



MINUTES

**CUYAHOGA COUNTY COUNCIL SPECIAL MEETING
THURSDAY, NOVEMBER 17, 2011
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM**

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 5:08 p.m.

2. ROLL CALL

Council President Connally asked the Clerk to call the roll. Councilmembers Jones, Rogers, Simon, Greenspan, Miller, Brady, Germana, Gallagher, Conwell and Connally were in attendance and a quorum was determined. Mr. Schron was absent from the meeting.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Connally requested a moment of silent meditation be dedicated in honor of George W. White, retired chief judge of the United States District Court in Cleveland, who recently passed away.

5. PUBLIC COMMENT RELATED TO AGENDA

No public comments were given.

6. APPROVAL OF MINUTES

- a) November 9, 2011 Regular Meeting

A motion was made by Mr. Greenspan, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the November 9, 2011 regular meeting.

7. MESSAGES FROM THE COUNTY EXECUTIVE

- a) Contracts executed by County Executive (attachment).

There was no report given by the County Executive.

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

A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2011-0325 and R2011-0326.

- a) R2011-0325: A Resolution rescinding Resolution No. R2011-0298, dated 11/9/2011, which approved the determination to proceed with submitting to the electors of Cuyahoga County to renew an existing 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of four years, outside the ten mill limitation, in accordance with the provisions of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Law

On a motion by Mr. Miller with a second by Mr. Rogers, Resolution No. R2011-0325 was considered and adopted by unanimous vote.

- b) R2011-0326: A Resolution determining to proceed with submitting to the electors of Cuyahoga County to renew an existing 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of four years, outside the ten mill limitation, in accordance with the provisions of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Health and Human Services and Councilmembers Conwell, Jones, Rogers, Simon, Greenspan, Miller, Brady, Germana, Gallagher, Schron and Connally

On a motion by Mr. Miller with a second by Mr. Jones, Resolution No. R2011-0326 was considered and adopted by unanimous vote.

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

A motion was made by Ms. Simon, seconded by Mr. Miller and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2011-0327.

- a) R2011-0327: A Resolution **rejecting** the report containing findings and recommendations of Fact-finder Marvin J. Feldman regarding negotiations between the County and the Fraternal Order of Police, Ohio Labor Council, Inc. for a collective bargaining agreement covering approximately 15 employees in the classification of Correction Sergeant 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. Gallagher, seconded by Ms. Conwell 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 5:19 p.m. The following members were present: Councilmembers Jones, Rogers, Simon, Greenspan, Miller, Brady, Germana, Gallagher, Conwell and Connally. The following additional attendees were present: Clerk of Council Jeanne Schmotzer, Director of Law Majeed Makhoulf, Assistant Law Director Christopher Russ, Assistant Law Director Ed Morales, Senior Policy Advisor for the Council Joanne Gross and Deputy Clerk of Council Nikima Barnhill. At 5:31 p.m., a motion was made by Mr. Germana, seconded by Ms. Simon and unanimously approved to adjourn Executive Session. Council President Connally then reconvened the regular meeting.

A motion was then made by Mr. Miller, seconded by Ms. Conwell and approved by unanimous vote to amend the Resolution to reject the Fact-finder report.

On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2011-0327 was considered and adopted by unanimous vote, as amended.

10. MISCELLANEOUS COMMITTEE REPORTS

There were no miscellaneous committee reports.

11. MISCELLANEOUS BUSINESS

Council President Connally asked for a motion to excuse Mr. Schron from the meeting. A motion was then made by Mr. Miller, seconded by Ms. Conwell and approved by unanimous vote to excuse Mr. Schron from the meeting due to business-related reasons.

Ms. Simon stated that contestants for the Top Dog Contest have submitted their essays. Councilmembers are needed to serve as judges for the contest.

On behalf of the Cuyahoga County Council, Council President Connally wished everyone a Happy Thanksgiving.

12. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given.

13. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Greenspan with a second by Mr. Miller, the meeting was adjourned at 5:38 p.m., without objection.