**

On a motion by Mr. Miller with a second by Mr. Greenspan, Ordinance No. O2011-0013 was considered and adopted by unanimous vote.

- b) O2011-0036: An Ordinance establishing the procedure for a two-year budget, capital improvements and appropriations process with an annual update, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Miller, Schron, Conwell, Brady, Gallagher, Germana, Greenspan, Rogers, Jones, Simon and Connally

On a motion by Mr. Schron with a second by Mr. Miller, Ordinance No. O2011-0036 was considered and adopted by unanimous vote.

12. CONSIDERATION OF RESOLUTIONS FOR FIRST READING ADOPTION UNDER
SUSPENSION OF RULES

A motion was made by Ms. Simon, seconded by Mr. Schron and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2011-0272 and R2011-0273.

- a) R2011-0272: A Resolution amending the 2011 Annual Appropriation Measure 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

After discussion, Council President Connally referred Resolution No. R2011-0272 to the Finance & Budgeting Committee at the request of Councilmember Miller.

- b) R2011-0273: A Resolution authorizing the County Executive to enter into a contract with Cleveland Foodbank, Inc. and Hunger Network of Greater Cleveland in the amount not-to-exceed \$817,500.00 for emergency food purchase and distribution to Cuyahoga County hunger centers and food pantries serving residents in need for the period 4/1/2011 - 12/31/2011, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Employment & Family Services

On a motion by Mr. Brady with a second by Mr. Miller, Resolution No. R2011-0273 was considered and adopted by unanimous vote.

13. CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER
SUSPENSION OF RULES/EXECUTIVE SESSION

[Note: Item No. 13 was taken out of order after Item No. 22 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 No. R2011-0274.

- a) R2011-0274: A Resolution **rejecting** the report containing findings and recommendations of Fact-finder Richard P. Gortz regarding 2011 wage

re-opener negotiations between the County and the Ohio Patrolmen's Benevolent Association, covering approximately 140 employees in the classification of Deputy at the Sheriff's Department, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/County Sheriff

A motion was made by Mr. Germana, seconded by Ms. Simon and approved by unanimous vote to move to Executive Session for the purpose of discussing with the Law Director matters concerning findings of a Fact-finder, and for no other purpose whatsoever. Executive Session was then called to order by Council President Connally at 7:43 p.m. The following members were present: Councilmembers Simon, Greenspan, Miller, Brady, Germana, Gallagher, Schron, Conwell, Jones, Rogers and Connally. The following additional attendees were present: County Executive Ed FitzGerald, Clerk of Council Jeanne Schmotzer, Law Director Majeed Makhlof, Assistant Law Director Christopher Russ, Director of Human Resources Elise Hara, Deputy Chief of Staff of Justice Norberto Colon, Special Assistant Vallerie Propper and Deputy Clerk of Council Nikima Barnhill. At 8:23 p.m. Executive Session was adjourned and Council President Connally then reconvened the regular meeting.

A motion was then made by Ms. Conwell, seconded by Ms. Simon and approved by unanimous vote to "reject" the Fact-finder report and to adopt Resolution No. R2011-0274.

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

- a) R2011-0275: A Resolution approving Right-of-Way plans as set forth in preliminary Right-of-Way Plat M-5010 for the reconfiguration of the Warrensville Center Road/Van Aken Boulevard/Chagrin Boulevard/Northfield Road intersection in the City of Shaker Heights and the Village of Highland Hills; authorizing the County Executive to acquire the necessary Right-of-Way; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective.

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

Council President Connally referred Resolution No. R2011-0275 to the Public Works, Procurement & Contracting Committee.

- b) R2011-0276: A Resolution authorizing a Neighborhood Stabilization Program II loan in the amount not-to-exceed \$1,900,000.00 to ~~Circle~~

~~East Townhomes, LLC~~, UCI-CET, LLC, for a project located at 12501 Euclid Avenue, East Cleveland; authorizing the Department of Development Deputy Chief or Director to execute all documents required in connection with said loan on behalf of the County Executive; and declaring the necessity that this Resolution become immediately effective.

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

A motion was made by Mr. Schron, seconded by Mr. Germana and approved by unanimous vote to amend Resolution No. R2011-0276 to change the name of the borrower from "Circle East Townhomes, LLC" to "UCI-CET, LLC."

Council President Connally referred Substitute Resolution No. R2011-0276 to the Economic Development & Planning Committee, as amended on the floor.

- c) R2011-0277: A Resolution authorizing awards on RQ20292 to various providers for group healthcare benefits for County employees and their eligible dependents, including medical and pharmacy benefit management services for the period 1/1/2012 - 12/31/2014; authorizing plan structures of the standard benefit plans as recommended by the Cuyahoga County Human Resource Commission; authorizing the County Executive to enter into contracts consistent with said awards; and declaring the necessity that this Resolution become immediately effective:
- 1) Medical Mutual, LLC, in the amount not-to-exceed \$92,093,992.00.
 - 2) United HealthCare Insurance Company in the amount not-to-exceed \$94,194,221.00.
 - 3) Kaiser Foundation Health Plan of Ohio in the amount not-to-exceed \$26,113,651.00.
 - 4) Caremark PCS Health LLC Prescription Drug Plan in the amount not-to-exceed \$33,070,329.00.

Sponsor: County Executive FitzGerald/Department of Human Resources/Human Resource Commission

Council President Connally referred Resolution No. R2011-0277 to the Human Resources, Appointments & Equity Committee and to the Finance & Budgeting Committee.

- d) R2011-0278: A Resolution authorizing the County Executive to enter into amendments to contracts with various providers for residential treatment services for the Youth and Family Community Partnership

Program for the period 1/1/2010 - 12/31/2011, and declaring the necessity that this Resolution become immediately effective:

- 1) for additional funds:
 - i) No. CE1000125-01 with Applewood Centers, Inc. in the amount not-to-exceed \$378,605.00.
 - ii) No. CE1000128-01 with Carrington Youth Academy LLC in the amount not-to-exceed \$263,722.58.
 - iii) No. CE1000130-01 with The Cleveland Christian Home Incorporated in the amount not-to-exceed \$44,405.71.

- 2) for a decrease:
 - i) No. CE1000126-01 with Beech Brook in the amount of (\$255,168.12).
 - ii) No. CE1000127-01 with Bellefaire Jewish Children's Bureau in the amount of (\$509,113.02).
 - iii) No. CE1000129-01 with Catholic Charities Services Corporation dba Parmadale in the amount of (\$204,752.21).
 - iv) No. CE1000131-01 with New Directions, Inc. in the amount of (\$267,020.00).
 - v) No. CE1000132-01 with The Village Network in the amount of (\$133,993.64).

Sponsor: County Executive FitzGerald on behalf of Juvenile Court

Council President Connally referred Resolution No. R2011-0278 to the Justice Affairs Committee.

- e) R2011-0279: A Resolution authorizing the County Executive to enter into an amendment to Contract No. CE1100228-01 with AIDS Taskforce of Greater Cleveland, Inc. for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012 to change the terms, effective 7/1/2011, and for additional funds in the amount of \$126,944.00; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services

Council President Connally referred Resolution No. R2011-0279 to the Health, Human Services & Aging Committee.

- f) R2011-0280: A Resolution authorizing the County Executive to enter into an amendment to Contract No. CE1100239-01 with Cleveland Clinic Foundation for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012 to change the terms, effective 7/1/2011; to change the scope of services, effective 9/1/2011; and for additional funds in the amount of \$230,220.50; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services

Council President Connally referred Resolution No. R2011-0280 to the Health, Human Services & Aging Committee.

- g) R2011-0281: A Resolution authorizing the County Executive to enter into amendments to contracts with various providers for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012 to make budget line item revisions and for additional funds, and declaring the necessity that this Resolution become immediately effective:

- 1) No. CE1100241-01 with MetroHealth Medical Center to change the scope of services, effective 3/1/2011, in the amount of \$477,273.00.
- 2) No. CE1100360-01 with Nueva Luz Urban Resource Center in the amount of \$97,977.00.
- 3) No. CE1100361-01 with The Free Medical Clinic of Greater Cleveland in the amount of \$228,005.00.

Sponsor: County Executive FitzGerald/Department of Health and Human Services

Council President Connally referred Resolution No. R2011-0281 to the Health, Human Services & Aging Committee.

- h) R2011-0282: A Resolution authorizing an award on RQ18597 to Mercy Regional Medical Center in the amount of \$252,681.00 for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012; authorizing the County Executive to enter into a contract consistent with said award; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services

Council President Connally referred Resolution No. R2011-0282 to the Health, Human Services & Aging Committee.

- i) R2011-0283: A Resolution authorizing an award on RQ18597 to University Hospitals of Cleveland in the amount of \$466,039.00 for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012; authorizing the County Executive to enter into a contract consistent with said award; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services

Council President Connally referred Resolution No. R2011-0283 to the Health, Human Services & Aging Committee.

- j) R2011-0284: A Resolution authorizing the County Executive to enter into a contract with Starting Point in the amount not-to-exceed \$1,000,000.00 for administrative services for the Out-of-School Time Program for MyCom for the period 10/1/2011 - 9/30/2012, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Family & Children First Council

Council President Connally referred Resolution No. R2011-0284 to the Health, Human Services & Aging Committee.

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

A motion was made by Ms. Simon, seconded by Mr. Miller and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2011-0256, R2011-0259, R2011-0260, R2011-0261, R2011-0264, R2011-0265, R2011-0266 and R2011-0267.

- a) R2011-0256: A Resolution authorizing the issuance and sale of self-supporting housing revenue bonds in an amount not-to-exceed \$6,000,000.00 for Puritas Avenue Associates Limited Partnership for the

purpose of rehabilitating, improving and equipping a housing facility for low and moderate income families; authorizing the execution and delivery of a loan agreement, bond purchase agreement, trust indenture and tax regulatory agreement; authorizing and approving the use and distribution of a disclosure document; approving related matters; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Development and **Councilmember Miller**

Bond Counsel: Squire, Sanders & Dempsey, L.L.P.

Committee Assignment and Chair: Economic Development & Planning
– Schron

On a motion by Mr. Schron with a second by Mr. Miller, Resolution No. R2011-0256 was considered and adopted by unanimous vote.

- b) R2011-0259: A Resolution authorizing awards on RQ19868 to various providers for the Cuyahoga County Fatherhood Initiative for the period 7/1/2011 - 6/30/2012; authorizing the County Executive to enter into contracts consistent with said awards; and declaring the necessity that this Resolution become immediately effective:

- 1) Career Development and Placement Strategies Inc. in the amount of \$105,000.00.
- 2) Center for Families and Children in the amount of \$96,000.00.
- 3) Cuyahoga County District Board of Health in the amount of \$95,000.00.
- 4) Domestic Violence Center in the amount of \$95,000.00.
- 5) JDC Advertising in the amount of \$80,000.00.
- 6) The MetroHealth System in the amount of \$48,000.00.
- 7) Nueva Luz Urban Resource Center in the amount of \$45,000.00.
- 8) Passages Connecting Fathers and Sons, Inc. in the amount of \$105,000.00.
- 9) United Way of Greater Cleveland in the amount of \$14,000.00.
- 10) University Settlement, Incorporated in the amount of \$56,000.00.
- 11) Murtis Taylor Human Services System in the amount of \$66,000.00.
- 12) Cuyahoga County Office of Mediation in the amount of \$41,000.00.

Sponsors: County Executive FitzGerald/Department of Health and Human Services and Councilmembers Conwell, Jones, Miller and **Connally**

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

On a motion by Mr. Brady with a second by Mr. Miller, Resolution No. R2011-0259 was considered and adopted by unanimous vote.

- c) R2011-0260: A Resolution authorizing the County Executive to enter into amendments to contracts with various providers for placement services for the period 1/1/2011 - 9/30/2011 for additional funds, and declaring the necessity that this Resolution become immediately effective:
- 1) No. CE1100006-01 with Applewood Centers, Inc. in the amount of \$242,000.00.
 - 2) No. CE1100010-03 with Catholic Charities Services Corporation (Parmadale) in the amount of \$300,000.00.
 - 3) No. CE1100017-01 with House of New Hope in the amount not-to-exceed \$223,479.00.
 - 4) No. CE1100020-01 with Parenthesis Family Advocates, Incorporated in the amount not-to-exceed \$82,380.00.
 - 5) No. CE1100016-01 with The Twelve of Ohio, Inc. in the amount not-to-exceed \$249,362.00.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Department of Children & Family Services

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

On a motion by Mr. Brady with a second by Mr. Rogers, Resolution No. R2011-0260 was considered and adopted by unanimous vote.

- d) R2011-0261: A Resolution authorizing the County Executive to enter into amendments to contracts with various providers for placement services for the period 1/1/2011 - 9/30/2011 for additional funds, and declaring the necessity that this Resolution become immediately effective:
- 1) No. CE1100001-01 with Alliance Human Services, Inc. in the amount of \$405,000.00.
 - 2) No. CE1100023-01 with National Youth Advocate Program, Inc. in the amount of \$550,000.00.

- 3) No. CE1100012-01 with Options for Families and Youth in the amount of \$275,000.00.
- 4) No. CE1100025-01 with START: Support To At-Risk Teens in the amount of \$465,000.00.
- 5) No. CE1100015-01 with The Bair Foundation in the amount of \$341,846.00.

Sponsor: County Executive FitzGerald/ Department of Health and Human Services/Department of Children & Family Services

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

On a motion by Mr. Brady with a second by Mr. Miller, Resolution No. R2011-0261 was considered and adopted by unanimous vote.

- e) R2011-0264: A Resolution amending Resolution No. R2011-0234 dated 7/26/2011, which authorized an award on RQ19343 to First Energy Solutions for the purchase of electric utility services for County-owned facilities, by changing the time period from 6/1/2011 - 5/31/2012 to 10/1/2011 - 9/30/2013 and by changing the amount from \$5,500,000.00 to the amount not-to-exceed \$5,500,000.00 per year; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

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

On a motion by Mr. Jones with a second by Mr. Germana, Resolution No. R2011-0264 was considered and adopted by unanimous vote.

- f) R2011-0265: A Resolution authorizing a Neighborhood Stabilization Program III loan in the amount not-to-exceed \$637,884.00 to Puritas Avenue Associates Limited Partnership for the Hawk's Landing Project, located at 14610 Puritas Avenue, Cleveland; authorizing the Department of Development Deputy Chief or Director to execute all documents required in connection with said loan on behalf of the County Executive; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development and Councilmember Miller

Committee Assignment and Chair: Economic Development & Planning
– Schron

On a motion by Mr. Schron with a second by Mr. Miller, Resolution No. R2011-0265 was considered and adopted by unanimous vote.

- g) R2011-0266: A Resolution authorizing the County Executive to enter into an amendment to Agreement No. AG0900007-01 with City of Cleveland for an Automated Fingerprint Identification System and Mobile Data Needs Assessment for Ohio Homeland Security Region 2 in connection with the FY2007 Law Enforcement Terrorism Prevention Program for the period 7/1/2007 - 3/1/2010 to extend the time period to 12/30/2010 and for additional funds in the amount of \$730,408.94, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Justice Affairs

Committee Assignment and Chair: Public Safety – Gallagher

On a motion by Ms. Simon with a second by Mr. Greenspan, Resolution No. R2011-0266 was considered and adopted by unanimous vote.

- h) R2011-0267: A Resolution authorizing the County Executive to enter into an agreement with City of Cleveland in the amount not-to-exceed \$630,558.75 for reimbursement of eligible expenses in connection with the FY2009 State Homeland Security Program-Law Enforcement for the period 8/1/2009 - 4/30/2012.

Sponsor: County Executive FitzGerald/Department of Justice Affairs

Committee Assignment and Chair: Public Safety – Gallagher

On a motion by Mr. Greenspan with a second by Mr. Gallagher, Resolution No. R2011-0267 was considered and adopted by unanimous vote.

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

- a) O2011-0045: An Ordinance establishing divisions and sections within the Department of Health and Human Services, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald/Department of Health and Human Services and Councilmember Brady

Council President Connally referred Ordinance No. O2011-0045 to the Health, Human Services & Aging Committee.

- b) O2011-0046: An Ordinance approving an amendment to the Cuyahoga County Purchasing Policy and Procedure Manual, effective 10/1/2011; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald/Office of Procurement & Diversity

Council President Connally referred Ordinance No. O2011-0046 to the Public Works, Procurement & Contracting Committee.

17. COMMITTEE REPORTS AND CONSIDERATION OF ORDINANCES 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 Nos. O2011-0037 and O2011-0044.

- a) O2011-0037: An Ordinance establishing the Department of Public Safety and Justice Services, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald

Committee Assignments and Chairs: Justice Affairs – Simon and Public Safety – Gallagher

On a motion by Ms. Simon with a second by Mr. Gallagher, Ordinance No. O2011-0037 was considered and adopted by unanimous vote.

- b) O2011-0044: An Ordinance amending Ordinance No. O2011-0014, as amended in Ordinance Nos. O2011-0030 and O2011-0033, which enacted a Cuyahoga County Board of Control, Contracting and Purchasing Ordinance, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald and Councilmembers Miller, Jones and Germana

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

Mr. Miller introduced a written amendment to Ordinance No. O2011-0044 on the floor.

A motion was made by Mr. Miller, seconded by Mr. Germana and approved by unanimous vote to amend Section 1.15 to read as follows:

“The Board of Control may conduct a special meeting at a time other than its regularly scheduled time. In the event of an emergency, as determined by the County Executive in his or her discretion, or when the County Executive determines that it is advantageous to the County to have a special meeting, the Board of Control may conduct a meeting with less notice than that required by Section 1.14 of this Ordinance.”

Mr. Miller then introduced a verbal amendment to Ordinance No. O2011-0044 on the floor.

A motion was made by Mr. Miller, seconded by Mr. Germana and approved by unanimous vote to amend Section 4.4 a) to change the reference to Section 4.14 of the Ordinance to Section 4.13.

On a motion by Mr. Miller with a second by Mr. Jones, Ordinance No. O2011-0044 was considered and adopted by unanimous vote, as amended.

18. COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE FOR SECOND READING AND REFERRAL TO COMMITTEE

- a) O2011-0043: An Ordinance providing for adoption of the Cuyahoga County Civil Service Pay Equity Plan, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald/Human Resource Commission

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

Council President Connally referred Ordinance No. O2011-0043 to the Human Resources, Appointments & Equity Committee.

19. COMMITTEE REPORTS AND CONSIDERATION OF ORDINANCES FOR THIRD READING ADOPTION!

- a) O2011-0034: An Ordinance providing for adoption of administrative rules for the Cuyahoga County Human Resource Commission, and

declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald/Human Resource Commission

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

On a motion by Ms. Conwell with a second by Mr. Miller, Ordinance No. O2011-0034 was considered and adopted by unanimous vote.

- b) O2011-0038: 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.

Sponsor: County Executive FitzGerald/Human Resource Commission

Committee Assignment and Chair: Human Resources, Appointments & Equity – Conwell

On a motion by Mr. Rogers with a second by Ms. Conwell, Ordinance No. O2011-0038 was considered and adopted by unanimous vote.

20. MISCELLANEOUS COMMITTEE REPORTS

Mr. Miller reported that the Finance & Budgeting Committee will meet on Monday, September 19, 2011 at 1:00 p.m. where the schedule for the two-year budget process will be discussed. Mr. Miller asked Council for input concerning the schedule. It was suggested that scheduling the hearings during Committee of the Whole meetings may be the most suitable approach.

Mr. Germana reported that he will be hosting a forum with the Northeast Ohio City Council Association on Thursday, September 15, 2011 at 7:00 p.m. regarding the County's sexennial reappraisal process. Public participation is encouraged.

Ms. Conwell reported that there will be a Human Resources, Appointments & Equity Committee meeting on Thursday, September 15, 2011 at 10:00 a.m. to discuss a proposed Equity Plan for Cuyahoga County. State Senator Nina Turner will be the guest speaker.

Ms. Simon reported that there will be a joint Justice Affairs Committee and Human Resources, Appointments & Equity Committee meeting on Friday, September 16, 2011 at 11:30 a.m. to discuss Ordinance No. O2011-0042 regarding the extension of health benefits to domestic partners of Cuyahoga County employees.

21. MISCELLANEOUS BUSINESS

[Note: Item No. 21 was taken out of order after Item No. 5 on the agenda.]

- a) Mr. Marcus Glover, General Manager, Horseshoe Casino Cleveland, will address Council regarding the Casino's upcoming hiring program/process.

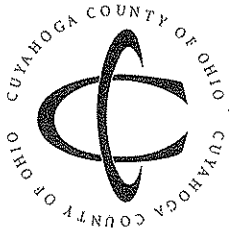
Mr. Marcus Glover, General Manager; Ms. Karen Kaminski, Vice President of Human Resources and Mr. Brad Hirsch, Vice President and Assistant General Manager of the Horseshoe Casino Cleveland, addressed Council regarding the Casino's hiring program/process.

22. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given.

23. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Greenspan with a second by Mr. Germana, the meeting was adjourned at 8:26 p.m., without objection.



EDWARD FITZGERALD
Cuyahoga County Executive

September 12, 2011

C. Ellen Connally
Council President
County Administration Building
1219 Ontario Ave
Cleveland, Ohio 44113

Madame President Connally,

The attached document lists the items that I have approved and signed in August 2011. This list includes: the contracts, purchases or sales executed; all grants or loans made or received for more than \$50,000; and the change orders and amendments in which the total additions exceeds \$50,000.

Please contact David Merriman at (216) 263-4606 if you would like additional information on any of these contracts or items.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Edward FitzGerald'.

Edward FitzGerald
County Executive

Items approved in the past month:

Requestor	Summary
County Executive	Recommending to amend Executive Approval No. EA2011-0837 dated 6/21/2011 which awarded a contract to Triad Research Group, Inc. for consultant redistricting services for the Cuyahoga County Council Redistricting Committee in the amount not-to-exceed \$50,000.00, by changing the time period from 6/26/2011 - 10/31/2011 to 6/16/2011 - 10/14/2011.
County Executive	Submitting an agreement with the City of Cleveland in the amount of \$105,600.00 as full and final satisfaction of the credit owed by the County to the City for undertaking the City Work, and there shall be no further payments for such work, effective 8/8/2011.
County Prosecutor	Submitting an amendment to Contract No. CE1000304-01 with Epiphany Management Group LLC fka Mindgrab Media LLC for development of an interactive phone application and media campaign for the Ohio Internet Crimes Against Children Task Force Awareness Campaign for the period 4/8/2010 - 10/8/2010 to extend the time period to 6/30/2011, to change the scope of services, effective 10/8/2010, and for a decrease in the amount of (\$2,969.30).
County Sheriff	Submitting an amendment to Contract No. CE1000312-01 with BI Incorporated, sole source, for access and maintenance on the ExacuTrack Tracking System for the period 1/1/2010 - 12/31/2011 to change the scope of services, effective 6/1/2011, and for additional funds in the amount not-to-exceed \$50,000.00.
Department of Development	Recommending an award on RQ20188 to R.J. Heating Co. (8-2) in the amount not-to-exceed \$162,671.50 for heating unit replacement and associated energy conservation activities for the Fedor Manor Apartments Project, located at 12400 Madison Ave., Lakewood, for the period 7/1/2011 - 11/30/2011.
Department of Development	Submitting an amendment to Agreement No. AG1000163-02 with City of Cleveland Heights for the Down Payment Assistance Loan Program for the period 5/1/2010 - 12/31/2012 to change the scope of services, effective 7/1/2011, and for additional funds in the amount not-to-exceed \$229,989.00.
Department of Development	Submitting an agreement among Southern Financial Group, LLC, and The Residences at Avalon Station, LLC in settlement of pending foreclosure litigation, authorizing the assumption of a forgivable loan obligation in the amount not-to-exceed \$300,000.00 in connection with a loan to Heartpoint Devco LLC for development of the Avalon Station Housing Project; authorizing the Director of the Department of Development to offer up to \$25,000.00 for down payment assistance to low-income homebuyers in connection with said project.

