

AGENDA
CUYAHOGA COUNTY COUNCIL SPECIAL MEETING
TUESDAY, FEBRUARY 15, 2011
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
4:00 PM

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. SILENT MEDITATION**
- 4. ROLL CALL**
- 5. PUBLIC COMMENT RELATED TO AGENDA**
- 6. APPROVAL OF MINUTES**
 - a) **February 8, 2011 Meeting**
- 7. MESSAGES FROM THE COUNTY EXECUTIVE**
 - a) **Contracts executed by County Executive**
- 8. CONSIDERATION OF MOTIONS OF COUNCIL FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES**
 - a) **M2011-0008: A Motion confirming the County Executive's appointment of Bonita Teeuwen upon her taking the oath of office as the Director of Public Works of Cuyahoga County.**

Sponsor: Council President Connally
 - b) **M2011-0009: A Motion confirming the County Executive's appointment of Gerald E. Fuerst upon his taking the oath of office as the Clerk of Courts of Cuyahoga County.**

Sponsor: Council President Connally
 - c) **M2011-0010: A Motion to appoint an individual to serve on a Board of Revision for Cuyahoga County.**

Sponsor: Council President Connally

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

- a) **R2011-0066**: A Resolution approving Cost Savings Agreements calling for employees in various bargaining units of the County to serve five (5) unpaid cost savings days (“furlough days”) during the period 2/13/2011 – 6/30/2011, and declaring the necessity that this Resolution become immediately effective.
- 1) **American Federation of State, County and Municipal Employees, Ohio Council 8, Local 1746, covering approximately 1,250 employees in 81 classifications in the Department of Health & Human Services;**
 - 2) **Truck Drivers Union, Local 407, International Brotherhood of Teamsters, covering approximately 19 employees in 2 classifications in Employment & Family Services;**
 - 3) **Graphic Communications Conference of the International Brotherhood of Teamsters, Local 546M, covering approximately 7 employees in 1 classification in the Department of Central Services.**

Sponsor: County Executive FitzGerald/Law Department

10. CONSIDERATION OF A RESOLUTION FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) **R2011-0067**: A Resolution authorizing an Advanced Energy Forgivable Loan in the amount not-to-exceed \$350,000.00 to the Lincoln Electric Company for a Wind Turbine Project, located at 22801 Saint Clair Avenue, Euclid; authorizing the County Executive and/or Director of Development to execute all documents required in connection with said loan.

Sponsor: County Executive FitzGerald/Department of Development

11. CONSIDERATION OF AN ORDINANCE FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) **O2011-0009**: An Ordinance authorizing the creation of a Department of Regional Collaboration under the supervision of the County Executive to advocate for and promote cooperation and collaboration with and among the State of Ohio and other political subdivisions.

Sponsor: County Executive FitzGerald

**12. CONSIDERATION OF AN ORDINANCE FOR FIRST READING ADOPTION UNDER
SUSPENSION OF RULES**

- a) **O2011-0010: An Ordinance establishing that the person hired by the Department of Public Works to perform the duties declared by general law to be done by a County Engineer shall possess the credentials required of County Engineers by the Ohio Revised Code, which are currently that the County Engineer be both a registered professional engineer and a registered surveyor, licensed to practice in the State of Ohio, and declaring the necessity that this Resolution become immediately effective.**

Sponsor: County Executive FitzGerald

13. EXECUTIVE SESSION

- a) **Matters of pending litigation.**

14. MISCELLANEOUS COMMITTEE REPORTS

15. MISCELLANEOUS BUSINESS

16. PUBLIC COMMENT UNRELATED TO AGENDA

17. ADJOURNMENT

NEXT MEETINGS

COMMITTEE OF THE
WHOLE/CONFIRMATION
HEARINGS FOR EXECUTIVE
APPOINTMENT FOR LAW
DIRECTOR:

THURSDAY, FEBRUARY 17, 2011
10:00 AM / COUNCIL CHAMBERS

COUNCIL WORK
SESSION:

TUESDAY, FEBRUARY 22, 2011
4:00 PM / COUNCIL CHAMBERS

COUNCIL MEETING:

TUESDAY, FEBRUARY 22, 2011
6:00 PM / COUNCIL CHAMBERS

AGENDA ACTIONS
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, FEBRUARY 8, 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 6:01 p.m.

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

3. SILENT MEDITATION

Council President Connally requested there be a moment of silent meditation to reflect on the recent gun violence at Youngstown State University and to offer condolences to families of the victims and to students injured during that incident.

4. ROLL CALL

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

5. PUBLIC COMMENT RELATED TO AGENDA

No public comments were given.

6. APPROVAL OF MINUTES

- a) January 25, 2011 Meeting

On a motion by Mr. Schron with a second by Mr. Rogers, the minutes of the January 25, 2011 meeting were unanimously approved.

7. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Ed FitzGerald reported the following:

- 1) **He and Councilwoman Conwell attended the Museum of Contemporary Art groundbreaking ceremony;**

- 2) Council will soon receive official notification of his nominee for Law Director, Greg Clifford;
- 3) He is working on integration of the corporate community through the Loaned Executive Program; and
- 4) Financial and information technology functions will be overhauled.

8. CONSIDERATION OF MOTIONS OF COUNCIL FOR FIRST READING ADOPTION

A motion was made by Mr. Miller, seconded by Mr. Schron and approved by unanimous vote to suspend Rules 7E, 9D and 13A for Motion Nos. M2011-0005 and M2011-0006.

- a) M2011-0005: A Motion confirming the County Executive's appointment of Robert Reid upon his taking the oath of office as the Sheriff of Cuyahoga County.

Sponsor: Council President Connally

On a motion by Mr. Schron with a second by Mr. Greenspan, Motion No. M2011-0005 was considered and adopted by unanimous vote.