Department of Development	Submitting a contract with BDL General Contracting, Inc. in the amount of \$8,000.00 for Lead Remediation for property located at 20180 Hillcrest Drive, Euclid, in connection with the FY2010 Lead-Based Paint Hazard Control and Lead Hazard Reduction Demonstration Grant Program for the period 8/22/2011 - 9/30/2011.
Department of Development	Submitting addendum No.1 to the request for qualifications for brownfield environmental consultant services for the Brownfield Redevelopment Fund and Community Assessment Initiative for the period 10/1/2011 - 9/30/2014: a) by changing the requisition number on Board of Control Approval No. BC2011-44 from RQ20586 to RQ20596 b) to make clarifications.
Department of Health & Human Services	Submitting a grant award in the amount of \$2,530,387.00 from U.S. Department of Health and Human Services/Health Resources and Services Administration for the Ryan White Part A HIV Emergency Relief Project Grant Program for the period 3/1/2011 - 2/29/2012.
Department of Health & Human Services	Office of Early Childhood, submitting an amendment to Contract No. CE1100057-01, 03, 04 with Starting Point for administration of the Teacher Education and Compensation Helps Program and Early Care and Education Professional Development System for the Invest in Children Program for the period 1/1/2011 - 12/31/2011 to change the scope of services, effective 1/1/2011, and for additional funds in the amount of \$20,000.00.
Department of Health & Human Services	Office of Early Childhood, submitting amendments to contracts with various providers for Universal Pre-Kindergarten Program services for the Invest in Children Program for the period 8/1/2009 - 7/31/2011 for additional funds: 1) No. CE0900692-01 with Early Childhood Enrichment Center in the amount not-to-exceed \$28,300.00. 2) No. CE0900693-01 with Kiddie City Child Care Community, Inc. in the amount not-to-exceed \$12,955.00.
Department of Health and Human Services	Employment & Family Services, submitting a contract with CCAO Service Corporation c/o Ohio Child Support Enforcement Agency Directors Association in the amount not-to-exceed \$178,021.67 for automated employment verification services for various County departments for the period 7/1/2011 - 6/30/2012.
Department of Health and Human Services	Department of Children & Family Services, submitting an amendment to Contract No. CE1000799-01 with Adoption Network Cleveland for the Partners for Forever Families Initiative for the Adoption Opportunities Program for the period 9/30/2010 - 9/29/2011 to change the scope of services, effective 6/9/2011, and for additional funds in the amount of \$42,583.00.
Department of Health and Human Services	Submitting an amendment to Contract No. CE0900646-01 with Towards Employment, Incorporated for the Reentry Employment and Training Program for the period 7/1/2009 - 6/30/2011 to extend the time period to 6/30/2012, to change the scope of services and the terms, effective 7/1/2011, and for additional funds in the amount of \$425,000.00.

Department of Public Works	Requesting authority to seek qualifications from various providers on RQ20927 for consultant services for an Olmsted Township Storm Water Drainage Study requesting authority for the Director of the Office of Procurement & Diversity to advertise for qualifications.
Department of Public Works	Submitting a grant award in the amount of \$134,089.00 from U.S. Fish and Wildlife Service for a Cuyahoga River Area of Concern Urban Riparian Habitat Restoration Project for the Great Lakes Restoration Initiative in connection with the Towpath Trail Extension and Greenway Project for the period 3/4/2011 - 12/31/2012
Department of Public Works	Submitting a cooperative agreement with U.S. Fish and Wildlife Service for a Cuyahoga River Area of Concern Urban Riparian Habitat Restoration Project for the Great Lakes Restoration Initiative in connection with the Towpath Trail Extension and Greenway Project for the period 3/16/2011 - 1/18/2013.
Department of Public Works	Submitting an access license agreement with Fairfax Renaissance Development Corporation for right-of entry-onto certain property located at 9607 Quincy Avenue, Cleveland, Permanent Parcel Nos. 121-17-022 and 121-17-023, for construction and operation of a parking lot in connection with the Cuyahoga County Juvenile Justice Center Project.
Department of Workforce Development	Submitting a contract with A.J. Rose MFG Co. in the amount not-to-exceed \$3,445.00 for the On-the-Job Training Program for the period 7/25/2011 - 11/30/2011.
Department of Workforce Development	Submitting a contract with Chandler Products, LLC in the amount not-to-exceed \$5,200.00 for the On-the-Job Training Program for the period 7/25/2011 - 11/30/2011.
Department of Workforce Development	Submitting a contract with S & P Data Ohio, LLC in the amount not-to-exceed \$7,736.80 for the On-the-Job Training Program for the period 6/14/2011 - 7/31/2011.
Department of Workforce Development	Submitting a contract with Talent Tool & Die, Inc. in the amount not-to-exceed \$1,752.000 for the On-the-Job Training Program for the period 6/27/2011 - 9/30/2011.
Fiscal Office	Submitting a contract with State of Ohio, Office of the Auditor in the amount not-to-exceed \$500,000.00 for an annual audit for Calendar Year 2010 for the period 12/28/2010 - 12/31/2011.
Information Services Center	Submitting a contract with Emerson Network Power, Liebert Services, Inc. in the amount not-to-exceed \$6,532.00 for maintenance on Liebert equipment for Common Pleas Court for the period 3/15/2011 - 3/14/2014.
Information Services Center	Submitting a state contract with International Business Machines Corporation in the amount not-to-exceed \$489,586.00 for maintenance on IBM Z/OS software products for the period 1/1/2011 - 12/31/2011.
Information Services Center	Submitting an amendment to Contract No. CE1000769-03 with Sprint Solutions, Inc. for wireless communication services for various County departments for the period 9/1/2010 - 12/31/2013 to change the terms, effective 8/1/2011, and for additional funds in the amount not-to-exceed \$147,643.07.

Information Services Center	Submitting an amendment to Contract No. CE0800381-16 with OneCleveland dba OneCommunity for Wide Area Network expansion, enhancement and replacement services for use by various County departments and Cuyahoga Regional Information Services for the period 5/1/2008 - 12/31/2013 to change the terms, effective 2/28/2010, and for a decrease in the amount of (\$13,846.00).
Justice Services	Submitting an amendment to a grant award in the amount of \$1,485,949.00 from U.S. Department of Homeland Security/Federal Emergency Management Agency for the FY2008 Port Security Grant Program for the period 8/1/2008 - 7/31/2011 to extend the time period to 1/31/2012.
Justice Services	Submitting an agreement with City of Middleburg Heights in the amount not-to-exceed \$1,425.60 for reimbursement of eligible expenses for Communications Forum Dispatcher Training in connection with the FY2009 Interoperable Emergency communications Grant Program for the period 6/30/2009 - 4/30/2011.
Justice Services	Submitting a contract with Bowling Green State University in the amount of \$15,000.00 for reimbursement of eligible expenses for Structural Collapse Operations course Regional Urban Search and Rescue training in connection with the FY2008 State Homeland Security Program for the period 4/18/2011 - 6/30/2011.
Justice Services	Witness/Victim Services Center, recommending a payment in the amount of \$50.00 to Domestic Violence & Child Advocacy Center for sponsorship of the Purple Light Nights 2011 for the period 10/1/2011 - 10/31/2011.
Juvenile Court	Submitting an agreement with Village of Walton Hills in the amount not-to-exceed \$1,200.00 for the Community Diversion Program for the period 1/1/2011 - 12/31/2011.
Juvenile Court	Submitting contracts with various providers for substance abuse assessment and treatment services and dual diagnosis assessment services for the period 2/1/2011 - 1/31/2012 (Executive Approval No. EA2011-0172 - authority to negotiate): 1) Bellefaire Jewish Children's Bureau in the amount not-to-exceed \$30,000.00. 2) Catholic Charities Services Corporation in the amount not-to-exceed \$400,000.00 3) The Covenant Adolescent Chemical Dependency Treatment and Prevention Center, Inc. \$10,000.00.
Juvenile Court	Submitting a sub-grant agreement with Ohio Department of Job and Family Services in the amount not-to-exceed \$10,000,000.00 for reimbursement of Title IV-E eligible costs for foster care placement and maintenance for the period 7/1/2011 - 6/30/2013.
Medical Examiner	Submitting a contract with Applied Biosystems, LLC, sole source, in the amount not-to-exceed \$4,681.80 for maintenance on 7500 Real Time PCR System, for the period 7/1/2011 - 6/30/2012.

Office of Procurement & Diversity	Recommending to declare various property as surplus County property no longer needed for public use; recommending to sell said property via internet auction, in accordance with Ohio Revised Code Section 307.12(E).
Office of Procurement & Diversity	Recommending an award: Veteran Service Commission a) on RQ20118 to CBS Outdoor, Inc. in the amount of \$69,005.88 for an advertising campaign for the Veterans Service Commission Outreach Program (Sole Source/ORC 307.86(B)).
Office of Procurement & Diversity	Submitting an amendment to Contract No. CE1100097-01, 04 with Great Lakes Petroleum Co. for middle distillates for various County facilities for the period 1/1/2011 - 12/31/2011 for additional funds in the amount not-to-exceed \$110,000.00.
Office of Procurement & Diversity	Submitting specifications and estimates of cost; requesting authority to advertise for bids: County Sheriff a) on RQ20920 for correction officer uniforms for the period 11/1/2011 - 10/31/2013 for an estimated cost in the amount not-to-exceed \$150,000.00.
Office of Procurement & Diversity	Recommending to declare various computer equipment as surplus County property no longer needed for public use; recommending to sell said property to RET3 Job Corp. for a fee in the amount of \$1.00.
Office of Procurement & Diversity	Recommending an award: County Sheriff a) on RQ20606 to The Legal News Publishing Company in the amount of \$27,813.00 for legal advertisement of notice of foreclosure sale for delinquent land taxes (ORC 7.12, 5721.191 and 5722.03).
Office of Procurement & Diversity	Recommending an award: Justice Services a) on RQ20893 to Smiths Detection, Inc. in the amount of \$55,980.00 for the purchase of upgrades for Hazardous Material Identification Detector Units (Sole Source/ORC 307.86(B))
Office of Procurement and Diversity	Recommending an award: Justice Services a) on RQ19825 to North Coast Two-Way Radio, Inc. (6-2) in the amount of \$45,430.00 for the purchase of voice activated tactical intercom systems for use with existing communication system and equipment by Cuyahoga County bomb teams.

COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO

MOTION NO. M2011-0047

Sponsored by: Council President Connally

A Motion confirming the County Executive's appointment of individuals to serve on the Cuyahoga Regional HIV Health Services Planning Council, and declaring the necessity that this Motion become immediately effective.

WHEREAS, the goal of the Regional HIV Health Services Planning Council is to identify HIV positive individuals and to link them into appropriate care and living situations to improve health outcomes comprised of the Transitional Grant Area of Ashtabula, Cuyahoga, Geauga, Lake, Lorain and Medina Counties; and,

WHEREAS, the Membership and Outreach committee of the Cuyahoga Regional HIV Services Planning Council recommended the nominees based on satisfying the Membership guidelines as outlined in the 2009 Ryan White Treatment Extension Act, Section 2602, matching Membership positions that were needed on the Planning Council, and those who acknowledged the time requirements for Membership; and,

WHEREAS, the Regional HIV Health Services Planning Council is a 40 member body serving staggered terms; and,

WHEREAS, the Cuyahoga County Charter Section 6.04, entitled Special Boards and Commissions, states that "[w]hen general law or any agreement with another public agency or court order provides for appointment of members of a special board or commission or other agency by the board of county commissioners, such appointment shall be made by the County Executive, subject to confirmation by the Council;" and,

WHEREAS, the County Executive has nominated the following individuals to serve on the Cuyahoga Regional HIV Services Planning Council to each complete a term as designated below:

- a) Michael Bennet, to complete a term expiring on October 2014;
- b) Shawn Brown, to complete a term expiring on October 2014;
- c) Kate Burnett, to complete a term expiring on October 2013;
- d) Kimberlin Dennis, to complete a term expiring on October 2014;
- e) Clinton Droster, to complete a term expiring on October 2014;
- f) Darryl Fore, to complete a term expiring on October 2014;
- g) Sue Goins, to complete a term expiring on October 2014;

- h) Diana Green, to complete a term expiring on October 2013;
- i) Barb Gripshover, to complete a term expiring on October 2013;
- j) Laureen Harbet, to complete a term expiring on October 2013;
- k) James Jarrell, to complete a term expiring on October 2013;
- l) Tammie Jones, to complete a term expiring on October 2014;
- m) Rachel Klco, to complete a term expiring on October 2013;
- n) Trudi Kozak, to complete a term expiring on October 2013;
- o) Gilbert Kudrin, to complete a term expiring on October 2013;
- p) Ricky Lanza, to complete a term expiring on October 2014;
- q) Mark Lehman, to complete a term expiring on October 2013;
- r) Clinton Leverett, to complete a term expiring on October 2014;
- s) Jeffrey Mazo, to complete a term expiring on October 2014;
- t) Michelle Melnick, to complete a term expiring on October 2013;
- u) Naimah O'Neal, to complete a term expiring on October 2013;
- v) James Price, to complete a term expiring on October 2014;
- w) Ray Saludaes, to complete a term expiring on October 2013;
- x) Kate Shumate, to complete a term expiring on October 2013;
- y) Anthony Forbes, to complete a term expiring on October 2013;
- z) Max Rodas, to complete a term expiring on October 2013;
- aa) Halima Grant, to complete a term expiring on October 2014;
- bb) Phillip Weems, to complete a term expiring on October 2014;
- cc) Cecelia Huffman-White, to complete a term expiring on October 2013; and,

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Motion become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

NOW, THEREFORE, BE IT APPROVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Council of Cuyahoga County hereby confirms the appointment of the following individuals to serve on the Cuyahoga Regional HIV Health Services Planning Council and to complete a term as designated:

- a) Michael Bennet, to complete a term expiring on October 2014;
- b) Shawn Brown, to complete a term expiring on October 2014;
- c) Kate Burnett, to complete a term expiring on October 2013;
- d) Kimberlin Dennis, to complete a term expiring on October 2014;
- e) Clinton Droster, to complete a term expiring on October 2014;
- f) Darryl Fore, to complete a term expiring on October 2014;
- g) Sue Goins, to complete a term expiring on October 2014;
- h) Diana Green, to complete a term expiring on October 2013;
- i) Barb Gripshover, to complete a term expiring on October 2013;
- j) Laureen Harbet, to complete a term expiring on October 2013;
- k) James Jarrell, to complete a term expiring on October 2013;
- l) Tammie Jones, to complete a term expiring on October 2014;

- m) Rachel Klco, to complete a term expiring on October 2013;
- n) Trudi Kozak, to complete a term expiring on October 2013;
- o) Gilbert Kudrin, to complete a term expiring on October 2013;
- p) Ricky Lanza, to complete a term expiring on October 2014;
- q) Mark Lehman, to complete a term expiring on October 2013;
- r) Clinton Leverett, to complete a term expiring on October 2014;
- s) Jeffrey Mazo, to complete a term expiring on October 2014;
- t) Michelle Melnick, to complete a term expiring on October 2013;
- u) Naimah O'Neal, to complete a term expiring on October 2013;
- v) James Price, to complete a term expiring on October 2014;
- w) Ray Saludaes, to complete a term expiring on October 2013;
- x) Kate Shumate, to complete a term expiring on October 2013;
- y) Anthony Forbes, to complete a term expiring on October 2013;
- z) Max Rodas, to complete a term expiring on October 2013;
- aa) Halima Grant, to complete a term expiring on October 2014;
- bb) Phillip Weems, to complete a term expiring on October 2014; and
- cc) Cecelia Huffman-White, to complete a term expiring on October 2013.

SECTION 2. It is necessary that this Motion become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of the County. Provided that this Motion receives the affirmative vote of eight members of Council, this Motion shall become immediately effective.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Motion were passed in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Motion was duly approved.

Yeas:

Nays:

County Council President

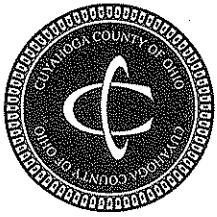
Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 2011



EDWARD FITZGERALD
Cuyahoga County Executive

SEP 21 2011

September 16, 2011

Cuyahoga County Council

C. Ellen Connally, President
Cuyahoga County Council
Cuyahoga County Administration Building
1219 Ontario Street, 4th Floor
Cleveland, OH 44113

Re: Cuyahoga Regional HIV Health Services Planning Council

Dear President Connally:

Pursuant to the provisions contained in the Ryan White CARE Act of 1995, I am nominating the individuals listed in the attached documents to serve on the Cuyahoga Regional HIV Health Services Planning Council. This Council has very specific membership requirements and a brief summary of the mandates is attached for review as well.

The HIV Services Council is formed pursuant to Federal Law and serves the Transitional Grant Area which is comprised of Ashtabula, Cuyahoga, Geauga, Lake, Lorain and Medina Counties. The goal of this Council is to identify HIV positive individuals and to link them into appropriate care and living situations to improve health outcomes.

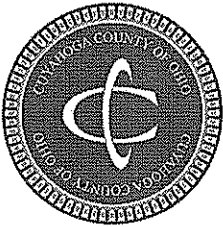
Should you or any of your colleagues have any questions, please feel free to contact my Special Assistant, James Boyle at 216-698-2089.

I thank you for your assistance.

Sincerely,

Edward FitzGerald
Cuyahoga County Executive

cc: Laureen Atkins
Councilwoman Conwell
Jeanne Schmotzer



COUNTY OF CUYAHOGA
Office of Health & Human Services

To: James Boyle, Special Assistant

Cc: Joseph Gauntner, Deputy Chief, Health & Human Services
Rick Werner, Director, Health & Human Services

Date: September 14, 2011

Re: Appointments to the Cuyahoga County Regional HIV Services Planning Council

On September 14th, 2011 the Membership and Outreach committee of the Planning Council voted to submit to Planning Council for nomination on September 21st, 2011 the attached 30 individuals for membership to the Planning Council. The nominees were recommended by the Membership and Outreach Committee because they: a) satisfied Membership guidelines as outlined in the 2009 Ryan White Treatment Extension Act, Section 2602 (Administration and Planning Council); b) matched Membership positions needed on the Council; and, c) acknowledged the time requirements for Council membership. For confidentiality reasons, we have not indicated what category each members meets for the reflectiveness criteria. Moreover, we are not able to include biographical data because this information could unintentionally disclose members' HIV status. However, we did include if the member has a conflict due to employment or contract with the County. The Health Resources and Services Administration, the federal agency that awards the grant, does not preclude any member from having a conflict as long as the member understands the conflict of interest protocol as outlined in the Planning Council bylaws. In fact, HRSA, outlined the following in the Ryan White Part A Planning Council Primer:

“The planning council must define conflict of interest and determine how it will be handled as the planning council carries out its duties. The planning council must develop procedures to assure that decisions concerning service priorities and funding allocations are based upon community and client needs and not on the financial interests of individual service provider. Thus, planning councils must decide how planning council members may or may not participate in making decisions about specific services if they are involved with agencies that are receiving Part A funds for these specific services or are competing for such funds. For example, if a planning council member works for a substance abuse provider receiving Part A funds, the member may not participate in decisions about priorities, allocations, or directives related to substance abuse treatment. However, members may freely share their insights in a non-voting context as all members can benefit from hearing a variety of perspectives and expertise.”

The Planning Council respectfully requests that the nominee be appointed to the Planning Council **by Monday, October 17th** to be compliant with our FY2012 Grant Application Agreement and Compliance Assurances. Although these particular nominees help the Council meet its membership mandates, the Planning Council continues to recruit individuals who satisfy HRSA requirements for Planning Council membership. In the coming months, we intend to forward additional nominees for appointment so the Council may achieve compliance with federally mandated guidelines.

Thank you in advance for your ongoing support of the Council and for facilitating the membership appointment process. If you need any additional information about this request for Planning Council appointment, please contact me at 216-635-2938.

Ryan White Membership/Outreach Committee

Cleveland Transitional Grant

Planning Council Composition as of September 14th, 2011

# of Planning Council Members				30						
Representation Requirements										
1. Health-care providers, including federally-qualified health centers							X			
2. Community-based organizations serving affected populations and AIDS-service organizations							X			
3. Soc.-service providers, inc. housing and homeless-services providers							X			
4. Mental-health providers							X			
5. Substance-abuse providers							X			
6. Local public health agencies							X			
7. Hospital planning agencies or health-care planning agencies							X			
8. Affected communities, including individuals with HIV disease or AIDS, and historically under-served groups and subpopulations							X			
9. Non-elected community leaders							X			
10. State Medicaid agency							X			
11. State agency administering the Part B program							X			
12. RWTMA grantees under Part C							X			
13. RWTMA grantees under section 2671 (including Part D)							X			
14. Grantees under other Federal HIV programs, including HIV-Prevention Programs							X			
15. Formerly incarcerated PLWH/A or their representatives							X			
16. PLWH/A with Hepatitis C Co-Infection							X			
Cleveland Profile*										
Gender	Target	PC		Non-Conflicted HIV Status	Target	PC	Conflicted			
Men	65%	50%		Current	> 33%	37%	47%			
Women	35%	50%								
Members by Region	Target**	PC		Race / Ethnicity	Target	PC		HIV Status	Target	PC
Ashtabula	1%	0%		Afr. Am.	20%	37%		Positive	33%	40%
Cuyahoga	88%	83%		Other	3%	3%		Negative	NA	
Geauga	>1%	0%		Hispanic	4%	7%				
Lake	3%	7%		White	78%	50%				
Lorain	6%	10%								
Medina	1%	0%								

*Target percentage information provided by ODH website PLWHIV/AIDS by Sex, Race, Ethnic Background as of 12/31/09

County Council of Cuyahoga County, Ohio

Ordinance No. O2011-0047

Sponsored by: Councilmembers Simon and Rogers	An Ordinance prohibiting the use of pesticides on Cuyahoga County parks, open space parcels and public rights of way and regulating the use of pesticides by entities receiving County funds, and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, The use of pesticides with known carcinogens in Cuyahoga County is of such great concern to the County Council that in order to protect the health, safety and welfare of Cuyahoga County residents this ordinance is being adopted. The County Council desires to formalize Cuyahoga County's official policy of not using pesticides on County property by prohibiting the use of pesticides on Cuyahoga County parks, open space parcels and public rights of way including both aerial spraying and ground applications; and,

WHEREAS, it is necessary that this Ordinance become effective immediately in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a county department.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. Definitions.