- b) M2011-0006: A Motion designating nonprofit and educational organizations that are engaged in the promotion of economic development of the County who shall collectively select one member to the Economic Development Commission:

- 1) University Hospitals Case Medical Center
- 2) Manufacturing Advocacy & Growth Network
- 3) The George Gund Foundation
- 4) Cleveland State University
- 5) The Presidents' Council, LLC

Sponsor: Schron

On a motion by Mr. Schron with a second by Mr. Greenspan, Motion No. M2011-0006 was considered and adopted by unanimous vote.

At this time County Executive Ed FitzGerald administered the oath of office to Sheriff Reid. Sheriff Reid then thanked the Council and said that he looks forward to this historic moment and to working with the County Executive, Council and staff and establishing new programs and partnerships.

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

- c) M2011-0007: A Motion adopting permanent Rules of Cuyahoga County Council.

Sponsors: Miller, Greenspan, Conwell, Jones and Rogers

Council President Connally referred Motion No. M2011-0007 to the Rules, Charter Review, Ethics & Council Operations Committee.

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

- a) O2011-0008: An Ordinance adopting permanent Code of Ethics.

Sponsors: Greenspan, Miller and Conwell

Council President Connally referred Ordinance No. O2011-0008 to the Rules, Charter Review, Ethics & Council Operations Committee.

10. CONSIDERATION OF A RESOLUTION OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2011-0002: A Resolution opposing House Bill No. 3 of the 129th Ohio General Assembly that would amend the Ohio Revised Code to repeal the estate tax for the estates of individuals dying on or after 1/1/2011.

Sponsor: Conwell, Miller and Germana

Council President Connally referred Resolution No. R2011-0002 to the Intergovernmental Relations & Collaboration Committee.

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

A motion was made by Mr. Rogers, seconded by Mr. Miller and approved by unanimous vote to suspend Rules 9D and 13A for Resolutions No. R2011-0042, No. R2011-0043, No. R2011-0044, No. R2011-0045, No. R2011-0046, No. R2011-0047, No. R2011-0048, No. R2011-0049, No. R2011-0050, No. R2011-0052, No. R2011-0053, No. R2011-0054, No. R2011-0055, No. R2011-0056, No. R2011-0057, No. R2011-0058, No. R2011-0059, No. R2011-0060, No. R2011-0061, No. R2011-0062, No. R2011-0063, No. R2011-0064 and No. R2011-0065.

- a) R2011-0042: A Resolution authorizing the County Executive to enter into an agreement of cooperation with City of North Royalton

for reconstruction of Royalton Road, with additional turning lanes, from West 130th Street to York Road, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Gallagher with a second by Mr. Germana, Resolution No. R2011-0042 was considered and adopted by unanimous vote.

- b) R2011-0043: A Resolution authorizing the Department of Purchasing to issue Addendum No. 1 to the specifications on RQ18868 for the County Courthouse Americans with Disabilities Act Improvements Project, to make technical changes and to change the bid due date from 1/11/2011 to 2/14/2011, and declaring the necessity that this Resolution become immediately effective

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Rogers with a second by Mr. Greenspan, Resolution No. R2011-0043 was considered and adopted by unanimous vote.

- c) R2011-0044: A Resolution authorizing the County Engineer on behalf of the County Executive to make an application for allocation from County Motor Vehicle \$5.00 License Tax Funds in the amount of \$229,442.31 for improvement of Pleasant Valley Road/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Germana with a second by Mr. Miller, Resolution No. R2011-0044 was considered and adopted by unanimous vote.

- d) R2011-0045: A Resolution authorizing the County Engineer on behalf of the County Executive to make an application for allocation from County Motor Vehicle \$5.00 License Tax Funds in the amount of \$117,578.00 for reconstruction of Ridge Road from Interstate 480 to Memphis Road in the City of Brooklyn, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Ms. Simon with a second by Mr. Greenspan, Resolution No. R2011-0045 was considered and adopted by unanimous vote.

- e) R2011-0046: A Resolution accepting the construction of County Improvement No. 1406, Cook Road/MacKenzie Road Sanitary Sewer in Olmsted Township, County Sewer District No 14, as complete and in accordance with plans and specifications; requesting authority for the County Treasurer to release the escrow account, in accordance with Ohio Revised Code Section 153.63; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Schron with a second by Mr. Greenspan, Resolution No. R2011-0046 was considered and adopted by unanimous vote.

- f) R2011-0047: A Resolution accepting the construction of County Improvement No. 1319-02, Echo Hills Sanitary Sewer Force Main and Pump Station in the City of Brecksville, County Sewer District No 13, as complete and in accordance with plans and specifications; requesting authority for the County Treasurer to release the escrow account, in accordance with Ohio Revised Code Section 153.63; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Schron with a second by Mr. Gallagher, Resolution No. R2011-0047 was considered and adopted by unanimous vote.

- g) R2011-0048: A Resolution accepting the construction of County Sewer Improvement No. 3-TA-1, Thornapple Pump Station Relocation, in the Village of Mayfield, County Sewer District No 3, as complete and in accordance with plans and specifications; requesting authority for the County Treasurer to release the escrow account, in accordance with Ohio Revised Code Section 153.63; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Jones with a second by Mr. Gallagher, Resolution No. R2011-0048 was considered and adopted by unanimous vote.

- h) R2011-0049: A Resolution declaring the necessity to construct, maintain, operate and repair the Stumph Road Sewer Improvement, located in the City of Parma Heights, County Sewer District No. 1; authorizing the Director of the Department of Public Works and the County Engineer/Sanitary Engineer to negotiate with a property owner for the acquisition of a permanent sewer easement in connection with said improvement, in accordance with Ohio Revised Code Section

6117.39, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Jones with a second by Mr. Germana, Resolution No. R2011-0049 was considered and adopted by unanimous vote.

- i) R2011-0050: A Resolution making an award on RQ18532 and authorizing the County Executive to enter into a contract with C & K Industrial Services, Inc. in the amount of \$704,200 00 for inspecting, cleaning and repairing sanitary sewers located in various County Sewer Districts for the period 1/1/2011 - 12/31/2012, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Miller with a second by Ms. Simon, Resolution No. R2011-0050 was considered and adopted by unanimous vote.

- j) R2011-0051: A Resolution authorizing the County Executive to prepare an amendment (Change Order No 2) to Contract No CE1000410-01 with The R.J. Platten Contracting Co. for construction of the Quincy Parking Lot in connection with the Cuyahoga County Juvenile Justice Center Project to approve pending Construction Change Directives; to increase the Unforeseen Conditions Cash Allowance amount from \$223,617.78 to \$391,335 90 and for additional funds in the amount of \$167,718.12, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

Council President Connally referred Resolution No. R2011-0051 to the Public Safety Committee.

- k) R2011-0052: A Resolution approving an amendment to a collective bargaining agreement with Cleveland Building and Construction Trades Council, covering 88 employees in 16 classifications in the Department of Public Works/Department of Central Services for the period 7/1/2009 - 6/30/2012, by changing Article 31: Wages, effective 7/1/2010, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Human Resources/Labor Relations Division

On a motion by Mr. Schron with a second by Mr. Greenspan, Resolution No. R2011-0052 was considered and adopted by unanimous vote.

- l) R2011-0053: A Resolution approving an amendment to a collective bargaining agreement with Ohio and Vicinity Regional Council of Carpenters, United Brotherhood of Carpenters and Joiners of America, covering 9 employees in 2 classifications in the Department of Public Works/Department of Central Services for the period 7/1/2009 - 6/30/2012, to change Article 31: Wages, effective 7/1/2010, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Human Resources/Labor Relations Division

On a motion by Mr. Schron with a second by Mr. Gallagher, Resolution No. R2011-0053 was considered and adopted by unanimous vote.

- m) R2011-0054: A Resolution amending the 2011 Annual Appropriation Measure by providing 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/Office of Budget & Management

On a motion by Ms. Simon with a second by Mr. Miller, Resolution No. R2011-0054 was considered and adopted by unanimous vote.

- n) R2011-0055: A Resolution accepting the installation of emergency generators at the Brooklyn and Rocky River Adult Activities Centers as complete and in accordance with plans and specifications; requesting authority for the County Treasurer to release the escrow account, in accordance with Ohio Revised Code Section 153.63, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Cuyahoga County Board of Developmental Disabilities

On a motion by Mr. Germana with a second by Mr. Rogers, Resolution No. R2011-0055 was considered and adopted by unanimous vote.

- o) R2011-0056: A Resolution authorizing the County Executive to enter into an amendment to Contract No. CE0400154-03 with dck North

America, LLC, for construction management and construction support services to assign the interest to Hill International, Inc., effective 7/6/2010; no additional funds required, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Jones with a second by Mr. Gallagher, Resolution No. R2011-0056 was considered and adopted by unanimous vote.

- p) R2011-0057: A Resolution authorizing the County Executive to enter into an amendment to Contract No. CE0700741-03 with dck North America, LLC, for construction inspection services for various County projects for the period 7/1/2007 - 9/30/2010 to assign the interest to Hill International, Inc., effective 7/6/2010; no additional funds required, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Schron with a second by Mr. Brady, Resolution No. R2011-0057 was considered and adopted by unanimous vote.

- q) R2011-0058: A Resolution authorizing the County Executive to enter into an amendment to Contract No. CE08166-01 with Euthenics, Inc for consultant services for improvement of Pleasant Valley Road/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma to change the scope of services, effective 11/3/2010, and for additional funds in the amount not-to-exceed \$229,442.31, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Germana with a second by Mr. Gallagher, Resolution No. R2011-0058 was considered and adopted by unanimous vote.

- r) R2011-0059: A Resolution authorizing the County Executive to enter into an amendment to Contract No. CE0900324-01 with CH2M Hill, Inc for reconstruction of Ridge Road from Interstate 480 to Memphis Road in the City of Brooklyn to change the scope of services, effective 2/8/2011, and for additional funds in the amount not-to-exceed \$117,578.00, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2011-0059 was considered and adopted by unanimous vote.

- s) R2011-0060: A Resolution authorizing the Common Pleas Court/Corrections Planning Board to enter into a contract with Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County in the amount not-to-exceed \$593,465.00 for residential substance abuse treatment services for the period 1/1/2011 - 12/31/2011, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Common Pleas Court/Corrections Planning Board

On a motion by Ms. Conwell with a second by Mr. Brady, Resolution No. R2011-0060 was considered and adopted by unanimous vote.

- t) R2011-0061: A Resolution authorizing the County Executive to enter into a contract with Starting Point in the amount not-to-exceed \$1,832,782.00 for administration of the Special Needs Child Care Program for the Invest in Children Program for the period 1/1/2011 - 12/31/2011, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Office of Early Childhood

On a motion by Mr. Brady with a second by Mr. Miller, Resolution No. R2011-0061 was considered and adopted by unanimous vote.

- u) R2011-0062: A Resolution authorizing the County Executive to enter into a contract with Adoption Network Cleveland in the amount not-to-exceed \$315,000.00 for child-centered recruitment services for the Adopt Cuyahoga's Kids Initiative for the period 1/1/2011 - 12/31/2011, and declaring the necessity that this Resolution become immediately effective.

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

On a motion by Ms. Simon with a second by Mr. Brady, Resolution No. R2011-0062 was considered and adopted by unanimous vote.