As used in this Ordinance,

“Covered Entity” shall mean any board, commission, agency, corporation, or other entity or authority over which the County Council does or does not have direct, immediate supervision of operational, daily management decisions, which receives County funds.

“Pesticide” shall mean any spray adjuvant, substance or mixture of substances, which is intended to be used for defoliating plants, regulating plant growth or for preventing, destroying, repelling, or mitigating any pest which may infest or be detrimental to vegetation, man, animals or households, or be present in any agricultural or non-agricultural environment, including fungicides, herbicides, insecticides, nematocides, rodenticides, dessicants, defoliant, and plant growth regulators.

SECTION 2. Prohibition of the use of Pesticides on County Owned Property.

- (a) The use of pesticides on Cuyahoga County parks, open space parcels and public rights of way and buildings owned and maintained by Cuyahoga County, is hereby prohibited.
- (b) The “use of pesticides” shall include both aerial and ground spraying and or dusting and all other ground applications.

SECTION 3. Exception.

The use of pesticides may be approved on a case-by-case basis by adoption of a Resolution receiving the affirmative vote of eight of the members of Council at a full County Council meeting with a mandatory finding that the health, safety and welfare of the community is so threatened that an emergency exists, that no reasonable alternative is available and the prohibition of the use of pesticides would create the potential for allowing a significant adverse impact on the County.

SECTION 4. Organic Pest Management and Integrated Pest Management.

Organic Pest Management (OPM) strives first and foremost to prevent pest problems through the application of natural, organic horticultural and maintenance practices. OPM shall incorporate the principles of **Integrated Pest Management (IPM)** in its program.

IPM is an ecologically-sound approach to suppressing and eliminating pest populations to keep them from causing health, economic, or aesthetic injury. IPM utilizes site-specific information about pest biology and behavior, environmental conditions, and the dynamics of human characteristics and activities in dealing with the prevention and control of pests that interfere with the purpose and use of a particular site.

The following steps outline the basic approach used in an IPM program:

- (a) Monitoring and scouting the turf of landscape in question;
- (b) Accurate record-keeping documenting any potential pest problems;
- (c) Evaluation of the site with regard to any injury caused by a pest in question and a determination made on which course of treatment to follow;
- (d) Chosen treatment to be the least damaging to the general environment and one that best preserves the natural ecosystem;

- (e) Chosen treatment to be the most likely to produce long-term reductions in pest control requirements. The effective implementation must be operationally feasible, and must be cost effective in the short and long term;
- (f) Chosen treatment must minimize negative impact to non-target organisms;
- (g) Chosen treatment must be the least disruptive of natural controls available;
- (h) Chosen treatment must be the least hazardous to human health.

SECTION 5. Restriction of the Use of Pesticides on Property Owned by Entities Receiving County Funds.

Every Covered Entity shall adopt an OPM which includes an IPM approach to pest management.

SECTION 6. Notification.

Residents of Cuyahoga County have a right to know when pesticides are being used in their neighborhood on private property in order to allow time to take precautions to protect themselves, their family, pets and property from hazards of pesticide exposures.

The following steps outline required notification by Covered Entities:

- (a) Covered Entities shall provide sufficient notice to neighboring property occupants prior to the use of pesticides on private property.
- (b) Timing of notice: Covered Entities shall provide the sufficient notice within a minimum of 48 hours prior to the application of pesticides.
- (c) Type of notices required: Covered Entities must place a visible 8 ½ x 11 **Pesticide Alert** notice on a form approved by the County Board of Health in a conspicuous place where the pesticide application will occur and shall deliver an approved written notice 48 hours in advance either by a mail service or a hand delivered notice attached to an accessible front door or front gate if locked of every separate residential unit within 150 feet of the posted property. The notice shall include the address and approximate location of the pesticide application, date and estimated time of use, the type of pesticide being used and an appropriate toll-free number for information regarding the product content and potential impacts.

- (d) Distance of notification coverage: All separate residential units within 150 feet of the parcel where pesticide application is to occur shall receive proper written notification as stated above.

SECTION 7. Alternative Methods.

Natural, organic turf and landscape cultural practices and maintenance shall be the method of choice for a Covered Entity to understand, prevent, and control potential pest problems, except for the following:

- (a) The pest situation poses a threat to human health and/or environment; and
- (b) Viable alternatives consistent with open policy do not exist.

SECTION 8. Effective Date.

Provided this Ordinance receives the affirmative vote of eight of the members of Council, it shall take effect immediately upon the signature of the County Executive. It is hereby determined to be necessary that this Ordinance become immediately effective in order that Cuyahoga County services may continue to be provided in a consistent manner, and so that the usual and daily operations of government may continue to function.

SECTION 9. It is found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Ordinance was duly enacted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 2011

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0285

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution amending the 2011 Annual Appropriation Measure 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.
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WHEREAS, on October 28, 2010, the former governing body of Cuyahoga County adopted the 2011 Annual Appropriation Measure establishing the 2011 annual budgets for all County departments, offices and agencies;

WHEREAS, it is necessary to adjust the 2011 Annual Appropriation Measure to reflect budgetary funding increases, funding reductions, to transfer budget appropriations, and to transfer cash between budgetary funds, in order to accommodate the operational needs of certain County departments, offices, and agencies; and

WHEREAS, it is further necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the 2011 Annual Appropriation Measure be amended to provide for the following additional appropriation increases and decreases:

<u>Fund Nos./Budget Accounts</u>	<u>Journal Nos.</u>
A. 21A520 - Ryan White, Title I HIV/AIDS MI752972-Ryan White HIV/AIDS Admin & Plan Support Other Expenses \$ 35,436.60	BA1100781

Funding Source: U.S Department of Health and Human Services.

B.	21A520 - Ryan White, Title I HIV/AIDS MI752964-Ryan White HIV/AIDS Service Contract Other Expenses	\$ 200,807.40	BA1100782
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Funding Source: U.S Department of Health and Human Services.

C.	20A076 – Cuyahoga Regional Forensic Science Lab CR180265 – Cuyahoga County Regional Forensic Science Lab Personal Services	\$ 100,000.00	BA1100791
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Funding Source: Funding is from contributions made by the participating partners, Sheriff's Office, Prosecutors Office and the County Coroner (lab fund).

D1.	22A940 – Community Development Block Grant (CDBG) - 2002 DV709410 – Project Plan - 2002 Other Expenses	\$ (5,704.18)	BA1100660
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D2.	22A956 – CDBG Year 31 - 2005 DV709808 – CDBG Administration Operations FY 2005 Other Expenses	\$ (301.33)
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D3.	22A970 – CDBG Year 32 - 2006 DV712257 – CDBG Administration Operations FY 2006 Other Expenses	\$ (3,004.48)
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D4.	22A975 – CDBG Year 33 - 2007 DV712430 – CDBG Project Plan 2007 Other Expenses	\$ (185,605.77)
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D5.	22A975 – CDBG Year 33 - 2007 DV712414 – CDBG Administration Operating 2007 Other Expenses	\$ (3,665.00)
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D6.	22A975 – CDBG Year 33 - 2007 DV712448 – CDBG Program Operation 2007 Other Expenses	\$ (7.97)
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D7.	22A984 – CDBG Year 34 - 2008 DV712711 – CDBG Project Plan - 2008 Other Expenses	\$ (261,727.98)
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D8.	22A984 – CDBG Year 34 - 2008 DV712695 – CDBG Administration Operating 2008 Personal Services Other Expenses Capital Outlays	\$ (6,219.34) \$ (4,944.92) \$ (248.67)
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D9.	22A984 – CDBG Year 34 - 2008 DV712703 – CDBG Rehabilitation Operating 2008 Other Expenses	\$	(1,928.73)	
	Capital Outlays	\$	(3.32)	
D10.	22A984 – CDBG Year 34 - 2008 DV712729 – CDBG Program Operations 2008 Capital Outlays	\$	(221.27)	
D11.	22A795 – CDBG Year 35 - 2009 DV713032 – CDBG Project Plan - 2009 Other Expenses	\$	(194,736.67)	
D12.	22A795 – CDBG Year 35 - 2009 DV713016 – CDBG Administration Operating 2009 Personal Services	\$	(15,184.59)	
D13.	22A795 – CDBG Year 35 – 2009 DV713016 – CDBG Administration Operating 2009 Personal Services	\$	(6,475.97)	BA1100661
	Other Expenses	\$	(8,661.75)	
	Capital Outlays	\$	(113.33)	
D14.	22A795 – CDBG Year 35 – 2009 DV713008 – CDBG Rehabilitation Operating 2009 Personal Services	\$	(10,502.24)	
	Other Expenses	\$	(19,657.96)	
	Capital Outlays	\$	(288.07)	
D15.	22A795 – CDBG Year 35 – 2009 DV713024 – CDBG Program Operations 2009 Personal Services	\$	(7,713.15)	
	Other Expenses	\$	(14,980.21)	
	Capital Outlays	\$	(970.02)	
D16.	22A613 – CDBG Year 36 – 2010 DV713255 – CDBG Program Plan FY 2010 Other Expenses	\$	(3,354,498.14)	
D17.	22A046 – CDBG Year 37 – 2011 DV713362 – CDBG Project Plan FY 2011 Other Expenses	\$	4,107,365.06	BA1100662
Funding Source: Department of Housing and Urban Development (HUD).				
E1.	22A613 – CDBG Year 36 – 2010 DV713255 – CDBG Project Plan FY 2010 Other Expenses	\$	(101,427.50)	BA1100663

E2.	22A046 – CDBG Year 37 – 2011 DV713370 – Administration Operating FY 2011 Other Expenses	\$	45,154.38	BA1100664
E3.	22A046 – CDBG Year 37 – 2011 DV713388 – Rehabilitation Operating FY 2011 Other Expenses	\$	32,380.32	
E4.	22A046 – CDBG Year 37 – 2011 DV713396 – CDBG Program Operations 2011 Other Expenses	\$	23,892.80	

Funding Source: Department of Housing and Urban Development (HUD).

F.	40A524 – Ohio Department of Public Works Integrating Committee CE785147 – West 130 th – Snow to Brookpark Personal Services	\$	42,411.55	BA1100666
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Funding Source: 60% Issue I funded, 20% County Funded (\$7.50 Fund) and 20% split between the municipalities of Brookpark and Parma.

G.	20A301 – Real Estate Assessment AU800029 – Auditor Assessment Fund Other Expenses	\$	590,000.00	BA11000784
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Funding Source: Funding is generated from a fee applied to monies collected on any tax duplicate other than estate taxes.

H.	01A001 – General Fund VS490052 – Veterans Service Commission Personal Services	\$	79,066.00	BA1100713
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Funding Source: General Fund.

SECTION 2. That the 2011 Annual Appropriation Measure be amended to provide for the following appropriation transfers:

<u>Fund Nos. /Budget Accounts</u>			<u>Journal Nos.</u>
A. FROM:	21A838 – JAG Asst Justice 05 JA755405 – JAG Asst Justice 07 Capital Outlays	\$	BA1100771 3,736.00
TO:	21A838 – JAG Asst Justice 05 JA755405 – JAG Asst Justice 07 Other Expenses	\$	3,736.00

Funding Source: U. S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance.

B. FROM: 21A900 – Regional Collaboration Project **BA1100786**
JA752196 – Regional Collaboration Project 2010/2011
Capital Outlays \$ 3,626.89

TO: 21A900 – Regional Collaboration Project
JA752196 – Regional Collaboration Project 2010/2011
Other Expenses \$ 3,626.89

Funding Source: U. S. Department of Homeland Security, Federal Emergency Management.

C. FROM: 21A837 – State Homeland Security (SHSG) **BA1100788**
JA763391 – FY2008 State Homeland Security (SHSG)
Personal Services \$ 59.31

TO: 21A837 – State Homeland Security (SHSG)
JA763391 – FY2008 State Homeland Security (SHSG)
Capital Outlays \$ 59.31

Funding Source: U. S. Department of Homeland Security, Federal Emergency Management.

D. FROM: 21A500 – Urban Area Security Initiative (URSI) **BA1100789**
JA741124 – Urban Area Security Initiative (URSI)
Capital Outlays \$ 4,887.00

TO: 21A500 – Urban Area Security Initiative (URSI)
JA741124 – Urban Area Security Initiative (URSI)
Other Expenses \$ 4,887.00

Funding Source: U. S. Department of Homeland Security, Federal Emergency Management.

E. FROM: 01A001 – General Fund **BA1100792**
CR180083 – Cuyahoga County Regional Forensic Science Lab
Personal Services \$ 2,219,261.00

TO: 01A001 – General Fund
CR180026 – Coroner-Operations
Personal Services \$ 2,219,261.00

Funding Source: General Fund.

F. FROM: 29A391 – Health and Human Service Levy 4, 8 **BA1100777**
SU514539 – Common Pleas HHS Subsidy
Other Expenses \$ 320,000.00

TO: 29A391 – Health and Human Service Levy 4, 8
 SU514216 – Criminal Justice Intervention
 Other Expenses \$ 320,000.00

Funding Source: Health and Human Services Levy Fund.

G. FROM: 01A001 – General Fund **BA1100778**
 PD140053 – Public Defender
 Other Expenses \$ 1,714.13

TO: 01A001 – General Fund
 PD140053 – Public Defender
 Capital Outlay \$ 1,714.13

Funding Source: General Fund.

H. FROM: 01A001 – General Fund **BA1100774**
 SH350470 – Jail Operations
 Other Expenses \$ 325,000.00

TO: 01A001 – General Fund
 SH350470 – Jail Operations
 Personal Services \$ 325,000.00

Funding Source: General Fund.

I. FROM: 01A001 – General Fund **BA1100785**
 CC011213 – Clerk of the Board
 Other Expenses \$ 30,150.00

TO: 01A001 – General Fund
 CC012088 – Office of Procurement and Diversity
 Other Expenses \$ 30,150.00

Funding Source: General Fund.

SECTION 3. That the 2011 Annual Appropriation Measure be amended to provide for the following cash transfers between County funds.

Fund Nos. /Budget Accounts

Journal Nos.

None Submitted

SECTION 4. This Resolution is hereby determined to be an emergency measure and that it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of County departments, offices and agencies. Provided that this Resolution receives the affirmative vote of

eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 5. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President Date

County Executive Date

Clerk of Council Date

Journal CC003
September 27, 2011

September 12, 2011

Clerk of County Council

Dear Ms. Schmotzer:

What follows is a brief summary of the fiscal items, which will be presented for your consideration at the Council meeting scheduled for September 27, 2011.

Additional Appropriation Summary – Additional appropriations are needed when there is a new or increased revenue source, or a revision to the original budget appropriation that is required to cover expenses that exceed the original estimate.

A reduction in appropriation is requested in conjunction with the close out of a program, grant, project or decertification of an encumbrance.

General Fund/Health & Human Services	Amount
Veterans Service Commission – An additional appropriation to restore the 2011 operating budget to the approved amount, which cannot be revised once it has been approved per ORC.. Funding is from the General Fund. Please see attached OBM Review Document.	\$79,066.00
TOTAL	\$79,066.00

Other Operating Funds	Amount
Medical Examiner – To provide third quarter appropriation for the Regional Forensic Science Laboratory. Funding is from contributions made by participating partners, Sheriff's Office, Prosecutor's Office and the Lab Fund.	\$100,000.00
Fiscal Office/Auditing Division – Additional appropriation to cover the sexennial reappraisal. Funding is from fees applied to the collection of tax duplicates.	\$590,000.00
TOTAL	\$690,000.00

Grants/Projects	Amount
Ryan White Title I – To appropriate a grant from the U.S. Department of Health & Human Services for administration and planning support of the Ryan White Title I HIV/AIDS program.	\$35,436.60
Ryan White Title I – To appropriate a grant from the U.S. Department of Health & Human Services for administration and planning support of the Ryan White Title I HIV/AIDS program.	\$200,807.40
Development – Decreases in prior year Community Development Block Grants (CDBG) accounts and a corresponding increase to move appropriation to the 2011 CDBG grant account (\$4,107,365.06). Funding is from the Department of Housing and Urban Development.	\$0.00
Development – Decreases in the 2010 Community Development Block Grant Year 36 (CDBG) account and corresponding increases to move appropriation to the 2011 CDBG Year 37 grant account (\$101,427.50). Funding is from the Department of Housing and Urban Development.	\$0.00
Public Works/Engineer – Additional appropriation to cover personal services for the West 130 th /Snow to Brookpark Issue I project. Funding is 60% Issue I funds, 20% County \$7.50 Fund, and 20% split between the Cities of Brookpark and Parma.	\$42,411.55
TOTAL	\$278,655.55

Total Additional Appropriations - All Funds	\$1,047,721.55
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The following represents the overall changes made to the 2011 Annual Appropriation Measure since its adoption on October 28, 2010. The changes reflect the Additional Appropriations, Appropriation Transfers and Cash Transfers to the original adopted appropriation measure.

APPROPRIATION STATUS SUMMARY:

	<u>09/27 Agenda</u>	<u>Year to Date</u>	<u>Adjusted Annual Appropriation</u>
General Fund	\$ 79,066.00	\$ 24,971,807.77	\$ 329,888,959.77
Other Fund	\$ 968,655.55	\$ 110,490,265.80	\$ 1,519,483,994.80
Total	\$ 1,047,721.55	\$ 135,462,073.57	\$ 1,849,372,954.57

Appropriation Transfer Summary – Is a transfer of appropriation between two or more budget accounts or between different expenditure categories within the same budget account.

General Fund/Health & Human Services	Amount
Medical Examiner – To properly align Medical Examiner's General Fund accounts. Please see attached OBM Review Document.	\$2,219,261.00
Common Pleas – To realign the Treatment Alternatives to Street Crimes Health and Human Services Levy Fund subsidy to the proper account.	\$320,000.00
Public Defender – To realign appropriation to cover the purchase of 57 laptops. Funding is from the General Fund.	\$1,714.13
Sheriff – To transfer appropriation from other expenses to personal services. Funding is from the General Fund.	\$325,000.00
Clerk of the Board – To transfer appropriation from the Clerk of the Board account to the Office of Procurement & Diversity to cover data processing and telecommunications expenses for staff consolidated into the office in compliance with County reform. Funding is from the General Fund.	\$30,150.00
TOTAL	\$2,896,125.13

Other Operating Funds	Amount
TOTAL	0

Grants/Projects	Amount
Justice Services – To realign appropriation within the Justice Assistance Grant (JAG) to cover the purchase of software. Funding is from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance.	\$3,736.00
Justice Services – To realign appropriation within the Regional Collaboration Project grant to cover the 2011 Urban Area Safety Initiative conference expenses. Funding is from the U.S. Department of Homeland Security, Federal Emergency Management Agency.	\$3,626.89
Justice Services – To realign appropriation within the State Homeland Security FY2008 grant in preparation of grant closure. Funding is from the U.S. Department of Homeland Security, Federal Emergency Management Agency.	\$59.31
Justice Services – To realign appropriation within the Urban Area Security Initiative (URSI) to cover pending expenditures. Funding is from the U.S. Department of Homeland Security, Federal Emergency Management Agency.	\$4,887.00
TOTAL	\$12,309.20

Total Appropriation Transfers - All Funds	\$2,908,434.33
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Cash Transfer Summary – Operating transfers support operating expenditures, related to a cash matches for a grants, transfer of taxes or fees to a debt service fund, transfers from the General Fund to a capital project fund or operating subsidies to special revenue funds, enterprise funds, or internal service funds. This type of transaction posts as an expenditure and sufficient appropriation must be available to process the transaction.

Residual Equity Transfers are non-recurring or non-routine transfers of cash between funds. They are used to close out a fund and to transfer remaining fund balance to another fund. This transaction only affects cash fund balance and does not post as a revenue or expenditure. No appropriation is required to process this type of transaction.

General Fund/Health & Human Services	Amount
TOTAL	0

Other Operating Funds	Amount
TOTAL	0

Grants/Projects	Amount
TOTAL	\$ 0.00

Total Cash Transfers - All Funds	\$0.00
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Thank you for your consideration regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Matthew Rubino". The signature is fluid and cursive, with a large, prominent circular flourish at the end.

Matthew Rubino
Director, Office of Budget & Management
mrubino@cuyahogacounty.us
(216) 443-7448
Fax: (216) 443-7256

MEMORANDUM

TO: Jeanne Schmotzer, Clerk of Council
FROM: Matthew Rubino, Director, Office of Budget & Management
DATE: September 12, 2011
RE: Agenda Items

The Office of Budget & Management requests that the following fiscal items be presented to the members of County Council for their consideration at the meeting of September 27, 2011. The requested fiscal items including additional appropriations, appropriation transfers, and cash transfers meet agency budgetary needs.

Resolution: Additional Appropriations

A. 21A520 - Ryan White, Title I HIV/AIDS **BA1100781**
MI752972-Ryan White HIV/AIDS Admin & Plan Support
Other Expenses \$ 35,436.60

To increase appropriation in response to allocation awarded to the county for Ryan White, Title I HIV/AIDS administration and planning support grant. There is no cash match in conjunction with this grant. The source of funding is the U.S Department of Health and Human Services.

B. 21A520 - Ryan White, Title I HIV/AIDS **BA1100782**
MI752964-Ryan White HIV/AIDS Service Contract
Other Expenses \$ 200,807.40

To increase appropriation in response to allocation awarded to the county for Ryan White, Title I HIV/AIDS administration and planning support grant. There is no cash match in conjunction with this grant. The source of funding is the U.S Department of Health and Human Services.

C. 20A076 – Cuyahoga Regional Forensic Science Lab **BA1100791**
CR180265 – Cuyahoga County Regional Forensic Science Lab
Personal Services \$ 100,000.00

Provide additional appropriations for the Cuyahoga County Regional Forensic Science Laboratory for the third quarter. Funding is from contributions made by the participating partners, Sheriff's Office, Prosecutors Office and the County Coroner (lab fund). Funding covers the period January 1, 2011 through December 31, 2011. Sufficient cash exists in the fund for this request.