- v) R2011-0063: A Resolution authorizing the County Executive to enter into contracts with various providers for placement services for the

period 1/1/2011 - 9/30/2011, and declaring the necessity that this Resolution become immediately effective:

- 1) BHC Belmont Pines Hospital, Inc. in the amount not-to-exceed \$510,000.00.
- 2) Alliance Human Services, Inc in the amount not-to-exceed \$2,362,500.00
- 3) Christian Children's Home of Ohio, Inc. in the amount not-to-exceed \$510,000.00
- 4) Continue Life in the amount not-to-exceed \$215,625.00.
- 5) Applewood Centers, Inc. in the amount not-to-exceed \$1,286,250.00.
- 6) Beech Brook in the amount not-to-exceed \$3,825,000.00.
- 7) Berea Children's Home in the amount not-to-exceed \$4,350,000.00.
- 8) House of New Hope in the amount not-to-exceed \$845,250.00.
- 9) In Focus of Cleveland, Inc. in the amount not-to-exceed \$517,500.00
- 10) Parenthesis Family Advocates, Incorporated in the amount not-to-exceed \$279,000.00
- 11) The Village Network in the amount not-to-exceed \$1,395,000.00.
- 12) National Youth Advocate Program, Inc. in the amount not-to-exceed \$921,450.00.
- 13) Pathway Caring for Children in the amount not-to-exceed \$219,750.00.
- 14) START - Support To At-Risk Teens in the amount not-to-exceed \$851,250.00.
- 15) Options for Families and Youth in the amount not-to-exceed \$1,164,000.00.
- 16) Pressley Ridge in the amount not-to-exceed \$1,526,250.00.
- 17) Specialized Alternatives for Families & Youth of Ohio, Inc. in the amount not-to-exceed \$2,687,250.00.
- 18) The Bair Foundation in the amount not-to-exceed \$1,498,125.00.
- 19) The Twelve of Ohio, Inc. in the amount not-to-exceed \$945,000.00.
- 20) Bellefaire Jewish Children's Bureau in the amount not-to-exceed \$3,600,000.00.
- 21) Catholic Charities Services Corporation (Parmadale) in the amount not-to-exceed \$4,357,500.00.
- 22) The Cleveland Christian Home Incorporated in the amount not-to-exceed \$2,437,500.00.

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

A motion was made by Mr. Brady with a second by Mr. Gallagher to approve Resolution No. R2011-0063. Ms. Simon requested to recuse herself from voting on Items No. 12.v5 and No. 12.v20. Discussion ensued. Subsequently, Items No. 12.v1 – No. 12.v4, No. 12.v6 – No. 12.v19, and No. 12.v21 – No. 12.v22 were considered and adopted by unanimous vote. Items No. 12.v5 and No. 12.v20 were considered and adopted with Councilmembers Connally, Rogers, Greenspan, Miller, Brady, Germana, Gallagher, Schron, Conwell and Jones voting in the affirmative and Councilmember Simon recusing herself from the vote.

- w) R2011-0064: A Resolution authorizing the County Executive to enter into a contract (No. CE1100126-01) with DiGioia-Suburban Excavating, LLC, in the amount not-to-exceed \$2,308,050.00 for Dewey Road Pump Station, Force Main and Tributary Sewer, located in the City of Brecksville, County Sewer District No. 13, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Schron with a second by Mr. Miller, Resolution No. R2011-0064 was considered and adopted by unanimous vote.

- x) R2011-0065: A Resolution authorizing the County Executive to enter into a contract (No. CE1100128-01) with Fabrizi Trucking & Paving Company, Inc., in the amount of \$463,115 00 for replacement of sanitary sewers in North Granger Road, located in the City of Garfield Heights, County Sewer District No. 9, and declaring the necessity that this Resolution become immediately effective

Sponsor: County Executive FitzGerald/Department of Public Works

On a motion by Mr. Jones with a second by Mr. Miller, Resolution No. R2011-0065 was considered and adopted by unanimous vote.

12 MISCELLANEOUS COMMITTEE REPORTS

No committee reports were given.

13 MISCELLANEOUS BUSINESS

Mr. Rogers requested that departments include the physical address of vendors in their briefing materials. Ms. Schmotzer indicated that she will work with the County Executive's staff to fulfill this request.

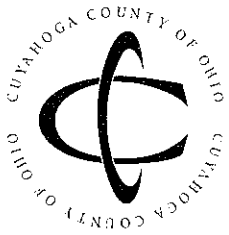
14. PUBLIC COMMENT UNRELATED TO AGENDA

Mr. Kevin Cronin, representing Cleveland Bikes, addressed Council regarding issues of concern to him relating to cycling projects, access and programs.

Mr. Ken Rapoport, Shaker Square Area Community Advocate, addressed Council regarding issues of concern to him relating to the closing of Ohio Savings Bank/New York Community Bank on Shaker Square.

15. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Miller with a second by Mr. Germana, the meeting was adjourned at 7:20 p.m., without objection.



EDWARD FITZGERALD
Cuyahoga County Executive

February 2, 2011

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

Madame President Connally,

As required by Cuyahoga County Ordinance O2011 - 0002, I am providing notice of the contracts that I executed during the week of January 24, 2011. The attached document lists the contracts by requestor and has a brief description of each contract.

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

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Edward Fitzgerald', is written over a faint, larger version of the signature.

Edward Fitzgerald
County Executive

Contracts approved the week of January 24, 2011:

Requestor	Description
Department of Public Works	Recommending a payment in the amount of \$20,654.90 to The Illuminating Company for reimbursement of various electric utility services in connection with the grading, draining and paving of Bainbridge Road from S.O.M. Center Road to the Solon East Corporation Line in the City of Solon.
Department of Public Works	Submitting a contract with Northeast Ohio Regional Sewer District in the amount not-to-exceed \$165,000.00 for water, sewer and storm testing services for the period 1/1/2011 - 12/31/2013.
Court of Appeals	Submitting a contract with InfoPro Computer Solutions, sole source, in the amount not-to-exceed \$75,000.00 for consultant services on the Buckeye Case Management and Computer Network Systems for the period 2/1/2011 - 1/31/2012.
Department of Public Works	Submitting agreements with various organizations for lease of property located on the West bank of the Flats, Cleveland, for Charity Festivals: 1) The Hiram House for the period 1/4/2011 - 1/5/2011. 2) Unity Spiritual Center for the period 1/11/2011 - 1/12/2011 3) Friends of DARE, Inc. for the period 1/18/2011 - 1/19/2011. 4) Welcome House, Inc. for the period 1/25/2011 - 1/26/2011. 5) Cleveland Rape Crisis Center for the period 2/1/2011 - 2/2/2011. 6) Spectrum Soccer Academy for the period 1/6/2011 - 1/9/2011. 7) Ronald McDonald House of Cleveland, Inc. for the period 1/13/2011 - 1/16/2011. 8) Bay Rockets Association, Inc. for the period 1/20/2011 - 1/23/2011. 9) Garfield Heights High Athletic Booster Club, Inc. for the period 1/27/2011 - 1/30/2011. 10) The Church at Stony Hill for the period 2/3/2011 - 2/6/2011.
Department of Children & Family Services	Submitting an amendment to Contract No. CE1000004-01 with Friendly Inn Settlement, Inc. for the Family to Family Neighborhood System of Care for the period 1/1/2010 - 12/31/2011 for additional funds in the amount of \$176,225.50. (Resolution No. 104854 - authority to prepare.)
Department of Children & Family Services	Submitting a contract with Cuyahoga County Court of Common Pleas, Juvenile Court Division in the amount of \$176,000.00 for psychological services for the period 1/1/2011 - 12/31/2011.
Department of Justice Affairs	Submitting an agreement with the City of Euclid in the amount not-to-exceed \$2,517.40 for purchase and installation of