D1.	22A940 – Community Development Block Grant (CDBG) - 2002 DV709410 – Project Plan - 2002 Other Expenses	\$ (5,704.18)	BA1100660
D2.	22A956 – CDBG Year 31 - 2005 DV709808 – CDBG Administration Operations FY 2005 Other Expenses	\$ (301.33)	
D3.	22A970 – CDBG Year 32 - 2006 DV712257 – CDBG Administration Operations FY 2006 Other Expenses	\$ (3,004.48)	
D4.	22A975 – CDBG Year 33 - 2007 DV712430 – CDBG Project Plan 2007 Other Expenses	\$ (185,605.77)	
D5.	22A975 – CDBG Year 33 - 2007 DV712414 – CDBG Administration Operating 2007 Other Expenses	\$ (3,665.00)	
D6.	22A975 – CDBG Year 33 - 2007 DV712448 – CDBG Program Operation 2007 Other Expenses	\$ (7.97)	
D7.	22A984 – CDBG Year 34 - 2008 DV712711 – CDBG Project Plan - 2008 Other Expenses	\$ (261,727.98)	
D8.	22A984 – CDBG Year 34 - 2008 DV712695 – CDBG Administration Operating 2008 Personal Services Other Expenses Capital Outlays	\$ (6,219.34) \$ (4,944.92) \$ (248.67)	
D9.	22A984 – CDBG Year 34 - 2008 DV712703 – CDBG Rehabilitation Operating 2008 Other Expenses Capital Outlays	\$ (1,928.73) \$ (3.32)	
D10.	22A984 – CDBG Year 34 - 2008 DV712729 – CDBG Program Operations 2008 Capital Outlays	\$ (221.27)	
D11.	22A795 – CDBG Year 35 - 2009 DV713032 – CDBG Project Plan - 2009 Other Expenses	\$ (194,736.67)	
D12.	22A795 – CDBG Year 35 - 2009 DV713016 – CDBG Administration Operating 2009 Personal Services	\$ (15,184.59)	

D13.	22A795 – CDBG Year 35 – 2009		BA1100661
	DV713016 – CDBG Administration Operating 2009		
	Personal Services	\$	(6,475.97)
	Other Expenses	\$	(8,661.75)
	Capital Outlays	\$	(113.33)
D14.	22A795 – CDBG Year 35 – 2009		
	DV713008 – CDBG Rehabilitation Operating 2009		
	Personal Services	\$	(10,502.24)
	Other Expenses	\$	(19,657.96)
	Capital Outlays	\$	(288.07)
D15.	22A795 – CDBG Year 35 – 2009		
	DV713024 – CDBG Program Operations 2009		
	Personal Services	\$	(7,713.15)
	Other Expenses	\$	(14,980.21)
	Capital Outlays	\$	(970.02)
D16.	22A613 – CDBG Year 36 – 2010		
	DV713255 – CDBG Program Plan FY 2010		
	Other Expenses	\$	(3,354,498.14)
D17.	22A046 – CDBG Year 37 – 2011		BA1100662
	DV713362 – CDBG Project Plan FY 2011		
	Other Expenses	\$	4,107,365.06

Appropriation decreases and one appropriation increase are necessary to move appropriation from old Community Development Block Grant (CDBG) accounts to the current 2011 project plan account. Funding for the CDBG accounts comes from the Department of Housing and Urban Development (HUD).

The CDBG Project Plan account has been appropriated at \$10,967,437.51 in 2011 after this fiscal item is processed. This appropriation is \$4,457,685.81 or 68.5% higher than last year's total appropriation.

E1.	22A613 – CDBG Year 36 – 2010		BA1100663
	DV713255 – CDBG Project Plan FY 2010		
	Other Expenses	\$	(101,427.50)
E2.	22A046 – CDBG Year 37 – 2011		BA1100664
	DV713370 – Administration Operating FY 2011		
	Other Expenses	\$	45,154.38
E3.	22A046 – CDBG Year 37 – 2011		
	DV713388 – Rehabilitation Operating FY 2011		
	Other Expenses	\$	32,380.32
E4.	22A046 – CDBG Year 37 – 2011		
	DV713396 – CDBG Program Operations 2011		
	Other Expenses	\$	23,892.80

Appropriation decreases and one appropriation increase are necessary to move appropriation from an old Community Development Block Grant (CDBG) project plan account to the current 2011 Administration Operating, Rehabilitation Operating and Program Operations

account. Funding for the CDBG accounts comes from the Department of Housing and Urban Development (HUD).

These items augment the new appropriation for the CDBG grants that were established in May. The total of the grants at that time was \$11,502,103, which was an increase of \$6,627,351 or 205% over last year's grant.

F.	40A524 – Ohio Department of Public Works	BA1100666
	Integrating Committee	
	CE785147 – West 130 th – Snow to Brookpark	
	Personal Services	\$ 42,411.55

Appropriation is requested to appropriate personal services in the West 130th – Snow to Brookpark Issue I project so that expenses can be transferred from an operating account. This project is 60% Issue I funded, 20% County Funded (\$7.50 Fund) and 20% split between the municipalities of Brookpark and Parma.

G.	20A301 – Real Estate Assessment	BA11000784
	AU800029 – Real Estate Assessment Fund	
	Other Expenses	\$ 590,000.00

An appropriation request to provide additional funding for the sexennial reappraisal. The Ohio revised code and the Ohio administrative code require Ohio counties to reappraise each parcel of real estate in the county every six years. The next reappraisal is scheduled for 2012, and the Fiscal Office has begun the reevaluation process. This appropriation request would provide funding for 2011 costs associated with the sexennial reappraisal. Funding is generated from a fee applied to monies collected on any tax duplicate other than estate taxes.

H.	01A001 – General Fund	BA1100713
	VS490052 – Veterans Service Commission	
	Personal Services	\$ 79,066.00

The Veterans Service Commission requests additional appropriation of \$79,066.00 for the 2011 Operating Budget to restore funds in the original appropriation approved by the Commission. O.R.C. Section 5901.021 states that Ohio County's Veterans Service Commissions can levy up to five thousandths of one percent of the assessed value of property in their county. The Cuyahoga County Veterans Service Commission always follows this process and the budget appropriation request is under or equal to the legal amount per the Ohio Revised Code and Senate Bill 261. The 2010 budget appropriation request was calculated based on forecasted requirement at \$7,268,615. The county appropriated \$7,189,549, yet the budget for the Commission cannot be revised after it has been approved and submitted by the VSC. Therefore this action is necessary to restore those funds in accordance with ORC 5901.11.

Resolutions: Appropriation Transfers

A. FROM: 21A838 – JAG Asst Justice 05 **BA1100771**
JA755405 – JAG Asst Justice 07
Capital Outlays \$ 3,736.00

TO: 21A838 – JAG Asst Justice 05
JA755405 – JAG Asst Justice 07
Other Expenses \$ 3,736.00

To transfer appropriations within Justice Services grant Justice Assistance Justice 2007 for pending Customer Service Request JA110684 for spam and virus firewall software. Funding is from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance covering the grant period October 1, 2006 through September 30, 2011.

B. FROM: 21A900 – Regional Collaboration Project **BA1100786**
JA752196 – Regional Collaboration Project 2010/2011
Capital Outlays \$ 3,626.89

TO: 21A900 – Regional Collaboration Project
JA752196 – Regional Collaboration Project 2010/2011
Other Expenses \$ 3,626.89

To transfer appropriations within Justice Services grant Regional Collaboration Project 2010/2011 for pending expense adjustment for the 2011 Urban Area Safety Initiative conference expenditures. Funding is from the United States Department of Homeland Security, Federal Emergency Management passed through the Ohio Department of Public Safety, Ohio Emergency Management Agency covering the period September 1, 2008 through June 30, 2011.

C. FROM: 21A837 – State Homeland Security (SHSG) **BA1100788**
JA763391 – FY2008 State Homeland Security (SHSG)
Personal Services \$ 59.31

TO: 21A837 – State Homeland Security (SHSG)
JA763391 – FY2008 State Homeland Security (SHSG)
Capital Outlays \$ 59.31

To transfer appropriations within Justice Services grant FY2008 State Homeland Security in preparation of grant closure. Funding is from the United States Department of Homeland Security, Federal Emergency Management passed through the Ohio Department of Public Safety, Ohio Emergency Management Agency covering the period September 1, 2008 through March 31, 2011.

D. FROM: 21A500 – Urban Area Security Initiative (URSI) **BA1100789**
JA741124 – Urban Area Security Initiative (URSI)
Capital Outlays \$ 4,887.00

TO: 21A500 – Urban Area Security Initiative (URSI)
JA741124 – Urban Area Security Initiative (URSI)
Other Expenses \$ 4,887.00

To transfer appropriations within Justice Services grant Urban Area Security Initiative (URSI) in anticipation of pending expenditures in the proper categories. Funding is from the United States Department of Homeland Security, Federal Emergency Management passed through

the Ohio Department of Public Safety, Ohio Emergency Management Agency covering the period September 1, 2008 through August 31, 2011

E. FROM: 01A001 – General Fund **BA1100792**
CR180083 – Cuyahoga County Regional Forensic Science Lab
Personal Services \$ 2,219,261.00

TO: 01A001 – General Fund
CR180026 – Coroner-Operations
Personal Services \$ 2,219,261.00

To transfer appropriations within the Medical Examiners (formally the Coroner's Office) general fund accounts to properly account for personal costs. Funding is from the General Fund covering the period January 1, 2011 through December 31, 2011.

F. FROM: 29A391 – Health and Human Service Levy 4, 8 **BA1100777**
SU514539 – Common Pleas HHS Subsidy
Other Expenses \$ 320,000.00

TO: 29A391 – Health and Human Service Levy 4, 8
SU514216 – Criminal Justice Intervention
Other Expenses \$ 320,000.00

This appropriation transfer is to cover the projected Health and Human Service Levy subsidy for the Court of Common Pleas TASC HHS index code. The decision to move TASC from The Department of Justice Affairs to the Court of Common Pleas was made very late during the FY 2011 budget formulation process, and there wasn't sufficient time to create the new Court of Common Pleas TASC HHS index code. So the projected FY 2011 subsidy was added to the Court's HHS subsidy index code. This transfer then places the projected subsidy into the correct index code in anticipation of the subsidy cash transfer which will take place later this year. The funding source for this sub-fund is the Health and Human Services Levy.

G. FROM: 01A001 – General Fund **BA1100778**
PD140053 – Public Defender
Other Expenses \$ 1,714.13

TO: 01A001 – General Fund
PD140053 – Public Defender
Capital Outlay \$ 1,714.13

This appropriation transfer is to cover the NSF related to the purchase of the 57 laptops (PO #1105874-01). Sufficient appropriations exist for this transfer.

H. FROM: 01A001 – General Fund **BA1100774**
SH350470 – Jail Operations
Other Expenses \$ 325,000.00

TO: 01A001 – General Fund
SH350470 – Jail Operations
Personal Services \$ 325,000.00

Request to process a transfer of appropriation within the jail budget in the Sheriff's Office. This appropriation is related to a deposit in the same amount that was made into the General

Fund from the Commissary Fund to support personnel expenses associated with corrections officers. The original request to increase appropriation – approved by Council on the 8.23.11 fiscal agenda – inadvertently did so in the wrong budget category (other expenses). This request seeks to correct that action.

I.	FROM:	01A001 – General Fund		BA1100785
		CC011213 – Clerk of the Board		
		Other Expenses	\$	30,150.00
	TO:	01A001 – General Fund		
		CC012088 – Office of Procurement and Diversity		
		Other Expenses	\$	30,150.00

A transfer is requested to move appropriation for computer and telephone expenses. Following county reform, the Clerk of the Board staff consolidated into the Office of Procurement and Diversity. This transfer would appropriate the funds in the department that now pays the computer and phone expenses for the former Clerk of the Board staff.

Resolutions: Cash Transfers

A. None Submitted.

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Recommendation for Appropriation Request

Request Description	General Fund Appropriation Transfers
Requesting Agency	Medical Examiner
Funding Source	General Fund
Total Impact	\$ 2,219,261
Status	Recommended
Agenda Date	9.27.11

Summary of Request

Request to transfer appropriations totaling \$2,219,261 from the General Fund account titled Cuyahoga County Regional Forensic Laboratory to Coroners Operations.

Background Information

The intent of the General Fund account titled Cuyahoga County Regional Forensic Laboratory was to provide the local funds portion of the Regional Crime Forensic Laboratory (a partnership of the Sheriff, City of Cleveland and the Prosecutor's Office).

The recently appointed Medical Examiner is still in the process of reorganizing the entire Medical Examiners Office and as a result the original purpose of the General Fund Cuyahoga Regional Forensic Laboratory staff has not been totally identified as a result all payrolls are being paid out of the Coroners Operation account.

OBM Recommendation and Impact Statement

There is no impact to the General Fund by this transfer. As it stands today all payrolls are being paid out of the Coroner's Operations account and without the transfer payroll expenses in the Operations account will create an NSF condition.

The exact future of the Cuyahoga County Regional Forensic Crime Laboratory is being explored and will be properly addressed through the 2012 budget process.

Recommendation for Appropriation Request

Request Description	To restore funds in the Personnel line
Requesting Agency	Veterans Service Commission
Funding Source	Levy
Total Impact	\$ 79,066.00
Status	Recommended
Agenda Date	September 27,2011

Summary of Request

- Request to increase appropriation in the amount of \$79,066.00 to the 2011 Operating Budget to restore funds in the original appropriation approved by the Commission. The O.R.C. Section 5901.021 states that Ohio County's Veterans Service Commissions can levy up to five thousands of one percent of the assessed value of property in their county. The Cuyahoga County Veterans Service Commission always follows this process and the budget appropriation request is under or equal to the legal amount per the Ohio Revised Code and Senate Bill 261.

Background Information

- The 2010 budget appropriation request was calculated based on forecasted requirement at \$7,268,615. The county appropriated \$7,189,549, yet the budget for the Commission cannot be revised after it has been approved and submitted by the Veteran Service Commission Board. Therefore this action is necessary to restore those funds in accordance with ORC 5901.11.

OBM Recommendation and Impact Statement

- This is not a request for an increase, rather it's a request to have there 2011 approved budget restored.
- The General fund impact is minimal at \$79,066.00.
- This action is necessary to restore the funds based on the 2011 approved budget and in accordance with ORC 5901.11.

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0286

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/County Engineer</p>	<p>A Resolution amending BOCC Resolution No. 101404 dated 4/20/2010, which declared that public convenience and welfare requires resurfacing of Belvoir Boulevard from Fairmount Boulevard to Mayfield Road in the Cities of South Euclid and University Heights, by adding the City of Shaker Heights; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said project.</p>
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WHEREAS, the Department of Public Works/County Engineer has recommended an amendment to BOCC Resolution No. 101404, adopted on 4/20/2010, which declared that public convenience and welfare requires resurfacing of Belvoir Boulevard from Fairmount Boulevard to Mayfield Road in the Cities of South Euclid and University Heights; total estimated construction cost \$3,227,398.00; and

WHEREAS, public convenience and welfare has been previously declared by the Board of County Commissioners (BOCC) on April 20, 2010, Resolution No.101404; and

WHEREAS, the City of Shaker Heights was inadvertently omitted from the list of cities; and

WHEREAS, the purpose of this Resolution is to amend BOCC Resolution No. 101404 to include the City of Shaker Heights so that it accurately reflects the municipalities within which the project will be constructed, and

WHEREAS, the termini of the project will remain the same and the construction limits for the project will be within the corporate limits of the City of Shaker Heights for approximately 50 feet at the intersection of Belvoir Boulevard and Fairmount Boulevard; and

WHEREAS, the preliminary estimated cost and funding for the project will remain the same, with funding for this project as follows: 1) 80% of the construction costs being paid for by federal funds; and, 2) 20% being paid for by the County. The breakdown of

the estimated construction costs of the project are: \$2,581,919.00 Federal Share (80%) and \$645,479.00 County Share (20%); and

WHEREAS, the municipalities are responsible for the design engineering costs within their respective corporate limits.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That BOCC Resolution No. 101404 be amended to read as follows:

Declaring that public convenience and welfare requires the resurfacing of Belvoir Boulevard from Fairmont Boulevard to Mayfield Road in the Cities of Shaker Heights, South Euclid and University Heights; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into agreements of cooperation with the Cities of Shaker Heights, South Euclid and University Heights.

SECTION 2. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 2011



Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept. Head Name:	Jamal Husani, P.E.
Type of Request:	Authority To Prepare		
Request Prepared by:	Fred Whatley	Telephone No.	348-3840
SUMMARY OF REQUESTED ACTION:			
<p>County Executive/Public Works Department submitting an amendment to Resolution 101404, adopted on April 20, 2010, to add the City of Shaker Heights. Resolution 101404 declared that the public convenience and welfare required the resurfacing of Belvoir Boulevard from Fairmount Boulevard to Mayfield road in the Cities of South Euclid and University Heights. It was recently learned that, through inadvertence, the City of Shaker Heights was omitted from the list of cities. While the termini of the project will remain the same, the construction limits for the project will be within the corporate limits of the City of shaker Heights for approximately 50 feet at the intersection of Belvoir Boulevard and Fairmount Boulevard.</p> <p>The preliminary estimated cost and funding for the construction of the project remain the same, that is, 80% Federal and 20% County:</p> <p>\$2,581,919 Federal Share \$ 645,479 County Share \$3,227,398 Total Estimated Construction Cost</p> <p>The municipalities are responsible for design engineering costs within their respective corporate limits.</p> <p>For all of the foregoing reasons, the County Executive/Public Works Department requests that Resolution 101404 be amended to reflect that the project will include property within the corporate limits of the City of Shaker Heights. Thus, Resolution 101404 should be amended to read as follows:</p> <p>Declaring that the public convenience and welfare requires the resurfacing of Belvoir Boulevard from Fairmount Boulevard to Mayfield Road in the Cities of Shaker Heights, South Euclid and University Heights; authorizing the County Executive to enter into agreements of cooperation with the Cities of Shaker Heights, South Euclid and University Heights, and finding that special assessments are not to be levied and collected to pay any</p>			

part of the County's costs of this improvement.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Purpose/Outcome - To amend Resolution 101404 so that it accurately reflects the municipalities within which the project will be constructed.

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source:	Explanation:
Other	Road and Bridge

Total Amount Requested:

\$

ATTACHMENTS:

Click to download

[Resolution 101404](#)

History

Time

Who

Clerk of the Board

Approval

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0287

Sponsored by: County Executive FitzGerald/Department of Public Works/County Engineer	A Resolution authorizing the County Executive to enter into an agreement of cooperation with City of Cleveland for replacement of Cedar Road Bridge No. 229.
---------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, the Department of Public Works/County Engineer has submitted an agreement of cooperation with the City of Cleveland for the replacement of Cedar Road Bridge No. 229; and

WHEREAS, public convenience and welfare has been previously declared by the Board of County Commissioners on January 21, 2010, Resolution No.100302; and

WHEREAS, the City Council of the City of Cleveland has previously authorized the entry of the Agreement of Cooperation with the County through Ordinance No. 652-10; and

WHEREAS, the County will be responsible for the preparation of the plans and specifications, and for the supervision and administration of the construction project; and

WHEREAS, funding for this project is as follows: 1) 80% of the construction costs being paid for by federal funds; and, 2) 20% being paid for by the County. The breakdown of the estimated construction costs of the project are as follows: \$2,318,400.00 Federal Share (80%) and \$579,600.00 County Share (20%); and

WHEREAS, the City of Cleveland agrees to participate with the County in the cost of the improvement by an allocation from the County Motor Vehicle License Tax Fund to pay the County's share of the construction costs; and

WHEREAS, it is anticipated that this project will be bid in 2015.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Executive is hereby authorized to enter into and execute an agreement of cooperation with the City of Cleveland for the replacement of Cedar Road Bridge No. 229.

SECTION 2. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

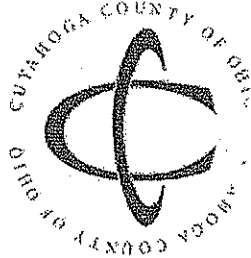
Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 2011



Item Details:

Agency/Dept. Name: County Engineer **Agency/Dept. Head Name:** Jamal H. Husani 3868
Type of Request: Agreement/Amendment
Request Prepared by: Monique A. Schulte **Telephone No.:** 348-3823

SUMMARY OF REQUESTED ACTION:

The Department of Public Works, submitting an agreement of cooperation with the City of Cleveland, for approval for the replacement of Cedar Road Bridge No. 229 over Doan Brook.

Funding of said project is as follows:

Federal Share\$2,318,400.00
County Share..... \$ 579,600.00
Total Estimated Construction Cost \$2,898,000.00

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Purpose: To obtain municipal cooperation for the above-described project.
Outcome: Project will be bid in 2015.

For this project , the County is responsible for the preparation of plans and specification and for the supervision and administration of the construction project.

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: Other **Explanation:** road and bridge

Total Amount Requested:

\$

ATTACHMENTS:

Click to download

[Agreement Cedar Road Bridge 229](#)

History

Time

Who

Clerk of the Board

Approval


Novisolutions
Copyright 2001-2009

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0288

Sponsored by: County Executive FitzGerald/ Department of Health and Human Services/Family & Children First Council	A Resolution authorizing the County Executive to enter into an agreement with Cuyahoga County District Board of Health in the amount not-to-exceed \$525,856.23 for administration of the Wellness Program for the period 7/1/2011 - 6/30/2012.
-------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, Cuyahoga County's Office of Family and Children First Council has requested authorization to enter into an agreement with Cuyahoga County District Board of Health in the amount not-to-exceed \$525,856.23 for the administration of the Wellness Program for the period July 1, 2011 – June 30, 2012; and

WHEREAS, the Wellness Program provides various services including, preventing out-of-wedlock births among teens in Cuyahoga County, teen awareness campaigns, counseling classes on pregnancy avoidance, programs promoting parenting education, which includes the community based Plain Talk program; and

WHEREAS, the Wellness Program also provides sex education classes to various school districts in Cuyahoga County; and

WHEREAS, the Cuyahoga County District Board of Health will be responsible for the management of the County Wellness Program; and

WHEREAS, the Federal Temporary Assistance to Needy Families ("TANF") fund dollars will be used to support the programming.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Executive is hereby authorized to enter into an agreement with the Cuyahoga County District Board of Health in the amount not-to-exceed \$525,856.23 for administration of the Wellness Program for the period July 1, 2011 – June 30, 2012.

SECTION 2. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

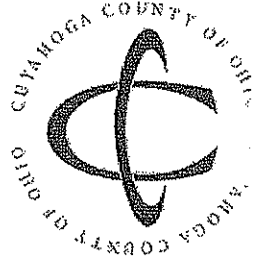
Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 2011



Item Details:

Agency/Dept. Name:	Administrator's Office/Family and Children First Council	Agency/Dept. Head Name:	Robin R. Martin
Type of Request:	Agreement/Amendment		
Request Prepared by:	Julie A. Fratoe	Telephone No.	(216) 348-3953
SUMMARY OF REQUESTED ACTION:			
Submitting an agreement in the amount of \$525,856.23 with Cuyahoga County District Board of Health for the Wellness program for the period July 1, 2011 through June 30, 2012.			
PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):			
The Cuyahoga County District Board of Health will be responsible for the management of the County Wellness Program. The Wellness program provides various services including, preventing Out-of-Wedlock births among teens in Cuyahoga County. Teen awareness campaigns, counseling classes on pregnancy avoidance, programs promoting parent education, which includes the community based Plain Talk program. The Wellness Program provides sex education classes to various school districts in Cuyahoga County.			
Explanation for late submittal:			
Paperwork delayed			

Contract/Agreement Information:

Procurement Method:
Exempt from Competitive Bid Requirements
Explanation for Increase/Decrease in \$ Amount for current request:
funding reduction in the amount of \$73,000.00

Financial Information:

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Funding source:	Explanation:
Federal	TANF fund dollars are used to support programming
Total Amount Requested:	
\$525,856.23	

ATTACHMENTS:

Click to download

- [BOH Wellness Agreement Yellow Back](#)
- [BOH Wellness Agreement](#)
- [Auditor Findings](#)
- [BOH Evaluation](#)
- [BOH Budget Report](#)
- [Exemption letter](#)

History

Time

Who

Clerk of the Board

Approval

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0289

Sponsored by: County Executive FitzGerald/Department of Health and Human Services	A Resolution authorizing the County Executive to enter into an agreement with Cuyahoga County Department of Senior & Adult Services in the amount not-to-exceed \$70,000.00 for direct care services for the Ryan White HIV/AIDS Treatment Modernization Act Part A Program for the period 3/1/2011 - 2/29/2012, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Health & Human Services has submitted an agreement with Cuyahoga County Department of Senior & Adult Services in the amount not-to-exceed \$70,000.00 for direct care services for the Ryan White HIV/AIDS Treatment Modernization Act Part A Program for the period 3/1/2011 – 2/29/2012; and,

WHEREAS, the purpose of this agreement is to reimburse direct care service providers for core medical and support services to uninsured and underinsured persons living with HIV/AIDS in the federally designated six-county service area; and,

WHEREAS, the services include Home Health Care Services for uninsured and underinsured PLWH/A residing in Cuyahoga County; and,

WHEREAS, this selected provider has established an above average performance for compliance with fiscal, program and service standards, health outcomes, number of clients served, number of service units, and meeting clients' emergency needs; and,

WHEREAS, funding for this agreement is provided through federal funding of the Health Resources & Services Administration (HRSA) who provide grants in order to improve and expand health care services to individuals who lack sufficient health care service; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of the County.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The County Executive is hereby authorized to enter into an agreement with Cuyahoga County Department of Senior & Adult Services in the amount not-to-



Item Details:

Agency/Dept. Name:	Administrator's Office/Health and Human Services	Agency/Dept. Head Name:	Rick Werner
Type of Request:	Agreement/Amendment		
Request Prepared by:	Laurie Atkins	Telephone No.	216-635-2938
SUMMARY OF REQUESTED ACTION:			
Submitting an agreement with Cuyahoga County Department of Senior and Adult Services in the amount not-to-exceed \$70,000.00 for direct care services to persons living with HIV/AIDS for the period March 1, 2011 - February 29, 2012.			
PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):			
To reimburse direct care service providers for core medical and support services to uninsured and underinsured persons living with HIV/AIDS in the federally designated six-county service area.			
Explanation for late submittal:			
Falls within Grant Period			

Contract/Agreement Information:

Procurement Method:
Exempt from Competitive Bid Requirements
Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source:	Explanation:
Federal	HRSA
Total Amount Requested:	
\$70,000.00	

BOARD OF CUYAHOGA COUNTY COMMISSIONERS
CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Cuyahoga County Department of Senior & Adult Services

Contract/Agreement No.: CE0900612-01 **Time Period:** 03/01/2009 – 02/28/2011

Service Description: Home Health Care services for uninsured and underinsured PLWH/A residing in Cuyahoga County.

Original Contract/Agreement Amount: \$130,500.00

Prior Amendment(s) Amount(s): \$123,592.84, \$-50,000, \$-48,000.00

Performance Indicators: Compliance with fiscal, program and service standards and health outcomes. Number of clients served, number of service units, meeting clients' emergency needs.

Actual performance versus performance indicators (include statistics): This provider meets performance standards. Last decreased amount to align more accurately with utilization rate for previous funding year (3/1/10-2/28/11).

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: Agency meets performance standards and has implemented a number of quality improvement recommendations. Consequently, no additional site visit was required for the closing fiscal year.

Office of HHS/RW Part A

8/5/11

User Department

Date

s: evaluation

B. 40A069 – Capital Projects Fund **BA1100466**
CC767939 – 2011 FAA Recons, Rehab. Apron A1 & B, C & D1
Capital Outlay \$ 1,300,119.00

Funding Source: Federal Aviation Administration.

C. 40A069 – Capital Projects Fund **BA1100467**
CC767947 – ODOT Rehab. Apron A1 & B
Capital Outlay \$ 350,000.00

Funding Source: Ohio Department of Transportation.

D. 01A001 - General Fund **BA1000656**
DV014100 – Economic Development
Other Expenses \$ 632.24

Funding Source: General Fund.

E. 20A495 – Human Services Other Programs **BA1100758**
MI511410- Human Services Other Programs
Other Expenses \$ 700,000.00

Funding Source: Health & Human Services Levy Fund. (See attached OBM Review Document.)

F. 20A807 – EC-Invest In Children **BA1100706**
EC451393 – Program Administration
Other Expenses \$ 50,000.00

Funding Source: United Way of Greater Cleveland.

G. 20A807 – EC-Invest In Children **BA1100707**
EC451393 – Program Administration
Other Expenses \$ 25,000.00

Funding Source: Eaton Charitable Fund.

H. 21A650 – Rosby Resource Recycling Inc. **BA1100709**
SM757930 – 2011 Rosby Resource Recycling Inc.
Other Expenses \$ 250,000.00

Funding Source: Revenue generated from waste disposal fees.

J. 22A678 – Shelter + Care Renewal -SRA **BA1100712**
HS753095 – Shelter + Care '10 Renewal -SRA
Other Expenses \$ 432,600.00

Funding Source: United States Department of Housing & Urban Development.

K.	20A807 – EC-Invest In Children	BA1100710
	EC451419 – Early Intervention	
	Other Expenses	\$ 1,205,584.00

Funding Source: Ohio Department of Health.

L.	21A051 – Northern Border Maritime Awareness	BA1100748
	SH350033 – Northern Border Maritime Awareness	
	Other Expenses	\$ 1,751.32
	Capital Outlays	\$ 125,057.68

Funding Source: United States Department of Homeland Security, Federal Emergency Management Agency.

M.	61A608 – Central Security Service-Sheriff	BA1100749
	SH352005 – Building Security Service	
	Personal Services	\$ 1,100,000.00
	Other Expenses	\$ 35,000.00

Funding Source: The internal service fund which derives revenues from charges to county departments which utilize the services of security for the buildings. (See attached OBM Review Document.)

N.	01A001 – General Fund	BA1100750
	AE511451 – Board & Care of Prisoners	
	Other Expenses	\$ (\$1,135,000.00)

Funding Source: General Fund (See attached OBM Review Document.)

O.	01A001 – General Fund	BA1100772
	DR495515 – Domestic Relations Bureau of Support	
	Personal Services	\$ 12,125.00
	Capital Outlays	\$ 26,250.00

Funding Source: Funding is from the General Fund from a corresponding decrease in Juvenile Court.

P.	01A001 – General Fund	BA1100773
	DR391052 – Domestic Relations Court	
	Personal Services	\$ 4,441.00
	Capital Outlays	\$ 4,750.00

Funding Source: Funding is from the General Fund from a corresponding decrease in Juvenile Court.

Q.	20A823 – Juv. Ct. Youth & Family Comm. Partnshp.	BA1100765
	JC108092– Youth and Family Community Parntnership	
	Other Expenses	\$ (683,131.70)

Funding Source: Health and Human Services Levy Fund.

R.	20A811 – Juv. Ct. Detention & Probation Svcs.		BA1100766
	JC107516 – Juvenile Court Probation Services		
	Other Expenses	\$	683,131.70

Funding Source: Health and Human Services Levy Fund.

S.	01A001 – General Fund		BA1100768
	AE511451 – Board & Care of Prisoners		
	Other Expenses	\$	(\$400,000.00)

Funding Source: General Fund. (See attached OBM Review Document.)

T.	50A410 – Cuyahoga Regional Information System		BA1100769
	JA090068 – Justice Affairs-Cuyahoga Regional Information System		
	Other Expenses	\$	400,000.00

Funding Sources: From user fees and fees assessed on traffic violations within the County.
(See attached OBM Review Document.)

SECTION 2. That the 2011 Annual Appropriation Measure be amended to provide for the following appropriation transfers:

<u>Fund Nos. /Budget Accounts</u>	<u>Journal Nos.</u>
------------------------------------------	----------------------------

A.	FROM:	21A359 – Internet Crimes Against Children		BA1100747
		PR764860 – Internet Crimes Against Children FY09		
		Capital Outlays	\$	30,000.00
	TO:	21A359 – Internet Crimes Against Children		
		PR764860 – Internet Crimes Against Children FY09		
		Other Expenses	\$	30,000.00

Funding Source: United States Department of Justice, Office of Justice Programs, National Institute of Justice.

B.	FROM:	01A001 – General Fund		BA1100761
		CC013052 – Office of Budget & Management		
		Personal Services	\$	152,450.00
		Other Expenses	\$	5,000.00
		01A001 – General Fund		
		CT577106 – Risk & Property Management		
		Other Expenses	\$	75,000.00
		01A001 – General Fund		
		CC011106 – County Administrator		
		Other Expenses	\$	7,550.00

01A001 – General Fund
CC011213 – Clerk of the Board
Personal Services \$ 47,353.00

TO: 01A001 – General Fund
EX016006 – County Executive
Personal Services \$ 277,353.00
Other Expenses \$ 10,000.00

Funding Source: General Fund. (See attached OBM Review Document.)

C. FROM: 20A811 – Juvenile Court Detention & Probation Svcs. **BA1100764**
JC107532 – Juvenile Court Legal Services
Other Expenses \$ 150,000.00

TO: 20A811 – Juvenile Court Detention & Probation Svcs
JC107516 – Juvenile Court Probation Services
Other Expenses \$ 150,000.00

Funding Source: Health and Human Services Levy Fund.

D. FROM: 21A526 – JAIBG Block Grant **BA1100732**
JA752477 – JAIBG Block Grant 2010
Other Expenses \$ 2,590.00

TO: 21A526 – JAIBG Block Grant
JA752477 – JAIBG Block Grant 2010
Capital Outlay \$ 2,590.00

Funding Source: U.S. Department of Justice.

E. FROM: 50A410 – Cuyahoga Regional Information System **BA1100733**
JA090068 – Cuyahoga Regional Information System
Other Expenses \$ 6,100.00

TO: 50A410 – Cuyahoga Regional Information System
JA090068 – Cuyahoga Regional Information System
Capital Outlay \$ 6,100.00

Funding Source: From user fees and fees assessed on traffic violations within the County.

F. FROM: 21A764 – Interoperable Emergency Communications **BA1100746**
JA752584 – Interoperable Emergency Communications CY2010
Personal Services \$ 3,745.49
Capital Outlay \$ 8.65

TO: 21A764 – Interoperable Emergency Communications
JA752584 – Interoperable Emergency Communications CY2010
Other Expenses \$ 3,754.14

Funding Source: U.S. Department of Homeland Security, Emergency Management.

SECTION 3. That the 2011 Annual Appropriation Measure be amended to provide for the following cash transfers between County funds.

<u>Fund Nos. /Budget Accounts</u>		<u>Journal Nos.</u>
A.	FROM: 29A391 – Healthy and Human Services Levy 4.8 SU514273 – CSEA HHS 4.8 Mil Subsidy Transfer Out \$ 1,200,000.00	JT1100212
	TO: 20A600 – Cuyahoga Support Enforcement Agency SE496000 – Cuyahoga Support Enforcement Agency Revenue Transfer \$ 1,200,000.00	

Funding Source: Health & Human Services Levy Fund.

B1.	FROM: 29A390 – Health and Human Services Levy 2.9 SU513986 – Employment and Family Subsidy 2.9 Transfer Out \$ 171,970.96	JT1100093
	TO: 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 171,970.96	
B2.	FROM: 29A390 – Health and Human Services Levy 2.9 SU513986 – Employment and Family Subsidy 2.9 Transfer Out \$ 66,510.74	
	TO: 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 66,510.74	
B3.	FROM: 29A391 – Health and Human Services Levy 4.9 SU514430 – Employment and Family Subsidy 4.9 Transfer Out \$ 280,584.20	
	TO: 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 280,584.20	
B4.	FROM: 29A391 – Health and Human Services Levy 4.9 SU514430 – Employment and Family Subsidy 4.9 Transfer Out \$ 108,517.52	
	TO: 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 108,517.52	

Funding Source: Health and Human Services Levy Fund.

SECTION 4. This Resolution is hereby determined to be an emergency measure and that it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of County departments, offices and agencies. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 5. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President Date

County Executive Date

Clerk of Council Date

First Reading/Referred to Committee: September 13, 2011

Committee(s) Assigned: Finance & Budgeting

Journal CC003

September 27, 2011

September 6, 2011

Clerk of County Council

Dear Ms. Schmotzer:

What follows is a brief summary of the fiscal items, which will be presented for your consideration at the Council meeting scheduled for September 13, 2011.

Additional Appropriation Summary – Additional appropriations are needed when there is a new or increased revenue source, or a revision to the original budget appropriation that is required to cover expenses that exceed the original estimate.

A reduction in appropriation is requested in conjunction with the close out of a program, grant, project or decertification of an encumbrance.

General Fund/Health & Human Services	Amount
Development – To cover a refund of an overpayment on a loan. Funding is from the General Fund.	\$632.24
Office of Health & Human Services – An increase in appropriation to the Fatherhood Initiative to cover contracts. Funding is from the Health & Human Services Levy Fund.	\$700,000.00
Prisoner Board & Care – A decrease in appropriation to offset an increase to the Sheriff's Building Security Services to cover overtime and other expenses. Funding is from the General Fund.	-\$1,135,000.00
Domestic Relations Court – Additional appropriations to cover personal services in the Bureau of Support and to cover an increased rate for a psychologist with expanded requirements in the Court division. Funding is from the General Fund with a corresponding decrease from Juvenile Court.	\$47,566.00
Juvenile Court – A decrease in the Youth & Family Community Partnership program and a corresponding increase in the Court Probation Services to cover increased placement costs (\$683,131.70). The funding source the Health and Human Services Levy Fund.	\$0.00
Board & Care of Prisoners – A decrease in appropriation to offset an increase in Justice Services' Cuyahoga Regional Information System account to allow the expansion and enhancement of the system. Funding is from the General Fund.	-\$400,000.00
TOTAL	(\$786,801.76)

Other Operating Funds	Amount
Sheriff – An additional appropriation is needed to cover overtime expenses and other operating expenses for the Building Security Services. Funding is from charges to user agencies.	\$1,135,000.00
Justice Services – An increase in appropriation to expand and enhance the Cuyahoga Regional Information System. Funding is from a subsidy of General Fund dollars.	\$400,000.00
TOTAL	\$1,535,000.00

Grants/Projects	Amount
Capital Projects Fund – To appropriate funds for the Jail I Kitchen Replacement in the Justice Center. Funding is from a future debt issuance.	\$1,000,000.00
Capital Projects Fund – To appropriate a grant from the Federal Aviation Administration for the reconstruction of Apron A1 & B and rehabilitation of Aprons C & D1 at the County Airport.	\$1,300,119.00
Capital Projects Fund – To appropriate a grant from the Ohio Department of Transportation for the rehabilitation of Apron A1 & B at the County Airport.	\$350,000.00
Early Childhood/Invest in Children – To appropriate a grant award from the United Way of Greater Cleveland to cover programs and communication needs.	\$50,000.00
Early Childhood/Invest in Children – To appropriate a grant from the Eaton Charitable Fund to cover programs and communication needs.	\$25,000.00
Solid Waste Management District – To appropriate a grant award from the Ohio Department of Natural Resources, Special Assistance Grant to expand food scrap capabilities and provide new recycling opportunities.	\$250,000.00

Office of Homeless Services – To appropriate a grant from the U.S. Department of Housing and Urban Development for the Continuum of Care for Homeless Assistance program’s Shelter Care Plus Sponsor Based Rental Assistance program.	\$432,600.00
Early Childhood/Invest in Children – To appropriate a grant from the Ohio Department of Health to support the Help Me Grow program.	\$1,205,584.00
Sheriff – To appropriate a grant from the U.S. Department of Homeland Security, Federal Emergency Management Agency for the Northern Border Maritime Awareness program.	\$126,809.00
TOTAL	\$4,740,112.00

Total Additional Appropriations - All Funds	\$5,488,310.24
----------------------------------------------------	-----------------------

The following represents the overall changes made to the 2011 Annual Appropriation Measure since its adoption on October 28, 2010. The changes reflect the Additional Appropriations, Appropriation Transfers and Cash Transfers to the original adopted appropriation measure.

APPROPRIATION STATUS SUMMARY:

	<u>09/13 Agenda</u>	<u>Year to Date</u>	<u>Adjusted Annual Appropriation</u>
General Fund	\$ (1,486,801.76)	\$ 24,874,747.01	\$ 329,791,899.01
Other Fund	\$ 6,975,112.00	\$ 109,520,978.01	\$ 1,518,514,707.01
Total	\$ 5,488,310.24	\$ 134,395,725.02	\$ 1,848,306,606.02

Appropriation Transfer Summary – Is a transfer of appropriation between two or more budget accounts or between different expenditure categories within the same budget account.

General Fund/Health & Human Services	Amount
Various Executive Divisions – Realigning appropriation within the Executive agencies existing staff configuration required for internal controls and accountability measures. Funding is from the General Fund.	\$287,353.00
Juvenile Court – Realignment from the Court’s Legal Services Division to the Probation Services Division to provide sufficient funding for the Drug Court program. Funding is from the Health & Human Services Levy Fund.	\$150,000.00
TOTAL	\$437,353.00

Other Operating Funds	Amount
Justice Services – Realignment within the Cuyahoga Regional Information System to cover the purchase of work stations in anticipation of moving the division from the Sterling Building to Courthouse Square. Funding is from user fees and fees assessed on traffic violations within the County.	\$6,100.00
TOTAL	\$6,100.00

Grants/Projects	Amount
Prosecutor – Realigning appropriation within the Internet Crimes Against Children grants to cover pending expenses. Funding is from the U.S. Department of Justice, Office of Justice Programs, National Institute of Justice.	\$30,000.00
Justice Services – Realignment within the Juvenile Accountability Incentive Block grant to cover the purchase of computer equipment. Funding is from the U.S. Department of Justice.	\$2,590.00
Justice Services – Realignment within the 2009 Interoperable Emergency Communications CY2010 grant from the U.S. Department of Homeland Security, Emergency Management to cover an upcoming contract.	\$3,754.14
TOTAL	\$36,344.14

Total Appropriation Transfers - All Funds	\$479,797.14
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Cash Transfer Summary – Operating transfers support operating expenditures, related to a cash matches for a grants, transfer of taxes or fees to a debt service fund, transfers from the General Fund to a capital project fund or operating subsidies to special revenue funds, enterprise funds, or internal service funds. This type of transaction posts as an expenditure and sufficient appropriation must be available to process the transaction.

Residual Equity Transfers are non-recurring or non-routine transfers of cash between funds. They are used to close out a fund and to transfer remaining fund balance to another fund. This transaction only affects cash fund balance and does not post as a revenue or expenditure. No appropriation is required to process this type of transaction.

General Fund/Health & Human Services	Amount
Health & Human Services Levy Fund – A cash transfer for a partial subsidy payment to the Cuyahoga Support Enforcement Agency. Funding is from the Health & Human Services Levy Fund.	\$1,200,000.00

Health & Human Services Levy Fund – A cash transfer to cover the County's mandated share of Temporary Assistance To Needy Families (TANF) and Non TANF related medicaid, and food expenses.	\$627,583.42
TOTAL	\$1,827,583.42

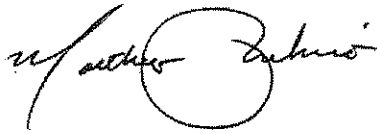
Other Operating Funds	Amount
TOTAL	0

Grants/Projects	Amount
TOTAL	\$ 0.00

Total Cash Transfers - All Funds	\$1,827,583.42
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Thank you for your consideration regarding this matter.

Sincerely,



Matthew Rubino
 Director, Office of Budget & Management
mrubino@cuyahogacounty.us
 (216) 443-7448
 Fax: (216) 443-7256

MEMORANDUM

TO: Jeanne Schmotzer, Clerk of Council
FROM: Matthew Rubino, Director, Office of Budget & Management
DATE: September 6, 2011
RE: Agenda Items

The Office of Budget & Management requests that the following fiscal items be presented to the members of County Council for their consideration at the meeting of September 13, 2011. The requested fiscal items including additional appropriations, appropriation transfers, and cash transfers meet agency budgetary needs.

Resolution: Additional Appropriations

A. 40A069 – Capital Projects Future Debt Issue **BA1100465**
CC767327 – Jail I Kitchen Replacement – Justice Center
Capital Outlays \$ 1,000,000.00

An additional appropriation is needed to proceed with the Jail I Kitchen Replacement in the Justice Center. The project was approved in 2006. The original bids received in January 2011 were rejected due to the Prosecutor's ruling on bid appeal and timing beyond 60-day bid requirement. The five year delay in construction resulted in cost escalation. An evaluation by the Project Architect (mbi/k2m Architecture, Inc) of anticipated current costs shows a need to increase current projection estimates. Funding is from proceeds received from a future debt issuance of general obligation bonds.

B. 40A069 – Capital Projects Fund **BA1100466**
CC767939 – 2011 FAA Recons, Rehab. Apron A1 & B, C & D1
Capital Outlay \$ 1,300,119.00

To appropriate grant from the Federal Aviation Administration for the reconstruction of Apron A1 & B and rehabilitation of Aprons C & D1 at the County Airport.

C. 40A069 – Capital Projects Fund **BA1100467**
CC767947 – ODOT Rehab. Apron A1 & B
Capital Outlay \$ 350,000.00

To appropriate grant from the Ohio Department of Transportation for the rehabilitation of Apron A1 & B at the County Airport. The total cost of the project is \$388,889, with a local share of \$38,889.

D. 01A001 - General Fund **BA1000656**
DV014100 – Economic Development
Other Expenses \$ 632.24

An appropriation increase is requested for Economic Development to cover the cost of a loan refund that was over-paid by a borrower. Funding for Economic Development comes from the General Fund.

E.	20A495 – Human Services Other Programs	BA1100758
	MI511410- Human Services Other Programs	
	Other Expenses	\$ 700,000.00

A request to increase appropriation in the amount of \$700,000 due to a corresponding decrease request in appropriation to accommodate an \$850,000 RFP for Fatherhood Initiative contracts. All of these contracts were originally encumbered in January 2011. However, half of the encumbrance amounts were decertified the following month at the request of the new administration. Additionally, the new administration requested an RFP for a full year commencing July 2011 through June 2012. There would be no overall increase in appropriation and no additional impact on the levies. The source of funding is the Health & Human Services Levy Fund. (See attached OBM Review Document.)