	equipment for the Chemical Biological Radiological Nuclear Explosive Event Response Vehicle Project, in connection with the FY2008 Urban Area Security Initiative Grant Program for the period 11/1/2010 - 4/30/2011.
Department of Justice Affairs	Submitting a contract with Firehouse Services & Consultants ,LLC, in the amount not-to-exceed \$15,050 00 for programming, procedures and assistance of portable and mobile radio equipment for the period 2/1/2011 - 2/28/2012.
Department of Justice Affairs	Submitting a contract with Patrick M. Johnson in the amount not to- exceed \$15,050 00 for programming, procedures and assistance of portable and mobile radio equipment for the period 2/1/2011- 2/28/2012.
Department of Senior & Adult Services	Submitting an amendment to Contract No. CE0900222-01 with Consumer Protection Association for the Community Social Services Program for the period 1/1/2009 - 12/31/2010 to extend the time period to 3/31/2011 and for additional funds in the amount of \$36,293 00 (Resolution No. 104859 - authority to prepare.)
Department of Senior & Adult Services	Submitting a contract with Dyserv, Inc. in the amount not-to-exceed \$400.00 for electronic Medicaid billing services for the period 1/1/2011 - 12/31/2011.
Employment & Family Services	Submitting an amendment to Contract No. CE0800527-01 with Early Childhood Options of University Circle, Inc. for Neighborhood Family Service Centers child care drop-in services for the period 7/1/2008 - 12/31/2010 to exercise an option to extend the time period to 6/30/2011 and for additional funds in the amount of \$64,097.17 (Resolution No 104473 - authority to prepare.)
Employment & Family Services	Submitting a contract with Case Western Reserve University in the amount not-to-exceed \$15,900.00 for consultant services for a recidivism study for the Ohio Works First Program for the period 1/1/2011 - 12/31/2011.
Health & Human Services	Submitting a contract with United Way of Greater Cleveland in the amount not-to-exceed \$113,500.00 for referral services for the Cuyahoga MedRefer Program for the period 1/1/2011 - 12/31/2011.
Office of Early Childhood	Submitting a contract with Starting Point in the amount not-to-exceed \$94,697.00 for administration of the Early Care and Education Center Capacity and Expansion Program for the Invest in Children Program for the period 1/1/2011 - 12/31/2011.
Office of Homeless Services	Recommending awards to various providers on RQ18083 for emergency shelter operations, services and homelessness prevention activities in connection with the FY2010 Emergency Shelter Grant Program for the period 9/15/2010 - 9/14/2011: (Resolution No. 103485 - authority to seek proposals) a) Care Alliance in the amount of \$15,000.00 b) Cleveland Mediation Center in the amount of \$48,774 00. c) The Interfaith Hospitality Network of Greater Cleveland in

	<p>the amount of \$15,000.00.</p> <p>d) New Life Community in the amount of \$25,500.00.</p> <p>e) Transitional Housing, Inc in the amount of \$23,000.00.</p> <p>f) Volunteers of America of Greater Ohio in the amount of \$15,000.00.</p> <p>g) West Side Catholic Center in the amount of \$17,037.55.</p> <p>h) YMCA of Greater Cleveland in the amount of \$12,000.00.</p>
Office of Homeless Services	<p>Submitting a contract with Enterprise Community Partners, Inc , in the amount not-to-exceed \$75,000.00 for supportive services for the Housing First Initiative for the period 11/1/2010 - 10/31/2011.</p>

COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO

MOTION NO. M2011-0008

SPONSORED BY: COUNCIL PRESIDENT CONNALLY

A Motion confirming the County Executive's appointment of Bonita Teeuwen upon her taking the oath of office as the Director of Public Works.

WHEREAS, pursuant to Article III, Section 5.01 of the Charter of Cuyahoga County, each of the offices provided for in Article V shall be appointed by the County Executive, subject to the confirmation by Council; and

WHEREAS, Article V, Section 5.05 of the Charter provides for the office of the Director of Public Works; and

WHEREAS, the County Executive has nominated Bonita Teeuwen for the appointment to the position of Director of Public Works; and

WHEREAS, the Council has undergone review and scheduled a Confirmation Hearing which was noticed to the public and held in an open meeting on January 27, 2011; and

WHEREAS, the Council elects to confirm the County Executive's appointment of Bonita Teeuwen to the position of Director of Public Works; and

WHEREAS, pursuant to Cuyahoga Council Rule 7E(3), this Council, by a vote of at least seven (7) members, determines that this Motion be approved upon first consideration 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 Cuyahoga County government;

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

SECTION 1. That the appointment by the County Executive of Bonita Teeuwen upon her taking the oath of office as the Director of Public Works is hereby confirmed by Council;

SECTION 2. 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

SECTION 3. Pursuant to Cuyahoga Council Rule 7E(3), this Council, by a vote of at least seven (7) members, determines that this Motion be approved upon first consideration 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 Cuyahoga County government.