F.	20A807 – EC-Invest In Children	BA1100706
	EC451393 – Program Administration	
	Other Expenses	\$ 50,000.00

The Department of Early Childhood requests additional appropriation of \$50,000.00 for the 2011 Operating Budget to cover programs and communications needs not funded by other sources. Funding is supported by a donation from the United Way of Greater Cleveland. The donation has been deposited and approved and accepted by the County Executive.

G.	20A807 – EC-Invest In Children	BA1100707
	EC451393 – Program Administration	
	Other Expenses	\$ 25,000.00

The Department of Early Childhood requests additional appropriation of \$25,000.00 for the 2011 Operating Budget to cover programs and communications needs not funded by other sources. Funding is supported by a donation from the Eaton Charitable Fund. The donation has been deposited and approved and accepted by the County Executive.

H.	21A650 – Rosby Resource Recycling Inc.	BA1100709
	SM757930 – 2011 Rosby Resource Recycling Inc.	
	Other Expenses	\$ 250,000.00

The Solid Waste Management District requests additional appropriation of \$250,000.00 for the 2011 Operating Budget for program funding to expand food scrap processing capabilities and provide for new recycling opportunities for material generators. Funding is supported by a donation from the Ohio Department of Natural Resources (ODNR) Special Assistance Grant with Rosby Resource Recycling. The Cuyahoga County Solid Waste District works to support environmentally-sustainable and economical solid waste management practices within the communities, institutions and businesses of Cuyahoga County. The source of funding is revenue generated from waste disposal fees.

J.	22A678 – Shelter + Care Renewal -SRA	BA1100712
	HS753095 – Shelter + Care '10 Renewal -SRA	
	Other Expenses	\$ 432,600.00

The Office of Homeless Services requests additional appropriation of \$432,600.00 for the 2011 Operating Budget to cover recent award from the United States Department of Housing & Urban Development in connection with the Continuum of Care for Homeless Assistance

program for the Shelter Care Plus Sponsor-Based Rental Assistance program in the amount of \$432,600.00 covering the period December 1, 2011 through November 30, 2012. The donation was approved and accepted by the County Executive on August 1, 2011.

K.	20A807 – EC-Invest In Children	BA1100710
	EC451419 – Early Intervention	
	Other Expenses	\$ 1,205,584.00

The Office of Early Childhood requests additional appropriation of \$1,205,584.00 for the 2011 Operating Budget to support the Help Me Grow program, in support of Early Intervention. Funding is supported by a donation from the Ohio Department of Health. The donation has been deposited and approved and accepted by the County Executive

L.	21A051 – Northern Border Maritime Awareness	BA1100748
	SH350033 – Northern Border Maritime Awareness	
	Other Expenses	\$ 1,751.32
	Capital Outlays	\$ 125,057.68

To establish appropriations for the Northern Border Maritime Awareness grant awarded to Cuyahoga County Department of Justice Affairs, accepted by the County Commissioners on September 16, 2010, resolution #103967 in part for the County Sheriff from the United States Department of Homeland Security, Federal Emergency Management Agency in connection with the FY2010 Port Security Grant Program (PSGP) covering the period June 1, 2010 through May 31, 2013. The purpose of the grant is to enhance Maritime domain awareness, improvised explosive devices and weapons of mass destruction prevention, protection, response and recovery capabilities through the public safety marine patrol. The grant will permit the Sheriff to purchase a boat and related equipment.

M.	61A608 – Central Security Service-Sheriff	BA1100749
	SH352005 – Building Security Service	
	Personal Services	\$ 1,100,000.00
	Other Expenses	\$ 35,000.00

To increase appropriations in the Sheriff's Building Security Services account for an increase in overtime and other operating expenses as well as expenses (including overtime) that were excluded in the original budget since the costs were previously paid through Central Services for the first three months. The increased appropriations have been offset by a decrease in the General Fund Prisoner Board and Care account (see document BA1100750). Funding is from the internal service fund which derives revenues from charges to county departments which utilize the services of security for the buildings. The internal service fund covers the period January 1, 2011 through December 31, 2011. (See attached OBM Review Document.)

N.	01A001 – General Fund	BA1100750
	AE511451 – Board & Care of Prisoners	
	Other Expenses	\$ (\$1,135,000.00)

To decrease appropriations in Prisoner Board and Care account that pays for prisoners housed in municipal jails throughout the community. The decrease is to offset the increase in the Sheriff's Building Security Services account (see document BA1100749). Funding is entirely from the General Fund covering the period January 1, through December 31, 2011. (See attached OBM Review Document.)

O.	01A001 – General Fund		BA1100772
	DR495515 – Domestic Relations Bureau of Support		
	Personal Services	\$	12,125.00
	Capital Outlays	\$	26,250.00

To increase appropriations in the Domestic Relations Bureau of Support account for wages and fringes for a scheduler along with wireless access in the courthouse and recording equipment in the Support Magistrates' offices. Funding is from the General Fund covering the period January 1, 2011 through December 31, 2011. These increases qualify for reimbursement through Title IV-D at the rate of 66%. Additionally this increase is offset with reduction from Juvenile Court. (See related decrease appropriation, item Q, and additional appropriation, item S, on page 4.) See attached OBM Review Document.

P.	01A001 – General Fund		BA1100773
	DR391052 – Domestic Relations Court		
	Personal Services	\$	4,441.00
	Capital Outlays	\$	4,750.00

To increase appropriations in the Domestic Relations general account for an increased rate for a psychologist with expanded requirements, responsibilities and roles along with wireless access in the courthouse. Funding is from the General Fund covering the period January 1, 2011 through December 31, 2011. Additionally this increase is offset with reduction from Juvenile Court. (See related decrease appropriation, item Q, and additional appropriation item R. on page 4.) See attached OBM Review Document.

Q.	20A823 – Juv. Ct. Youth & Family Comm. Partnshp.		BA1100765
	JC108092– Youth and Family Community Partnership		
	Other Expenses	\$	(683,131.70)

The placements in Youth and Community Partnerships in 2011 have been less than in previous years, and the full appropriation is not anticipated to be needed. Placement decreases have occurred as placements have increased in probation services, which has seen a corresponding increase. The source of funding is from the Health and Human Services Levy Fund.

R.	20A811 – Juv. Ct. Detention & Probation Svcs.		BA1100766
	JC107516 – Juvenile Court Probation Services		
	Other Expenses	\$	683,131.70

The Juvenile Court has seen increased placements in its Probation Services program and decreased placements in its Youth and Community Partnership programs. This trend has resulted in too much appropriation in the latter and insufficient appropriation in probation. This appropriation increase would provide sufficient funding to continue to meet the current probation population for the remainder of the year. The sources of funding for the Probation and Legal Services accounts are the Health and Human Services Levy Fund.

S.	01A001 – General Fund		BA1100768
	AE511451 – Board & Care of Prisoners		
	Other Expenses	\$	(\$400,000.00)

To decrease appropriations in Prisoner Board and Care account that pays for prisoners housed in municipal jails throughout the community. The decrease is to offset the increase in Justice Services Cuyahoga Regional Information System account (see document BA1100769). Funding is from the General Fund covering the period January 1, through December 31, 2011. (See attached OBM Review Document.)

T.	50A410 – Cuyahoga Regional Information System	BA1100769
	JA090068 – Justice Affairs-Cuyahoga Regional Information System	
	Other Expenses	\$ 400,000.00

To increase appropriations in Justice Services (formally Justice Affairs) Cuyahoga Regional Information System (CRIS) account for the system enhancement and expansion, There is a corresponding decrease in Prisoner Board and Care funding this increase (see document BA110768. Funding for CRIS is from user fees and fees assessed on traffic violations within the County covering the period January 1, 2011 through December 31, 2011. (See attached OBM Review Document.)

Resolutions: Appropriation Transfers

A. FROM: 21A359 – Internet Crimes Against Children **BA1100747**
PR764860 – Internet Crimes Against Children FY09
Capital Outlays \$ 30,000.00

TO: 21A359 – Internet Crimes Against Children
PR764860 – Internet Crimes Against Children FY09
Other Expenses \$ 30,000.00

To transfer appropriations within the Prosecutor’s grant Internet Crimes Against Children FY09 for pending expenses. Funding is from the United States Department of Justice, Office of Justice Programs, National Institute of Justice covering the grant period October 1, 2009 through March 31, 2011.

B. FROM: 01A001 – General Fund **BA1100761**
CC013052 – Office of Budget & Management
Personal Services \$ 152,450.00
Other Expenses \$ 5,000.00

01A001 – General Fund
CT577106 – Risk & Property Management
Other Expenses \$ 75,000.00

01A001 – General Fund
CC011106 – County Administrator
Other Expenses \$ 7,550.00

01A001 – General Fund
CC011213 – Clerk of the Board
Personal Services \$ 47,353.00

TO: 01A001 – General Fund
EX016006 – County Executive
Personal Services \$ 277,353.00
Other Expenses \$ 10,000.00

An appropriation transfer is requested from several administrative budgets to the budget of the County Executive. The County Executive budget was based on the budget of the former County Administrator. However, the County Executive has a different staff configuration to institute more internal controls and accountability measures. The transfer of appropriation to County Executive’s office would include \$240,000 for salaries and \$10,000 for travel. Another \$37,353 would pay for ongoing retirement buyout expenses for former County Administrator employees that are now paid from the County Executive budget. (See attached OBM Review Document.)

C. FROM: 20A811 – Juvenile Court Detention & Probation Svcs. **BA1100764**
JC107532 – Juvenile Court Legal Services
Other Expenses \$ 150,000.00

TO: 20A811 – Juvenile Court Detention & Probation Svcs
JC107516 – Juvenile Court Probation Services
Other Expenses \$ 150,000.00

A request is made to transfer appropriation to provide sufficient funding for the Juvenile Court's Drug Court program. The source of funding is from the Health and Human Services Levy Fund.

D.	FROM:	21A526 – JAIBG Block Grant	BA1100732
		JA752477 – JAIBG Block Grant 2010	
		Other Expenses	\$ 2,590.00
	TO:	21A526 – JAIBG Block Grant	
		JA752477 – JAIBG Block Grant 2010	
		Capital Outlay	\$ 2,590.00

To transfer appropriations within the Juvenile Accountability Incentive Block Grant (JAIBG) for the Customer Service Request (CSR) JA1100668 authorizing the purchase of 2 Dell Latitude E5520 i5 Laptop computers. Funding is from the U.S. Department of Justice passed through the Ohio Department of Youth Services covering the period January 1, 2010 through December 31, 2011.

E.	FROM:	50A410 – Cuyahoga Regional Information System	BA1100733
		JA090068 –Cuyahoga Regional Information System	
		Other Expenses	\$ 6,100.00
	TO:	50A410 – Cuyahoga Regional Information System	
		JA090068 –Cuyahoga Regional Information System	
		Capital Outlay	\$ 6,100.00

To transfer appropriations within the Justice Services Cuyahoga Regional Information System for work stations in anticipation of the move of the units from the Sterling Building to Courthouse Square. Funding is from user fees and fees assessed on traffic violations within the County covering the period January 1, 2011 through December 31, 2011.

F.	FROM:	21A764 – Interoperable Emergency Communications	BA1100746
		JA752584 – Interoperable Emergency Communications CY2010	
		Personal Services	\$ 3,745.49
		Capital Outlay	\$ 8.65
	TO:	21A764 – Interoperable Emergency Communications	
		JA752584 – Interoperable Emergency Communications CY2010	
		Other Expenses	\$ 3,754.14

To transfer appropriations within the 2009 Interoperable Emergency Communications CY2010 grant for an upcoming contract. Funding is from the U.S. Department of Homeland Security, Emergency Management passed through the Ohio Emergency Management Agency covering the period June 1, 2009 through October 31, 2011.

Resolutions: Cash Transfers

A. FROM: 29A391 – Healthy and Human Services Levy 4.8 **JT1100212**
SU514273 – CSEA HHS 4.8 Mil Subsidy
Transfer Out \$ 1,200,000.00

TO: 20A600 – Cuyahoga Support Enforcement Agency
SE496000 – Cuyahoga Support Enforcement Agency
Revenue Transfer \$ 1,200,000.00

Request to process partial payment from the Health and Human Services levies to the Cuyahoga Support Enforcement Agency.

B1. FROM: 29A390 – Health and Human Services Levy 2.9 **JT1100093**
SU513986 – Employment and Family Subsidy 2.9
Transfer Out \$ 171,970.96

TO: 24A510 – Work and Training Admin.
WT137109 – Administrative Services
Revenue Transfer \$ 171,970.96

B2. FROM: 29A390 – Health and Human Services Levy 2.9
SU513986 – Employment and Family Subsidy 2.9
Transfer Out \$ 66,510.74

TO: 24A510 – Work and Training Admin.
WT137109 – Administrative Services
Revenue Transfer \$ 66,510.74

B3. FROM: 29A391 – Health and Human Services Levy 4.9
SU514430 – Employment and Family Subsidy 4.9
Transfer Out \$ 280,584.20

TO: 24A510 – Work and Training Admin.
WT137109 – Administrative Services
Revenue Transfer \$ 280,584.20

B4. FROM: 29A391 – Health and Human Services Levy 4.9
SU514430 – Employment and Family Subsidy 4.9
Transfer Out \$ 108,517.52

TO: 24A510 – Work and Training Admin.
WT137109 – Administrative Services
Revenue Transfer \$ 108,517.52

In accordance with the Ohio Revised Code (ORC) Section 5101.16 the county is required to pay a share of TANF related administration (\$5,430,662) and Non-TANF (\$2,100,339) related administration for Medicaid, Food related expenditures during a calendar year. This represents 1/12 of the total required mandated share that generally is transferred to the corresponding fund on a monthly basis. This transfer is for September 2011. The amount is based on the current State Fiscal Year's requirement. The funding source is the Health and Human Services Levy.

Recommendation for Appropriation Request

Request Description	Increase of appropriation for Fatherhood Initiative in HHS Other Programs index code
Requesting Agency	OBM
Funding Source	HHS levies
Total Impact	\$700,000
Status	Recommended
Agenda Date	September 13, 2011

Summary of Request

This is a request to increase appropriation to accommodate an \$850,000 RFP for Fatherhood Initiative contracts. All of these contracts were originally encumbered in January 2011. However, half of the encumbrance amounts were decertified the following month at the request of the new administration. Additionally, the new administration requested an RFP for a full year commencing July 2011 through June 2012.

Background Information

The Cuyahoga County Fatherhood Initiative (CCFI) seeks to strengthen families in our community by encouraging fathers to play a more active role in nurturing and raising their children. The Initiative responds to escalating social concerns regarding "father absence" by providing fathers with access to services designed to prepare them to better meet the emotional, psychological, and financial needs of their children.

The original budget for Fatherhood Initiative in 2011 was \$860,000. This request would increase their budget to \$1,290,000. The original encumbrance for \$423,000 for the first half of this year is expected to be spent in 2011. The contract encumbrances for the \$850,000 RFP are expected to continue on an annualized basis. The remainder balance would carryover each year.

Additionally, \$250,000 of original appropriation in the HHS Other Programs index was encumbered to accommodate the Summer Youth Services program per the recommendation of the Executive staff.

OBM Recommendation and Impact Statement

OBM is recommending the appropriation increase; the impact would be on the levy funds.

Recommendation for Appropriation Request

Request Description	Increase in General Fund Appropriation
Requesting Agency	Sheriff-Building Security
Funding Source	Internal Service Fund
Total Impact	\$ 1,135,000
Status	Recommended
Agenda Date	9.13.11

Summary of Request

Request to increase appropriation totaling \$1,135,000 of which \$1,100,000 is for overtime and other operating expenses as well as expenses that were excluded in the original budget since the costs were previously paid through Central Services for the first three months of 2010.

Background Information

The Sheriff's Building Security account is an internal service fund which derives revenues from charges to county departments which utilize the services of security for the buildings.

OBM Recommendation and Impact Statement

The Sheriff's Central Security Service account is reimbursed through charges to other county agencies of which approximately 30% is derived from non General Fund/Health and Human Service Levy Fund such as federal reimbursements as a result the impact on local resources is approximately \$794,500.

In addition the General Fund Account of Prisoner Board and Care has been reduced on the same agenda in the full amount of \$1,135,000.

Recommendation for Appropriation Request

Request Description	Increase in Appropriation
Requesting Agency	Domestic Relations Bureau of Support (DR495515)
Funding Source	General Fund
Total Impact	\$ 38,375.00
Status	Recommended
Agenda Date	9.13.11

Summary of Request

Request to increase appropriation totaling \$38,375 for the Domestic Relations Court-Bureau of Support (DR495515) to be able to hire an additional scheduler starting in September, 2011 amounting to \$12,125 for wages and fringes along with half the cost of the wireless access at the courthouse (\$4,750) and the purchase of recording equipment in the Support Magistrates' offices (\$21,500).

Background Information

Domestic Relations Bureau of Support is entirely funded by the General Fund however the expenses incurred in this account are reimbursable through Title IV-D at the rate of 66%.

OBM Recommendation and Impact Statement

The Court intends to hire a new scheduler to handle the increased case loads resulting in the transfer of the Uniform Interstate Family Support Act (UIFSA) cases from Juvenile Court. The annual wage increase is \$30,000 but with the position not starting until September 2011 the total cost (wages and fringes) is 12,125.00

Also included is half the cost of the wireless access in the courthouse with the total cost being \$9,500 half or \$4,750 is included in the request. Providing wireless access will enhance operations and the efficiency of the attorneys.

In addition is request includes recording equipment amounting to \$21,500 in the Support Magistrates' offices.

All of the above increases amounting to \$38,375 are eligible for Title IV-D reimbursement at a rate of 66% resulting in a General Fund impact of \$13,047.50

This increase is offset by a decrease of \$131,063 in the Juvenile Courts current appropriations that was originally intended for the Uniform Interstate Family Support Act (UIFSA) anticipated case load that did not materialize pursuant to the June 2011 opinion (*Pula ruling*) from the Ohio Supreme Court which affirms the jurisdiction of Domestic Relation to hear these cases.

Recommendation for Appropriation Request

Request Description	Increase in Appropriation
Requesting Agency	Domestic Relations General Account (DR391052)
Funding Source	General Fund
Total Impact	\$ 9,191.00
Status	Recommended
Agenda Date	9.13.11

Summary of Request

Request to increase appropriation totaling \$9,191 for the Domestic Relations Court-General Account (DR391052) for an increase in the rate for a psychologist starting October 24, 2011 amounting to \$4,441 in wages and fringes and half the cost of the wireless access at the courthouse (\$4,750).

Background Information

Domestic Relations general account is entirely funded by the General Fund.

OBM Recommendation and Impact Statement

The Court received notice of a retirement of the Family Conciliation Services Director and has decided to expand the role and hiring requirements for a psychologist with proper certifications to be able to perform psychological testing. The annual wage increase is \$25,000 but with the position not starting until 10/24/2011 the total cost (wages and fringes) in 2011 is 4,441.00

Also included is half the cost of the wireless access in the courthouse with the total cost being \$9,500 half or \$4,750 is included in the request. Providing wireless access will enhance operations and the efficiency of the attorneys. The cost of the other half (\$4,750) will be placed in the Bureau of Support where the cost is eligible for Title IV-D reimbursement.

This increase is offset by a decrease of \$131,063 in the Juvenile Courts current appropriations that was originally intended for the Uniform Interstate Family Support Act (UIFSA) anticipated case load that did not materialize pursuant to the June 2011 opinion (*Pula ruling*) from the Ohio Supreme Court which affirms the jurisdiction of Domestic Relation to hear these cases.

Recommendation for Appropriation Request

Request Description	Increase in Appropriation
Requesting Agency	Justice Services-Cuyahoga Regional Information System (CRIS)
Funding Source	Enterprise Fund (with General Fund Subsidy)
Total Impact	\$ 400,000
Status	Recommended
Agenda Date	9.13.11

Summary of Request

Request to increase appropriation totaling \$400,000 for Cuyahoga County Regional Information System (CRIS) for system enhancement and expansion.

Background Information

Justice Services-CRIS is an Enterprise Fund with a General Fund subsidy.

OBM Recommendation and Impact Statement

The increase in appropriations will increase the subsidy by the same amount since revenues (user fees and traffic violation fees) are not sufficient to sustain the increase in expenses resulting from these enhancements.

The General Fund Account of Prisoner Board and Care has been reduced on the same agenda in the full amount of \$400,000.

Recommendation for Appropriation Request

Request Description	Appropriation increase
Requesting Agency	County Executive
Funding Source	General Fund
Total Impact	\$287,353.00
Status	Recommended
Agenda Date	September 13, 2011

Summary of Request

This request would transfer appropriation to the Office of County Executive from several other executive agencies. The transfer would accommodate increased activity by the County Executive's office compared with that of the County Administrator, which was used to form the base budget.

Background Information

2011 is the initial year for the County Executive. Without a prior history, the original budget of 1,320,892 was based on that of the County Administrator. However, the County Executive has a larger staff to institute more internal controls and accountability measures. These initiatives have already begun to streamline government operations and create cost savings. The request would transfer surplus funds from other Executive agencies.

OBM Recommendation and Impact Statement

It is anticipated that the Executive's initiatives will create efficiencies and economic growth that will exceed the appropriation transfer amount. Most of the appropriation would cover salaries, and \$10,000 would cover an increase in contractual services, which includes lobbying services and support of community investment initiatives.

The request would transfer \$287,353.00 from other executive agencies in the following amounts:

Office of Budget & Management	\$157,450
Risk & Property Management	\$75,000
Clerk of the Board	\$47,353
County Administrator	\$7,550

OBM recommends approval of the appropriation transfer.

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0275

Sponsored by: County Executive FitzGerald/Department of Public Works/County Engineer	A Resolution approving Right-of-Way plans as set forth in preliminary Right-of-Way Plat M-5010 for the reconfiguration of the Warrensville Center Road/Van Aken Boulevard/Chagrin Boulevard/Northfield Road intersection in the City of Shaker Heights and the Village of Highland Hills; authorizing the County Executive to acquire the necessary Right-of-Way; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the Department of Public Works has prepared and submitted preliminary Right-of-Way Plat No. M-5010 for the reconfiguration of the Warrensville Center Road/Van Aken Boulevard/Chagrin Boulevard/Northfield Road intersection in the City of Shaker Heights and the Village of Highland Hills and has recommended its approval; and,

WHEREAS, since August 17, 2011, and continuing until the present, the Department of Public Works has posted and provided continuous notice of the following on its website:

- 1) The Department of Public Works has submitted preliminary Right-of-Way Plat No. M-5010 for County Council approval and that the same is available for viewing on said website;
- 2) The Department of Public Works intends to acquire right-of-way for said improvement;
- 3) As part of the Right-of-Way Plat No. M-5010, the Department of Public Works will be seeking a finding that no special assessments will be levied nor collected to pay for any part of the County's costs of said improvement;
- 4) That the Department of Public Works will be seeking that the Resolution approving the Right-of-Way Plat No. M-5010 be passed with the declaration that the Resolution become immediately effective;
- 5) That a First Reading of the Resolution approving the Right-of-Way Plat No. M-5010 will be made by the Cuyahoga County Council on September 13, 2011 at 6:00 p.m.;
- 6) General Public access and ability to review the preliminary Right-of-Way Plat No. M-5010 is provided via an electronic link as indicated; and,

WHEREAS, the construction surveys, plans, profiles, cross sections, estimates of cost, and/or specifications of said improvement will be submitted to Council for approval prior to the improvement going out to bid; and,

WHEREAS, the current estimated total cost of the right-of-way acquisition is \$6,000,000.00. The acquisition will be funded as follows: 80% (\$4,800,000.00) will be funded through Federal and Issue 1 dollars with \$2,800,000.00 in Federal funds and \$2,000,000.00 in Issue I funds; and, 20% (\$1,200,000.00) will be funded locally by the City of Shaker Heights; and,

WHEREAS, because Federal funds are being utilized for the Right-of-Way acquisition, the County is required to keep on schedule for the project in order to maintain project funding deadlines, and Right-of-Way acquisition cannot begin until authority is granted.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That preliminary Right-of-Way Plat No. M-5010 for said improvement is hereby approved.

SECTION 2. That the County Executive through the Department of Public Works is hereby authorized to acquire the right-of-way necessary for said improvement.

SECTION 3. That special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement.

SECTION 4. That all proceedings relative to Right-of-Way Plat No. M-5010 are hereby ordered copied into the Road Record of the County by the Department of Public Works and copied into all other proper records of the County by the Fiscal Officer as required by law.

SECTION 5. That the Clerk of Council is hereby directed to transmit a copy of this Resolution upon its approval by the County Executive to Bonita Teeuwen, P.E., Director of Public Works.

SECTION 6. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to assure that work on the improvement can commence during the prime construction season. Otherwise, any delay in commencement of the work may cause delay to the work and result in significant cost increases to the County. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 7. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: September 13, 2011
Committee(s) Assigned: Public Works, Procurement & Contracting

Journal CC003
September 27, 2011

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0277

Sponsored by: County Executive FitzGerald/Department of Human Resources/Human Resource Commission	A Resolution authorizing awards on RQ20292 to various providers for group healthcare benefits for County employees and their eligible dependents, including medical and pharmacy benefit management services for the period 1/1/2012 - 12/31/2014; authorizing plan structures of the standard benefit plans as recommended by the Cuyahoga County Human Resource Commission; authorizing the County Executive to enter into contracts consistent with said awards; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the contracts with the County's healthcare benefits providers expire on December 31, 2011; and,

WHEREAS, the Department of Human Resources and the Department of Procurement and Diversity issued RQ20292 to seek proposals from various providers for group healthcare benefits for County employees and their eligible dependents, including medical and pharmacy benefit management services for the period January 1, 2012 through December 31, 2014; and,

WHEREAS, said proposals have been received and reviewed with the assistance of the County's healthcare benefits consultant, Employee Benefits International, Inc. ("EBI"); and,

WHEREAS, EBI recommended benefits plan structures that were presented to the Human Resource Commission of Cuyahoga County ("HRC") and were adopted by the HRC for recommendation to Council and the County Executive during its September 7, 2011 meeting; and,

WHEREAS, the plan structures recommended by the HRC for the standard benefit plans to cover employees of Cuyahoga County are comparable to the benefits plans provided to employees by other counties in the Northeast Ohio region; and,

WHEREAS, the standard plans recommended by the HRC for the provision of benefits to all employees, unless otherwise restricted by a collective bargaining agreement, contain the following elements: a deductible of \$250 for single coverage and \$500 for family coverage, 90% co-insurance, maximum out-of-pocket costs of \$1500 for single coverage and \$3,000 for family coverage, and various other benefit level and cost containment features comparable to benefit plans offered by other counties in Northeast Ohio; and,

WHEREAS, the healthcare benefits program recommended by the HRC also contains a wellness incentive and smoking cessation component wherein employees can earn money in a health reimbursement account to use towards their deductibles or, for participants in the MetroHealth Plan, to receive back as a monetary incentive; and,

WHEREAS, the State Employment Relations Board recently released its 19th Annual Report on the Cost of Health Insurance in Ohio's Public Sector which confirms that the recommended structure for the County's standard plan is consistent with the overwhelming majority of plans offered by political subdivisions throughout the State of Ohio;

WHEREAS, the HRC has endorsed EBI's recommendation that awards on RQ20292 be made to various providers for group healthcare benefits for County employees and their eligible dependents, including medical and pharmacy benefit management services for the period January 1, 2012 through December 31, 2014; and,

WHEREAS, it is necessary that this Resolution become immediately effective to ensure the efficient operation of the County and so that open enrollment may proceed in October as planned.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the standard healthcare benefit plan structure recommended by the HRC for provision of benefits to all employees, unless otherwise restricted by an existing collective bargaining agreement, be adopted which shall include a deductible of \$250 for single coverage and \$500 for family coverage, 90% co-insurance, maximum out-of-pocket costs of \$1500 for single coverage and \$3,000 for family coverage, a wellness incentive program, and various other benefit level and cost containment features comparable to benefit plans offered to employees by other counties in Northeast Ohio.

SECTION 2. That awards on RQ20292 be, and the same are hereby made to various providers for group healthcare benefits for County employees and their eligible dependents, including medical and pharmacy benefit management services for the period January 1, 2012 through December 31, 2014 as follows:

- 1) Medical Mutual, LLC, in the amount not-to-exceed \$92,093,992.00.
- 2) United HealthCare Insurance Company in the amount not-to-exceed \$94,194,221.00.
- 3) Kaiser Foundation Health Plan of Ohio in the amount not-to-exceed \$26,113,651.00.
- 4) Caremark PCS Health LLC Prescription Drug Plan in the amount not-to-exceed \$33,070,329.00.

SECTION 3. That the County Executive is hereby authorized to prepare the necessary contracts and that he be, and he is, hereby authorized to enter into said contracts.

SECTION 4. It is necessary that this Resolution become immediately effective to ensure the efficient operation of the County and so that open enrollment may proceed in October as planned.

SECTION 5. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President Date

County Executive Date

Clerk of Council Date

First Reading/Referred to Committee: September 13, 2011
Committee(s) Assigned: Human Resources, Appointments & Equity and Finance & Budgeting

Journal CC003
September 27, 2011

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0278

Sponsored by: County Executive FitzGerald on behalf of Juvenile Court	A Resolution authorizing the County Executive to enter into amendments to contracts with various providers for residential treatment services for the Youth and Family Community Partnership Program for the period 1/1/2010 - 12/31/2011, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Juvenile Court has requested approval of amendments to various contracts with various providers for residential treatment services for the Youth and Family Community Partnership Program for the period of 1/1/2010 – 12/31/2011 providing for additional funds; and,

WHEREAS, these agreements are for the purpose of providing funding for residential treatment services for youth who are at risk of violating their terms of probation, need a positive residential treatment experience, and can benefit from extensive aftercare services and community based programs provided by the Youth and Family Community Partnership; and,

WHEREAS, the performance of each of the eight selected providers have been evaluated and each provider received satisfactory ratings based upon evaluation indicators for the prior period of 1/1/2010 – 6/30/2011; and,

WHEREAS, funding for these amendments to contracts is provided through the General Fund as special revenue funding; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order for the Youth and Family Community Partnership Program to continue their direct services for youth who need services from the various providers.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The County Executive is hereby authorized to enter into an amendment to the contracts for the period of 1/1/2010 – 12/31/2011 providing additional amounts of funds set forth below as follows:

- 1) No. CE1000125-01 with Applewood Centers, Inc. in the amount not-to-exceed \$378,605.00.

2) No. CE1000128-01 with Carrington Youth Academy LLC in the amount not-to-exceed \$263,722.58.

3) No. CE1000130-01 with The Cleveland Christian Home Incorporated in the amount not-to-exceed \$44,405.71.

SECTION 2. The County Executive is hereby authorized to enter into an amendment to the contracts for the period of 1/1/2010 – 12/31/2011 providing decreased amounts of funds set forth below as follows:

1) No. CE1000126-01 with Beech Brook to reduce the amount by \$255,168.12.

2) No. CE1000127-01 with Bellefaire Jewish Children’s Bureau to reduce the amount by \$509,113.02.

3) No. CE1000129-01 with Catholic Charities Services Corporation (Parmadale) to reduce the amount by \$204,752.21.

4) No. CE1000131-01 with New Directions, Inc. to reduce the amount by \$267,020.00.

5) No. CE1000132-01 with The Village Network to reduce the amount by \$133,993.64.

SECTION 3. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of the County. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: September 13, 2011
Committee(s) Assigned: Justice Affairs

Journal CC003
September 27, 2011

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0279

Sponsored by: County Executive FitzGerald/Department of Health and Human Services	A Resolution authorizing the County Executive to enter into an amendment to Contract No. CE1100228-01 with AIDS Taskforce of Greater Cleveland, Inc. for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012 to change the terms, effective 7/1/2011, and for additional funds in the amount of \$126,944.00; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Health & Human Services has requested approval of the amended Contract No. CE1100228-01 with AIDS Taskforce of Greater Cleveland, Inc. for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 – 2/29/2012, to change the terms, effective 7/1/2011, and for additional funds in the amount of \$126,944.00; and,

WHEREAS, these amendments are necessary to reimburse direct care service providers for core medical and support services to uninsured and underinsured persons living with HIV/AIDS in the federally designated six-county service area; and,

WHEREAS, the contracted services include community-based social services including home delivered meals, housing, and transportation services for PLWH/A; and,

WHEREAS, this selected provider has established a satisfactory performance for compliance with fiscal, program and service standards, health outcomes, number of clients served, number of service units, and meeting clients' emergency needs; and,

WHEREAS, funding for this contract amendment is provided through federal funding of the HRSA; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of the County.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0280

Sponsored by: County Executive FitzGerald/Department of Health and Human Services	A Resolution authorizing the County Executive to enter into an amendment to Contract No. CE1100239-01 with Cleveland Clinic Foundation for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012 to change the terms, effective 7/1/2011; to change the scope of services, effective 9/1/2011; and for additional funds in the amount of \$230,220.50; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Health & Human Services has requested approval of the amended Contract No. CE1100239-01 with Cleveland Clinic Foundation for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 – 2/29/2012, to change the terms, effective 7/1/2011; to change the scope of services, effective 9/1/2011, and for additional funds in the amount of \$230,220.50; and,

WHEREAS, these amendments are necessary to reimburse direct care service providers for core medical and support services to uninsured and underinsured persons living with HIV/AIDS in the federally designated six-county service area; and,

WHEREAS, the contracted services include community-based medical and social services for uninsured and underinsured PLWH/A; and,

WHEREAS, this selected provider has established a satisfactory performance for compliance with fiscal, program and service standards, health outcomes, number of clients served, number of service units, and meeting clients' emergency needs; and,

WHEREAS, funding for this contract amendment is provided through federal funding of the HRSA; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of the County.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Executive is hereby authorized to amend Contract No. CE1100239-01 with Cleveland Clinic Foundation for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 – 2/29/2012, to change the terms, effective 7/1/2011; to change the scope of services, effective 9/1/2011, and for additional funds in the amount of \$230,220.50.

SECTION 2. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of the County. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 3. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: September 13, 2011
Committee(s) Assigned: Health, Human Services & Aging

Journal CC003
September 27, 2011

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0281

Sponsored by: County Executive FitzGerald/Department of Health and Human Services	A Resolution authorizing the County Executive to enter into amendments to contracts with various providers for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012 to make budget line item revisions and for additional funds, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Health and Human Services has requested approval of amendments to various contracts with various providers for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012 to make budget line item revisions and for additional funds; and,

WHEREAS, the purpose of these contracts is to reimburse direct care service providers for core medical and support services to uninsured and underinsured persons living with HIV/AIDS in the federally designated six-county service area; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order for the Youth and Family Community Partnership Program to continue their direct services for youth who need services from the various providers.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The County Executive is hereby authorized to enter into amendments to the contracts with various providers for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012 to make budget line item revisions and for additional funds, as listed below:

- 1) Contract No. CE1100241-01 with MetroHealth Medical Center to change the scope of services, effective 3/1/2011, in the amount of \$477,273.00.

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0282

<p>Sponsored by: County Executive FitzGerald/Department of Health and Human Services</p>	<p>A Resolution authorizing an award on RQ18597 to Mercy Regional Medical Center in the amount of \$252,681.00 for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012; authorizing the County Executive to enter into a contract consistent with said award; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the Department of Health and Human Services has recommended an award on RQ18597 to Mercy Regional Medical Center in the amount of \$252,681.00 for medical and support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 – 2/29/2012; and,

WHEREAS, the purpose of this grant award is to reimburse direct care service providers for core medical and support services to uninsured and underinsured persons living with HIV/AIDS in the federally designated six-county service area; and,

WHEREAS, the Providers were selected based on committee review of information submitted and amounts of awards are based Planning Council allocation of funds in each service category, total amount of the FY2011 award, provider overall proposal score, and budget negotiations of proposed services; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County division.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Council hereby authorizes the County Executive to award RQ18597 and to enter into contract with Mercy Regional Medical Center in the amount of \$252,681.00 for direct care services to persons living with HIV/AIDS for the period March 1, 2011 – February 29, 2012.

SECTION 2. That the County Executive is authorized to execute all documents required in connection with said contract.

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0283

Sponsored by: County Executive FitzGerald/Department of Health and Human Services	A Resolution authorizing an award on RQ18597 to University Hospitals of Cleveland in the amount of \$466,039.00 for medical and social support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 - 2/29/2012; authorizing the County Executive to enter into a contract consistent with said award; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the Department of Health and Human Services has recommended an award on RQ18597 to University Hospitals of Cleveland in the amount of \$466,039.00 for medical and support services for the HIV Emergency Relief Grant Program in connection with the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period 3/1/2011 – 2/29/2012; and

WHEREAS, the purpose of this grant award is to reimburse direct care service providers for core medical and support services to uninsured and underinsured persons living with HIV/AIDS in the federally designated six-county service area; and

WHEREAS, the Providers were selected based on committee review of information submitted and amounts of awards are based Planning Council allocation of funds in each service category, total amount of the FY2011 award, provider overall proposal score, and budget negotiations of proposed services; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County division.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Council hereby authorizes the County Executive to award RQ18597 and to enter into contract with University Hospitals of Cleveland in the amount of \$466,039.00 for direct care services to persons living with HIV/AIDS for the period March 1, 2011 – February 29, 2012.

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0284

Sponsored by: County Executive FitzGerald /Department of Health and Human Services/Family & Children First Council	A Resolution authorizing the County Executive to enter into a contract with Starting Point in the amount not-to-exceed \$1,000,000.00 for program services for the Out-of-School Time Program for MyCom for the period 10/1/2011 - 9/30/2012, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Cuyahoga County's Office of Family and Children First Council has requested authorization to enter into a contract with Starting Point in the amount not to exceed \$1,000,000.00 for program services for the Out-of-School Time Program for MyCom for the period 10/1/2011 – 9/30/2011; and

WHEREAS, Starting Point provides out of school time opportunities to the eight (8) MyCom neighborhoods and ten (10) Family and Civic Engagement neighborhoods; and

WHEREAS, Starting Point will also provide professional development to train youth workers within the out-of-school time network; and

WHEREAS, A portion of the contract will also include Scenarios USA, which is an organization that uses film making to foster youth leadership.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Executive is hereby authorized to enter into a contract with Starting Point in the amount not to exceed \$1,000,000.00 for program services for the Out-of-School Time Program for MyCom for the period 10/1/2011 – 9/30/2012.

SECTION 2. That funds have been certified and encumbered sufficient to fund this contract.

SECTION 3. It is necessary that this Resolution become immediately effective in order to finalize and approve the contract which is due by 10/1/2011 and in order that critical services provided by Cuyahoga County can continue the usual and daily operation of the County. Provided that this Resolution receives the affirmative vote of eight

members Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: September 13, 2011
Committee(s) Assigned: Health, Human Services & Aging

Journal CC003
September 27, 2011

County Council of Cuyahoga County, Ohio

Ordinance No. O2011-0046

Sponsored by: County Executive FitzGerald/Office of Procurement & Diversity	An Ordinance approving the Cuyahoga County Purchasing Policy and Procedure Manual, effective 10/1/2011, in accordance with the County's Contracting and Purchasing Procedures Ordinance No. O2011-0014, as amended, and amending Sections 4.5 and 4.6 of said Contracting and Purchasing Procedures Ordinance to comply with this Ordinance, and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, the County Executive/Office of Procurement & Diversity has recommended to amend the Cuyahoga County Purchasing Policy and Procedure Manual, effective 10/1/2011; and,

WHEREAS, the revised policy is submitted in accordance with the requirements of Sections 4.5 and 4.6 of the Contracting and Purchasing Procedures Ordinance, which County Council adopted in Ordinance No. O2011-0014, as amended; and,

WHEREAS, the revisions to the Cuyahoga County Purchasing Policy and Procedure Manual also replaces the Request for Proposal (RFP) Manual, adopted December, 2006, and effectively incorporates the relevant provisions set forth therein, thereby eliminating the existence of the Request for Proposal (RFP) Manual as a separate document; and,

WHEREAS, the revised Cuyahoga County Purchasing Policy and Procedure Manual incorporates best practices and the new county government structure; and,

WHEREAS, upon approval, the Office of Procurement and Diversity will provide training on the new Purchasing Policy and Procedure Manual to county employees involved in purchasing for Cuyahoga County; and,

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a county development.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Cuyahoga County Purchasing Policy and Procedure Manual, which is attached hereto, is hereby approved and adopted by County Council pursuant to Sections 4.5 and 4.6 of the Contracting and Purchasing Procedures Ordinance, effective October 1, 2011.

SECTION 2. Sections 4.5 and 4.6 of the County's Contracting and Purchasing Procedures Ordinance, Ordinance No. O2011-0014, as amended in Ordinances O2011-0030, O2011-0033, and O2011-0044, are hereby stricken and replaced with the following provisions:

Section 4.5: County's Purchasing Policy and Procedure Manual

- a) Effective October 1, 2011, all contracts, purchases, sales, and leases shall be approved and done in accordance with the County's Purchasing Policy and Procedure Manual, as adopted and approved by County Council.
- b) Effective January 1, 2012, all contracts, purchases, sales, and leases shall also be approved and done in accordance with the County's Small Business Enterprise (SBE) Program Policies and Procedures, as approved and adopted by County Council. In the interim until January 1, 2012, all contracts, purchases, sales, and leases shall continue to be approved and done in accordance with the County's existent Small Business Enterprise (SBE) Program Policies and Procedures.

Section 4.6: Updates to Purchasing Policy and Procedure Manual

The County Executive, through the Office of Procurement and Diversity, shall continually assess the need for any revisions or updates to the County's Purchasing Policy and Procedure Manual. The County Executive, through the Office of Procurement and Diversity, shall report to County Council on a bi-annual basis beginning on October 1, 2013, and every two years thereafter, regarding the need for any such updates or revisions.

SECTION 3. It is hereby found and determined necessary for this Ordinance to become immediately effective, for the reason that this Ordinance provides for the usual daily and necessary operations of Cuyahoga County government in accordance with the requirements of the Cuyahoga County Charter; therefore, this Ordinance, provided it receives the affirmative vote of at least eight members of County Council, shall become effective immediately; otherwise it shall be in full force and effect from and immediately after the earliest time permitted by law.

SECTION 4. It is found and determined that all formal actions of this County Council meeting relating to the adoption of this Ordinance were adopted in an open meeting of the County Council and that all deliberations of this County Council and any of its committees that resulted in such formal actions took place in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Ordinance was duly enacted.

Yeas:

Nays:

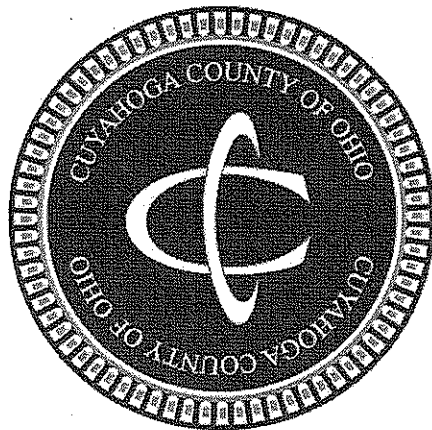
County Council President Date

County Executive Date

Clerk of Council Date

First Reading/Referred to Committee: September 13, 2011
Committee(s) Assigned: Public Works, Procurement & Contracting

Journal CC003
September 27, 2011



County of Cuyahoga, Ohio

PURCHASING POLICY AND PROCEDURE MANUAL

REVISED OCTOBER 1, 2011

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Section I

INTRODUCTION

1.01 PURPOSE

The purpose of this manual is to provide all county departments and agencies with the policies to be used in the procurement of goods and services; to provide for the fair and equitable treatment of all persons involved in public purchasing by Cuyahoga County; to maximize the purchasing value of public funds; and to provide safeguards for maintaining a procurement system of quality and integrity. The current version of this policy is available for viewing on the county intranet and county website (<http://www.opd.cuyahogacounty.us>).

Please direct any questions regarding the Purchasing Policy Manual to the Office of Procurement & Diversity (OPD) at (216) 443-7200.

1.02 GENERAL STATEMENT

It is the goal of Cuyahoga County to oversee comprehensive purchasing and contracting activities that will provide greater cost-effectiveness, public accountability, efficiency, and government transparency, as well as promote equal economic opportunity.

1.03 SCOPE

The policies outlined in this manual shall apply to all departments and agencies involved with any procurement of goods and services for the County of Cuyahoga.

1.04 GENERAL POLICIES

- A. All elected and appointed officials of the County who participate in the approval of purchases and contracts are personally responsible for becoming familiar with and abiding by all applicable Ohio State Statutes, Cuyahoga County Board of Control, Contracting and Purchasing Ordinance, other pertinent Cuyahoga County Ordinances, and County policies and procedures governing such activities.
- B. The County's goal is to receive maximum value for the public dollar and to purchase in the best interest of the County.
- C. The Director and Purchasing Manager in the Office of Procurement & Diversity shall serve as the authorized Purchasing Agents for the County. It is the Director's responsibility to give leadership in all purchasing and contracting activities for the County.
- D. The Director and/or Purchasing Manager may designate others in the Office of Procurement & Diversity to serve as purchasing agents under the Director's supervision. It is the Director's responsibility to issue regulations and procedures and delegate purchasing responsibilities. Other Department or Agency personnel may also be authorized by their Directors to make purchases of services, supplies and equipment not to exceed \$25,000 for any single purchase. These individuals also must abide by the statutes and policies as stipulated in Section 1.04(A) above.

- E. In accordance with the current Cuyahoga County Ethics Policy, Officials and employees shall not become obligated to any vendor and must not conclude any County transaction from which they may personally benefit.
- F. Purchasing and contracting activities shall be conducted so that vendors will value the County's business and will make every effort to furnish its requirements on the basis of quality, service and price.
- G. Individuals engaged in purchasing and contracting shall promote constructive competition by seeking new bidders/proposers, obtaining several bids/proposals when possible on materials and services purchased, and developing more than one active source of supply for various products and services.