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

Yeas:

Nays:

County Council President

Date

Clerk of Council

Date

Journal _____
_____, 2011

COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO

MOTION NO. M2011-0009

SPONSORED BY: COUNCIL PRESIDENT CONNALLY

A Motion confirming the County Executive's appointment of Gerald E. Fuerst upon his taking the oath of office as the Cuyahoga County Clerk of Courts.

WHEREAS, pursuant to Article III, Section 5.01 of the Charter of Cuyahoga County, each of the offices provided for in Article V shall be appointed by the County Executive, subject to the confirmation by Council; and

WHEREAS, Article V, Section 5.04 of the Charter provides for the office of the Clerk of the Court for the Court of Common Pleas; and

WHEREAS, the County Executive has nominated Gerald E. Fuerst for the appointment to the position of Clerk of Courts for the Cuyahoga County Court of Common Pleas; and

WHEREAS, the Council has undergone review and scheduled a Confirmation Hearing which was noticed to the public and held in an open meeting on February 3, 2011 and February 8, 2011; and

WHEREAS, the Council elects to confirm the County Executive's appointment of Gerald E. Fuerst as the Clerk of Courts; and

WHEREAS, pursuant to Cuyahoga Council Rule 7E(3), this Council, by a vote of at least seven (7) members, determines that this Motion be approved upon first consideration 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 Cuyahoga County government;

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

SECTION 1. That the appointment by the County Executive of Gerald E. Fuerst upon his taking the oath of office as the Cuyahoga County Clerk of Courts is hereby confirmed by Council;

SECTION 2. 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.

SECTION 3. Pursuant to Cuyahoga Council Rule 7E(3), this Council, by a vote of at least seven (7) members, determines that this Motion be approved upon first consideration 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 Cuyahoga County government.

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

Yeas:

Nays:

County Council President

Date

Clerk of Council

Date

Journal _____
_____, 2011

COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO

MOTION NO. M2011-0010

SPONSORED BY: COUNCIL PRESIDENT CONNALLY

A Motion to appoint an individual to serve on a Board of Revision for Cuyahoga County.

WHEREAS, Section 6.02 of the Charter of Cuyahoga County states that there shall be one or more Boards of Revision, each consisting of three electors of the County; and,

WHEREAS, Section 6.02 states further that two members of each board, who shall not be of the same political party, shall be appointed by the Council, each for a term of three years; and,

WHEREAS, A need exists to make appointments to establish up to four Boards of Revision.

WHEREAS, Candidates for appointment have been identified through a selection process that was approved by the Council of Cuyahoga County

NOW, THEREFORE, the Council of Cuyahoga County, Ohio, hereby appoints the following individual to serve on a Board of Revision pursuant to Section 6.02 of the Charter of Cuyahoga County:

Ricardo Ramos
\$30.99 hr/\$64,459.20 annual
Effective February 28, 2011

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

Yeas:

Nays:

County Council President Date

Clerk of Council Date

Journal CC001
February 15, 2011

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0066

Sponsored by: County Executive FitzGerald/Law Department	A Resolution approving Cost Savings Agreements calling for employees in various bargaining units of the County to serve five (5) unpaid cost savings days (“furlough days”) during the period 2/13/2011 – 6/30/2011, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the 2011 budget that was adopted for various departments and agencies now under the jurisdiction of the County Executive incorporated a requirement that employees serve five (5) unpaid cost savings days (otherwise known as “furlough days”) as a measure to deal with declining revenues and of avoiding an operating deficit; and

WHEREAS, various employees under the jurisdiction of the County Executive are represented by labor organizations for the purpose of collective bargaining and unpaid cost savings days are an appropriate subject of bargaining pursuant to the Public Employees’ Collective Bargaining Act; and

WHEREAS, the Division of Labor Relations of the Office of Human Resources has reached agreement with three (3) bargaining units on unpaid cost savings days and the method of their implementation and has submitted written Cost Savings Agreements for approval memorializing the understanding of the parties; 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 County departments.

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

SECTION 1. That the Cost Savings Agreements that were negotiated with the following bargaining units through their designated representatives and that call bargaining unit employees to serve five (5) unpaid cost savings days during the period of February 13, 2011 through June 30, 2011 are approved:

- a. American Federation of State, County and Municipal Employees (“AFSCME”), Ohio Council 8, Local 1746, covering approximately 1,250 employees in 81 classifications in the Department of Health & Human Services;

- b. Truck Drivers Union, Local 407, International Brotherhood of Teamsters, covering approximately 19 employees in 2 classifications in Employment & Family Services;
- c. Graphic Communications Conference of the International Brotherhood of Teamsters, Local 546M, covering approximately 7 employees in 1 classification in the Department of Central Services.

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 elected to 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.

Yeas:

Nays:

County Council President

Date

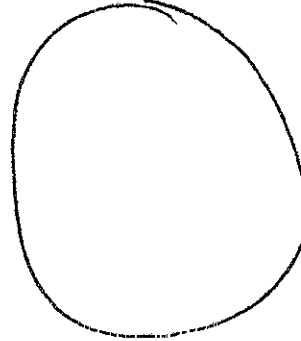
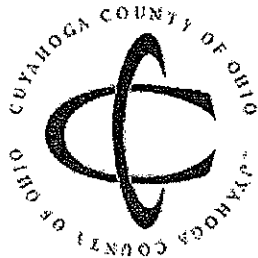
County Executive

Date

Clerk of Council

Date

Journal CC001
February 15, 2011



Item Details:

Agency/Dept. Name:	Office of Human Resources	Agency/Dept. Head Name:	Elise Hara
Type of Request:	Agreement/Amendment		
Request Prepared by:	Egdillo Morales	Telephone No.	216-443-6984
SUMMARY OF REQUESTED ACTION:			
The Office of Human Resources/Labor Relations Division is submitting agreement on cost savings days between Cuyahoga County and AFSCME Local 1746 covering approximately one thousand two hundred fifty (1250) full-time employees, Teamsters Local 407- Investigators covering approximately nineteen (19) full-time employees, and GCIU Local 546M- Print Shop covering approximately seven (7) full-time employees. The Agreement calls for all full-time permanent employees in the bargaining unit to serve five (5) unpaid cost savings days during the first six (6) months of 2011.			
PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):			
Explanation for late submittal:			