1.05 SMALL BUSINESS ENTERPRISE PROGRAM:

Policy Statement: It is the policy of Cuyahoga County to develop a strategic plan and establish administrative rules and procedures to insure that all businesses participate fully and fairly in Cuyahoga County's procurement and contract awards.

Promotion of Equal Opportunity: No person shall be denied the benefit of, or otherwise discriminated against, on the basis of race, creed, color, national origin, handicap, sex, age, marital status, or sexual orientation in connection with performance, and/or modification of a contract between a vendor or contractor and Cuyahoga County where said contract is paid for, in whole or in part, with monetary appropriations by Cuyahoga County.

Program Objectives: Accordingly, the objective of the SBE Program is to promote and encourage full and open competition in the procurement of goods and services by Cuyahoga County; encourage all of Cuyahoga County's personnel involved with procurement and contracting activities to maintain good faith efforts and follow appropriate purchasing procedures; to protect Cuyahoga County from becoming a passive participant in any unlawful discrimination; and to otherwise spur economic development in the public and private sectors of Cuyahoga County.

SBE Participation Goal:

To ultimately determine an annual overall goal for SBE participation, the Director of OPD will establish a SBE goal for each procurement based on an analysis of market availability and commercially useful function within the contract. The Director of OPD may also waive the SBE goals for particular purchases.

Section II

DUTIES AND RESPONSIBILITIES

2.01 OPD RESPONSIBILITIES

The Office of Procurement & Diversity is responsible for establishing purchasing and contract policies and coordinating the purchasing and contracting procedures for the County. OPD oversees the formal bidding and proposal processes for materials, services, supplies, construction and professional services, as well as contract submission. In addition to purchasing responsibilities, OPD also assists in the disposal of surplus County property. OPD also provides training and guidance for user departments on purchasing and contracting activities.

2.02 FUNCTION

- A. Develop purchasing objectives, training, policies, programs and procedures for the acquisition of materials, equipment, supplies, services, construction and professional services.
- B. Coordinate and monitor purchasing and contracting procedures of user departments.
- C. Initiate reports necessary for analysis of purchasing performance.
- D. Prepare formal bids.
- E. Ensure all purchases are made in accordance with Federal laws, State laws, County Ordinances, and County Policies and procedures.
- F. Provide administration for the County Procurement Card (p-card) program.
- G. Provide assistance in the disposal of surplus County property.
- H. Review contract materials submitted for approval for compliance with county and legal requirements.

2.03 OBJECTIVES

- A. To know and become acquainted with the needs of all departments.
- B. To procure a product or service that will meet the department's requirements and is the best value to the County.
- C. To know the source and availability of needed products.
- D. To write manuals, develop procedures, and provide training and guidance for all departments in meeting their purchasing and contracting needs.
- E. To maintain a registered vendor list and good vendor relations.
- F. To inform departments of market changes, new products, recommended purchasing methods, and other such factors.

- G. To provide guidance and direction for sound purchasing practices throughout all departments of the County.
- H. To exchange ideas and information with other public purchasing agencies in an effort to solve common problems and share best practices.
- I. To develop and apply standardized specifications for use by all departments to improve purchasing practices.
- J. To know and comply with all legal procurement laws and ensure that purchasing personnel comply.
- K. Maintain historical information on contracts.

2.04 RELATIONS WITH COUNTY DEPARTMENTS

- A. Cooperation and understanding between county departments is necessary for the effective operation of the Office of Procurement & Diversity.
- B. OPD shall establish and maintain communication with county departments in order to meet their purchasing requirements.
- C. The purchasing function is a cooperative effort and the mutual benefits derived for the good of the County depend upon this cooperation between departments.
- D. "Field Buyers" are Cuyahoga County Departmental staff that are appointed by their Director to assume similar responsibilities to that of OPD's purchasing staff. Field Buyers must adhere to procurement policies and laws at the same level of integrity and knowledge as OPD's purchasing staff.
 - 1) Each Department's Director shall designate annually at least one (1) Field Buyer to coordinate purchasing activity for their Department. This Field Buyer represents their Department and is personally responsible for becoming familiar with and abiding by all applicable Ohio State Statutes, Cuyahoga County Board of Control, Contracting and Purchasing Ordinance, other pertinent Cuyahoga County Ordinances, and County policies and procedures governing such activities.
 - 2) Changes in Field Buyer designation(s) shall be reported immediately by the user department's Director (or designee) to the Office of Procurement and Diversity.

2.05 VENDOR RELATIONS

A. INTRODUCTION

Purchasing activities will be conducted so that vendors will value county business and make every effort to furnish the requirements on the basis of quality, service and price. The relationship between the purchaser and seller is one of mutual respect. No contract that proves unsatisfactory to the vendor can be regarded as satisfactory to the buyer.

The County desires to buy only from suppliers who have adequate financial strength, high ethical standards, and a record of adhering to specifications, maintaining shipping promises and giving full measure of services. New sources of supply will be given due consideration as multiple sources of supply are necessary to ensure availability of materials and promote competition.

It is essential to develop and maintain goodwill between the County and its suppliers. The reputation of the County can be promoted by:

- 1) Giving all salespersons a full, fair, prompt, and courteous hearing.
- 2) Keeping competition open and fair.
- 3) Keeping specifications fair and clear.
- 4) Cooperating with the seller and considering their difficulties in providing the service or products.
- 5) Having consistent buying policies and principles.
- 6) Observing strict truthfulness in all transactions and in correspondence.
- 7) Respecting the confidence of the salespersons or their company as to confidential information.
- 8) Keeping free from obligation to any vendor.

B. Vendors desiring to sell goods and services to the County are encouraged to register with the Office of Procurement & Diversity. Vendor registration can be accessed through the OPD Internet site at www.opd.cuyahogacounty.us

C. ETHICAL CONSIDERATIONS

In any consideration of public responsibilities, there must be understanding and agreement with reference to the ethics of public purchasing. Vendors are expected to comply with the current Cuyahoga County Vendor Ethics Policy. The Ohio Ethics Law and related statutes of the Ohio Revised Code also establish a uniform standard of conduct for all citizens who serve as public officials or employees. (See Divisions (D) and (E) of Section 102.03 of the O.R.C. and Division (A) of Section 2921.43 of the O.R.C.)

D. CONTRACTS SUBJECT TO ORDINANCES

All County contracts are subject to all applicable County ordinances, including, but not limited to, the Cuyahoga County Ethics Ordinance, Cuyahoga County Inspector General Ordinance, and the Cuyahoga County Board of Control, Contracting and Purchasing Ordinance, and the successful bidder shall comply with all such ordinances as an integral part of all County contracts. Copies of all County ordinances are available on the County Council's web site at <http://council.cuyahogacounty.us/>.

E. COMPLAINTS AGAINST VENDORS

All complaints concerning vendor performance shall be specific in nature, put in written form and submitted to the Purchasing Manager. OPD will acknowledge receipt of complaints, investigate complaints, and provide a written response to complaints.

Section III

PROCUREMENT METHODS

3.01 ONE-TIME PURCHASE OF SUPPLIES, EQUIPMENT OR SERVICES COSTING UNDER \$1,000.00

The County may make direct purchases for a one-time purchase of goods/equipment/services, under \$1,000.00. Informal competitive bidding is encouraged for these types of purchases. For purchases under \$500.00, Departments can make payment directly by Office Voucher or purchase using a p-card in accordance with Cuyahoga County's Procurement Card Policy and Procedures. For purchases of or greater than \$500.00, but less than \$1,000.00, the purchase must be approved by the appropriate purchase approval authority and can be paid using a Department form approved by OPD.

"Split-invoicing" is not permitted, either by ordering more than \$1,000.00 worth of goods or services and directing the vendor to submit more than one invoice, each under \$1,000.00, or by ordering the same items or service in quantities of less than \$1,000.00 on a regular basis during a one-year period.

3.02 FULL AND OPEN COMPETITION

Full and open competition procurement methods encourage competitive pricing, maximum participation by vendors, promotes transparency and accountability, and increases awareness of available options. As such, full and open competition procurement methods shall be the default procurement selection.

A. Informal Competitive Bidding

For those goods or services estimated between \$1,000 and \$25,000, the informal competitive bidding process shall be completed at the department level, unless exempt from competitive bidding. Informal competitive bidding requires the solicitation of a minimum of three (3) quotes (more than three (3) quotes are encouraged). When there are more than three (3) vendors registered in a particular commodity code, the selection of the three (3) vendors to be solicited shall be done on a rotating basis among all registered vendors. Whenever possible, vendors shall be rotated so that quotes are solicited from the previous awardee and two (2) vendors on the list not previously solicited from that commodity code. Solicitation of local vendors is encouraged (when available) and at least one (1) quote is required to be solicited from a Small Business Enterprise (SBE) vendor (when available).

Upon review of the quotes received, an award shall be made at the department level to the lowest and best bidder. Past vendor performance is taken into consideration when determining the lowest and best bidder. Based on the goods and services being purchased, the award will be made by completing either a department order or a contract, as appropriate.

"Split-invoicing" is not permitted, either by ordering more than \$25,000 worth of goods or services and directing the vendor to submit more than one invoice, each under \$25,000, or by ordering the same items or service in quantities of less than \$25,000 on a regular basis during a

one-year period. For correctional institution food purchases, OPD has a separate informal competitive bidding process.

In very rare instances, informal competitive bidding may not be deemed possible by the user Department. In these instances, **before** any purchase is made, the Department Field Buyer shall consult with OPD on how best to proceed.

B. Formal Competitive Bidding

For those goods or services estimated to exceed \$25,000, a formal competitive bidding process shall be done unless exempt from the competitive bidding process. The formal competitive bid shall be advertised in accordance with applicable Cuyahoga County ordinances, state laws, and federal laws. The standard of award is the lowest and best bidder in accordance with all applicable requirements, including current county ordinances. The award recommendation will be made to the governing authority. The award will result in completion of a purchase order or contract, as appropriate.

C. Formal Competitive Bidding - Construction Projects

Construction services estimated to exceed \$25,000 will be procured using a formal competitive bidding process. The construction bid will be advertised in accordance with applicable Cuyahoga County Ordinances, and state laws, and federal laws. The standard of award is the lowest and best bidder in accordance with all applicable requirements, including the current county ordinances. The award recommendation will be made to the governing authority. The award will result in the completion of a contract prepared by the user department for approval by the governing authority.

D. Informal Request for Proposal (RFP)

For goods and services estimated at \$25,000 or less, the informal RFP process may be used if the goods/services are exempt from the informal competitive bidding process and/or it is determined to be advantageous to the County. RFPs generate multiple ideas for projects and allow vendors who have both unique solutions to problems and expertise to provide the service. Price alone is not the sole determining factor; a firm's expertise, experience, ability to grasp the problem and propose a clear solution, and level of commitment to the project must also be considered. RFPs are also issued when no clear price can be affixed to a project until completion, where the criterion is more subjective, or where no detailed specifications are available. The user department will be responsible for writing, soliciting (from a minimum of 3 vendors), collecting, and evaluating the RFP. The Department will make the award recommendation. The award will result in a contract approved by the governing authority.

E. Formal Request for Proposal (RFP)

For goods and services estimated to exceed \$25,000, the formal RFP process may be used if the goods/services are exempt from the formal competitive bidding process and/or it is determined to be advantageous to the County. RFPs generate multiple ideas for projects and allow vendors who have both unique solutions to problems and expertise to provide the service. Price alone is not the sole determining factor; a firm's expertise, experience, ability to grasp the problem and propose a clear solution, and level of commitment to the project must also be considered. RFPs are also issued when no clear price can be affixed to a project until completion, where the criterion is more subjective, or where no detailed specifications are available. The formal RFP

will be advertised in accordance with applicable county ordinances, state laws, and federal laws. It will be issued and collected by the Office of Procurement and Diversity. OPD also acts in advisory capacity to the user department. The user department will write, evaluate, and make the award recommendation. The award will result in a contract approved by the governing authority.

F. Request for Qualifications (RFQ) - Professional Design Services (per O.R.C. 153.65)

RFQs are used to limit the pool of potential vendors to those most highly qualified within a specific discipline. They are used when the marketplace provides many potential providers and the project requires a high level of special expertise. This process asks vendors in specific disciplines to submit a summary of their qualifications to undertake certain tasks in order to obtain a general understanding of a potential vendor's project history, skills and abilities. The RFQ will be advertised in accordance with applicable county ordinances, state laws, and federal laws. It will be issued and collected by the Office of Procurement and Diversity. OPD also acts in advisory capacity to the user department. The user department will write the RFQ and evaluate the submittals. The submittals are scored and only those scoring at or above a preset level or a specified number of firms are invited to submit cost proposals. The user department will negotiate the contract(s). The final award(s) will take the form of contract(s) approved by the governing authority. In general, the RFQ process for professional design services shall be done in accordance with Sections 153.65 through 153.71 of the Ohio Revised Code. However, in accordance with the county ordinance, the county may deviate from this process if it is deemed to be advantageous to the county.

G. Request for Qualifications (RFQ) - Other than Professional Design Services

RFQs are used to limit the pool of potential vendors to those most highly qualified within a specific discipline. They are used when the marketplace provides many potential providers and the project requires a high level of special expertise. This process asks vendors in specific disciplines to submit a summary of their qualifications to undertake certain tasks in order to obtain a general understanding of a potential vendor's project history, skills and abilities. The RFQ will be advertised in accordance with applicable county ordinances, state laws, and federal laws. It will be issued and collected by the Office of Procurement and Diversity. OPD also acts in advisory capacity to the user department. The user department will write the RFQ and evaluate the submittals. The submittals are scored and only those scoring at or above a preset level or a specified number of firms are invited to submit cost proposals. Evaluation of proposal(s) is completed and the final award(s) will take the form of contract(s) approved by the governing authority.

H. Revenue Generating Procurements (including revenue generating leases)

Except in the case of the sale of land, revenue generating procurements shall be procured using the RFP process.

I. Real Property

Real property actions must be initiated by the Department of Public Works and done in accordance with current county ordinances. Real property includes land and buildings.

1) Leases of Real Property (RFP)

Any lease of office or storage space in a facility not owned by the County shall be procured using the RFP process.

2) Lease of County Real Property - Revenue-Generating (RFP)

Lease of space in County-owned property shall be procured using the RFP process.

3) Sale of Land (Bid)

Sale of County-owned real property shall be done using the formal competitive bidding process.

3.03 OTHER THAN FULL AND OPEN COMPETITION

While the following purchasing methods are allowed, they are not the preferred procurement methods. Other than full and open competition procurement methods inhibit Cuyahoga County from being aware of all available options and can prevent Cuyahoga County from realizing and benefiting from a competitive process. As such, written justification submitted to the Office of Procurement and Diversity is needed when utilizing other than full and open competition procurement methods.

A. Sole Source Purchases

The county ordinance outlines specific circumstances which allow for purchases without competitive bidding for goods and services limited to a single supplier. Written justification in the required format shall be submitted by the user department well in advance to allow sufficient time for a course of action that may include proceeding with a competitive process. The written justification shall include a proposed plan to reduce/eliminate the County's dependence on the sole source. If it is not possible to reduce the County's dependence on the sole source, the written justification shall detail the reasons why such reduction/elimination is not possible.

B. Government Purchases

The county ordinance allows for purchases without competitive bidding when the purchase is from the federal government, a state, another county or contracting authority from another County, a board of education, a township, or a municipal corporation. Each contracting authority may have its own requirements for purchase. Written justification in the required format shall be submitted by the user department well in advance to allow sufficient time for a course of action that may include proceeding with a competitive process.

C. State Contract Purchases

The county ordinance allows the county to participate in certain contracts into which the State of Ohio Department of Administrative Services has entered for the purchase of various supplies, services, and equipment. A list of state contracts can be obtained on the Internet by visiting the website for the Ohio Department of Administrative Services at www.procure.ohio.gov or by contacting OPD. State contract purchases also include contracts from the Ohio Department of Transportation. The desired contract must be made open to participation by cooperative purchasing members. Also, each contracting authority may have its own requirements for

participation. Written justification in the required format shall be submitted by the user department well in advance to allow sufficient time for a course of action that may include proceeding with a competitive process.

D. Lower than State Contract Purchases

The county ordinance allows the County to purchase supplies or services from another party, including political subdivisions, instead of through participation in State Contracts, when the other party can provide the supplies or services under equivalent terms, conditions, and specifications, but at a lower price than on State Contract. As such, the county shall provide notice on its website in accordance with procedures outlined by OPD of each intent to purchase off state contract in order to verify that the state contract pricing is advantageous to the County. Written justification in the required format shall be submitted by the user department well in advance to allow sufficient time for a course of action that may include proceeding with a competitive process.

E. Government Cooperative Purchasing

The county ordinance allows for participation in the following government cooperative purchasing program:

1) Federal Contracts

The county ordinance allows for purchases without competitive bidding from contract offerings from the federal government that are available to a political subdivision. The desired contract must be made open to cooperative purchasing. Written justification in the required format shall be submitted by the user department well in advance to allow sufficient time for a course of action that may include proceeding with a competitive process.

2) Joint Purchasing Programs

The county ordinance allows for purchases without competitive bidding from contract offerings from joint purchasing programs operated by or through a national or state association of political subdivisions in which the county is eligible for membership. The desired contract must be made open to cooperative purchasing. Written justification in the required format shall be submitted by the user department well in advance to allow sufficient time for a course of action that may include proceeding with a competitive process.

F. Contract Amendments

During the course of a contract, the user department may seek to do a contract amendment based on its determination that there is a desire or need for changes to the scope of work/services, extensions of time (including exercising an option written into the original contract), and/or the addition of funds. Written justification in the required format shall be submitted by the user department well in advance to allow sufficient time for a course of action that may include proceeding with a competitive process.

G. RFP Exemptions

The user department may seek an exemption from the RFP process for rare instances in which the user department feels that proceeding with a RFP process is not advantageous to the county. Also, RFP exemptions are required for vendors named in grant applications that were not selected using a county authorized purchasing process. The county ordinance provides for an approval process for RFP exemptions. Written justification in the required format shall be submitted by the user department well in advance to allow sufficient time for a course of action that may include proceeding with a competitive process.

H. Community Rehabilitation Programs (CRP)

Ohio Revised Code chapters 125.60 to 125.6012 establishes the "Office of Procurement" (*This office is unrelated to Cuyahoga County's OPD*) for CRPs who provide Ohio citizens with work-limiting disabilities for gainful employment experience and to enable government offices to obtain suitable, high-quality products and services. Departments are encouraged to become familiar with the items and services available from CRPs. The county ordinance allows for purchases without competitive bidding from CRPs. Written justification in the required format shall be submitted by the user department well in advance to allow sufficient time for a course of action that may include proceeding with a competitive process.

I. Public Utility (911 System)

The county ordinance allows for purchases without competitive bidding in accordance with Ohio Revised Code Section 4931.41(f). For purchases meeting this requirement, no justification is required.

J. Emergency and Unforeseen Time Sensitive Mission Critical Purchases

Emergency Purchases: The county ordinance outlines specific circumstances and procedures for emergency purchases. Written justification in the required format shall be submitted by the user department as far in advance as possible so that a course of action can be determined.

Unforeseen Time Sensitive Mission Critical Purchases under \$25,000.00: As part of its Rules of Procedure, the Contracts and Purchasing Board shall adopt procedures governing the Board's approval of unforeseen time sensitive mission critical purchases under \$25,000.00. Such procedures may allow for the Board's preapproval of certain purchases and/or post-purchase approvals, provided that the Board sets forth the conditions under which the purchase may be made and how the Board will approve it.

K. Legal Notice (as applicable: Sheriff sales, Treasurer delinquent taxes, Auditors advertisements...)

Legal notices for competitive bidding, RFPs, or RFQs shall be in accordance with the county ordinance. The notice shall be published at least two (2) weeks and one (1) day prior to the bid/RFP/RFQ opening. If there is to be a pre-bid/pre-proposal meeting or required site visit, the notice shall be published at least 3 weeks plus 1 day prior to the bid/RFP/RFQ opening. All other mandated public notices will be published according to the specific provisions within the Ohio Revised Code. If required, the user department will provide written justification to OPD and allow sufficient time for evaluation and determination of a course of action.

L. County Procurement Exemptions (County policy only)

If required, the user department will provide written justification to OPD and allow sufficient time for evaluation and determination of a course of action that may include proceeding with a competitive process.

- 1) County print shop (typically no justification required)
- 2) ISC media services (typically no justification required)
- 3) Other internal services (i.e., computer training, safety training) (typically no justification required)
- 4) Sole source items that appear on an official administrative list developed by the Office of Procurement & Diversity and approved by the Contracts and Purchasing Board (no justification required)

Section IV

CONTRACTING

4.01 CONTRACTS

- A. A contract is a written agreement between Cuyahoga County or a department or agency of Cuyahoga County government with a third party to purchase, exchange or use goods, services, or property; or any such agreement to sell, exchange or supply goods, services, or property. This includes agreements and grant documents between the County and federal, state or local government. Purchase Orders and Department Orders are within the definition of a contract.
- B. As pertains to this policy, a contract does not include an employment contract with the County or a contract entered into as settlement of litigation.
- C. No contract, agreement, license, purchase order, memorandum of understanding, lease or any potentially binding document shall be signed by unauthorized County Officials or personnel. In order to protect the interest of Cuyahoga County, a contract must be executed by the County Executive (or designee) before compensation of services or products can be provided.
- D. All contracts to which Cuyahoga County is a party to, must be in writing. Any modifications or amendments to the terms of executed contracts must be in writing. No important general change may be made which alters the essential identity or main purpose of the original contract or is of such importance as to constitute a new undertaking.
- E. A contract must be executed before compensation can be provided. The County cannot pay for any goods or services provided prior to the execution of the contract. Goods or services provided prior to the commencement of a contract shall be deemed to be included in the contract and payment shall be in accordance with the terms of the contract.
- F. No payments shall be made until the materials, supplies, equipment or services have been delivered and accepted and the work completed to the full satisfaction of the County.
- G. It is a violation of county policy to knowingly allow a contractor to continue working on a contract that is no longer valid.

4.02 CONTRACT AMENDMENTS

- A. Required contract amendments include changes to the scope, extensions of time (including as an option written into original contract), and the addition of funds.
- B. A contract amendment must be submitted for approval before the expiration date of the existing contract.

Section V

DISPOSAL OF SURPLUS COUNTY PROPERTY

5.01 **METHODS OF DISPOSAL OF SURPLUS COUNTY PROPERTY**

Ohio Revised Code Section. 307.12 permits Ohio counties to dispose of unneeded, obsolete or unfit vehicles, machinery, equipment, and supplies using a variety of methods. The user department shall coordinate the disposal of surplus county property with the Department of Public Works. In accordance with Ohio Revised Code Section 307.12, OPD assists with the disposal of surplus county property using the following methods:

- Public auction or by sealed bid
- Internet auction
- Private sale
- Donation