Contract/Agreement Information:

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

Financial Information:

Funding source:	Explanation:
Total Amount Requested:	
\$	

ATTACHMENTS:

[Click to download](#)

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0067

Sponsored by: County Executive FitzGerald/ Department of Development	A Resolution authorizing an Advanced Energy Forgivable Loan in the amount not-to-exceed \$350,000.00 to the Lincoln Electric Company for a Wind Turbine Project, located at 22801 Saint Clair Avenue, Euclid; authorizing the County Executive and/or Director of Development to execute all documents required in connection with said loan.
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WHEREAS, the Department of Development has recommended an Advanced Energy Forgivable loan to the Lincoln Electric Company in the amount not-to-exceed \$350,000 for the purchase of a 2.5 megawatt wind turbine machine, located at 22801 Saint Clair Avenue, Euclid, Ohio; and,

WHEREAS, the Lincoln Electric wind turbine project is an opportunity to install clean, renewable energy technology and to promote economic development; and,

WHEREAS, the benefits of the Lincoln Electric wind turbine project include cleaner air, reduced energy expenses, increased business development opportunities, and the potential of new jobs; and,

WHEREAS, members of the Great Lakes Energy Development Task Force reviewed the loan on October 25, 2010, and recommended that the loan be granted and there is an active Workforce Cooperation Agreement with Lincoln Electric; and,

WHEREAS, Section 7.01 of the Charter, County Economic Development, declares that the County shall have as a primary responsibility the promotion and enhancement of the economic well-being and prosperity of the County and all of its residents; and,

WHEREAS, the proposed loan would be at a fixed rate of four percent (4.00%) for a four (4) year term and up to 100% of the loan amount will be forgiven provided that Lincoln Electric demonstrates: (1) improved business development opportunities for Lincoln Electric and job retention, (2) use of Cuyahoga County based local content for the project equal to the loan amount, and (3) that the project assists Cuyahoga County in attracting wind business and developing a wind energy industry, and (4) improved air quality; and,

WHEREAS, the overall cost of the project is expected to be \$5.9 million with the State of Ohio committing a \$1.125 million grant through the American Recovery and

Reinvestment Act's State Energy Program and Lincoln Electric providing \$4,439,000.00 of its own funds to the project

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

SECTION 1. That Council hereby authorizes an Advanced Energy Forgivable Loan in the amount not-to-exceed \$350,000.00 to the Lincoln Electric Company for a Wind Turbine Project, located at 22801 Saint Clair Avenue, Euclid, for the Department of Development and authorizes the County Executive and/or the Director of the Department of Development to execute all documents required in connection with said loan.

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 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

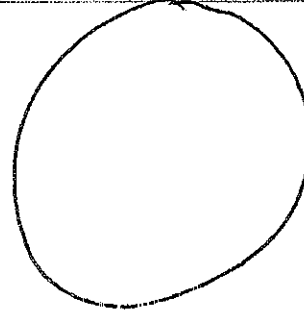
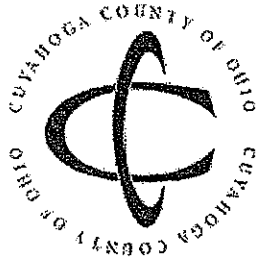
County Executive

Date

Clerk of Council

Date

Journal _____
_____, 2011



Item Details:

Agency/Dept. Name:	Department Development	of Agency/Dept. Head Name:	Dorothy Baunach
Type of Request:	Other		
Request Prepared by:	Gregory Zucca	Telephone No.	216-443-8067

SUMMARY OF REQUESTED ACTION:

Recommending an Advanced Energy Forgivable loan to The Lincoln Electric Company in the amount not-to-exceed \$350,000 for the purchase of a 2.5 megawatt wind turbine machine, located at 22801 Saint Clair Avenue in Euclid, Ohio; requesting authority for the County Executive or Director of Development to execute all documents required in connection with said loan.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The Lincoln Electric wind turbine project is an opportunity to install clean, renewable energy technology and promote economic development. The benefits of the Lincoln Electric wind turbine project includes cleaner air, reduced energy expenses, increased business development opportunities, and the potential of new jobs. The loan was previously approved by the County Commissioners on November 18, 2010.

Members of the Great Lakes Energy Development Task Force reviewed the loan on October 25, 2010 and recommended the loan be granted. The loan is for wind turbine equipment, therefore no SBE participation is required. There is an active Workforce Cooperation Agreement with Lincoln Electric from a previous project.

The Lincoln Electric wind turbine project embodies cutting-edge technologies that will help Lincoln Electric expand its wind tower welding business and reduce its carbon footprint. Lincoln has made a strong effort to develop a leading position in the emerging wind tower welding and fabrication market.

The Lincoln Electric turbine is projected to reduce the cost of local manufacturing operations. The energy savings makes maintaining manufacturing operations in Ohio cost

competitive. Ultimately, the project will help to attract Kenersys, the turbine supplier, to locate facilities in Cuyahoga County as the company begins to enter the US wind market.

The County is offering a \$350,000 forgivable loan at a fixed interest rate of four percent (4.00%) for a four (4) year term. Up to one hundred percent (100%) of the Loan Amount will be forgiven provided that Lincoln demonstrates:

1. Improved business development opportunities for Lincoln Electric and job retention.
2. Use of Cuyahoga County based local content for the project equal to the loan amount.
3. Assist Cuyahoga County in attracting wind business and developing a wind energy industry.
4. Improve air quality.

Principal Owner: John Stropki - President and Chief Executive Officer

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

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

Financial Information:

Funding source: General Fund
Explanation: General Fund - Wind Energy

Total Amount Requested:
\$350,000

ATTACHMENTS:

Click to download

- [Signed Letter of Understanding](#)
- [Loan Terms and Conditions of Forgiveness](#)
- [Principal Owner](#)
- [County Commissioner Resolution](#)

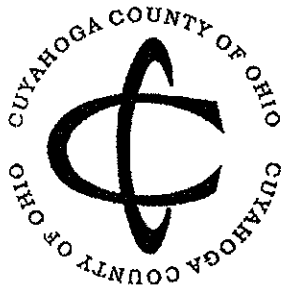
History

Time

Who

Approval

Clerk of the Board



MEMORANDUM

MULTIPLE VENDOR PRINCIPAL OWNER (S) IDENTIFICATION SHEET

Please complete the following information:

If there is more than one (1) owner, please complete information for those person(s) as well.

Vendor's Legal Name	The Lincoln Electric Company
Primary Owner	John Stropki
Title	President and CEO

Vendor's Legal Name	
Primary Owner	
Title	

Vendor's Legal Name	
Primary Owner	
Title	

Vendor's Legal Name	
Primary Owner	
Title	

Vendor's Legal Name	
Primary Owner	
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Primary Owner	
Title	

Vendor's Legal Name	
Primary Owner	
Title	

Vendor's Legal Name	
Primary Owner	
Title	

County Council of Cuyahoga County, Ohio

Ordinance No. O2011-0009

Sponsored by: County Executive FitzGerald	An Ordinance authorizing the creation of a Department of Regional Collaboration under the supervision of the County Executive to advocate for and promote cooperation and collaboration with and among the State of Ohio and other political subdivisions.
--	---

WHEREAS, the Preamble to the Charter of Cuyahoga County lists, among others, the following overarching goals: a) collaborative leadership with Cleveland, suburbs and other within the public and private sectors and b) improved focus on equity for all our communities and citizens and c) long-term regional and global competitiveness; and,

WHEREAS, Section 2.03(3) of the Charter grants the County Executive the power and duty to advocate for and promote cooperation and collaboration with other political subdivisions; and,

WHEREAS, Section 7.01 of the Charter, County Economic Development, declares that the County shall have as a primary responsibility the promotion and enhancement of the economic well-being and prosperity of the County and all of its residents; and,

WHEREAS, County Executive FitzGerald has identified regional collaboration as a priority for his Administration to encourage greater cooperation among communities in Cuyahoga County and the region, and to foster efforts that will lead to efficiencies and will promote economic development; and,

WHEREAS, the need for collaboration is urgent in light of declining local revenues, impending cuts in the Local Government Fund appropriations of the State of Ohio and the need for unified approaches to planning, project support and regional initiatives; and,

WHEREAS, recognizing the same need, the County Transition Executive Committee, comprised of community leaders and engaged volunteers, made establishing the position of Director of Regional Collaboration a priority; and,

WHEREAS, Section 3.09(2) of the Charter grants Council the power to establish departments, and divisions and sections within departments, under the supervision of the County Executive, and such boards, agencies, commissions, and authorities, in addition to or as part of those provided for in the Charter, as the Council determines to be necessary for the efficient administration of the County; and,

WHEREAS, The Council of Cuyahoga County has determined that the creation of a County Department of Regional Collaboration is necessary for the efficient administration of the County; and,

WHEREAS, Section 3 09(5) of the Charter of Cuyahoga County grants Council the power to adopt and amend the County's annual tax budget, operating budget and capital improvements program to make appropriations for the County

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

SECTION 1. A Department of Regional Collaboration under the supervision of the County Executive is hereby established to advocate for and promote cooperation and collaboration with and among the State of Ohio and other political subdivisions.

SECTION 2. The specific goals, duties and activities of the Department of Regional Collaboration shall be further determined by the County Executive who shall employ and supervise a Director and such number of deputies, assistants and employees as shall be reasonably necessary to assist the County Executive in carrying out the duties of the new Department of Regional Collaboration.

SECTION 3. That, a proposed operating budget shall be presented to Council for approval at such time as the County Executive is able to create a schedule of estimated revenues and proposed expenditures for the Department of Regional Collaboration.

SECTION 4. 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.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council _____

Date _____

Journal _____
_____, 2011

County Council of Cuyahoga County, Ohio

Ordinance No. O2011-0010

Sponsored by: County Executive FitzGerald	An Ordinance establishing that the person hired by the Department of Public Works to perform the duties declared by general law to be done by a County Engineer shall possess the credentials required of County Engineers by the Ohio Revised Code, which are currently that the County Engineer be both a registered professional engineer and a registered surveyor, licensed to practice in the State of Ohio, and declaring the necessity that this Resolution become immediately effective.
--	--

WHEREAS, the Ohio Constitution, Section 10.03, permits the people of any county to frame and adopt or amend a charter affording the assumption of home rule powers;

WHEREAS, Section 10 03 of the constitution states that a county charter “shall provide for the exercise of all powers vested in, and the performance of all duties imposed upon counties and county officers by law” and also explicitly states that a county charter may “alter the form and offices of county government,” and,

WHEREAS, Section 1.01 of Charter of the Cuyahoga County states that the County is responsible within its boundaries for the exercise of all powers vested in and the performance of all duties imposed upon counties and county officers by general law; and,

WHEREAS, the Charter of Cuyahoga County places the duties of the former Office of the County Engineer within the Department of Public Works; and,

WHEREAS, the County Executive is recommending that an ordinance be passed requiring that the person hired by the Department of Public Works to perform the duties declared by general law to be done by a County Engineer shall possess the credentials that are required by the Ohio Revised Code, which are currently that the County Engineer be both a registered professional engineer and a registered surveyor, licensed to practice in the State of Ohio; and,

WHEREAS, it is necessary that this Ordinance become immediately effective in order 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. The person hired by the Department of Public Works to perform the duties declared by general law to be done by a County Engineer shall possess the credentials for a County Engineer that are required by the Ohio Revised Code, which are currently that the County Engineer be both a registered professional engineer and a registered surveyor, licensed to practice in the State of Ohio.

SECTION 2. It is necessary that this Ordinance become immediately effective in order to continue the usual and daily operation of the County. Provided that this Ordinance receives the affirmative vote of eight members elected to Council, this Ordinance 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 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.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

Journal CC001
February 15, 2011