



## **MINUTES**

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING  
TUESDAY, SEPTEMBER 9, 2014  
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS  
COUNCIL CHAMBERS – 4<sup>TH</sup> FLOOR  
5:00 PM**

**1. CALL TO ORDER**

**The meeting was called to order by Council President Connally at 5:00 p.m.**

**2. ROLL CALL**

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

**3. PLEDGE OF ALLEGIANCE**

**The Pledge of Allegiance was recited.**

**4. SILENT MEDITATION**

**Council President Connally requested a moment of silent meditation be dedicated to personal reflections.**

**5. PUBLIC COMMENT RELATED TO AGENDA**

**Reverend Pamela Pinkney Butts addressed Council regarding issues of concern to her relating to various agenda items.**

**6. APPROVAL OF MINUTES**

- a) August 26, 2014 Committee of the Whole Meeting

- b) August 26, 2014 Regular Meeting

**A motion was made by Mr. Gallagher, seconded by Mr. Schron and approved by unanimous vote to approve the minutes of the August 26, 2014 Committee of the Whole and Regular meetings.**

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

**Council President Connally made no announcements.**

8. MESSAGES FROM THE COUNTY EXECUTIVE

**There were no messages from County Executive FitzGerald.**

9. LEGISLATION INTRODUCED BY COUNCIL

- a) CONSIDERATION OF A RESOLUTION OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- 1) R2014-0217: A Resolution approving and concurring with amendments made to the Northeast Ohio Areawide Coordinating Agency ("NOACA") Code of Regulations on 7/11/2014 as shown in NOACA Resolution Nos. 2014-033 and 2014-034, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Connally, Conwell and Germana

**Council President Connally referred Resolution No. R2014-0217 to the Council Operations & Intergovernmental Relations Committee.**

- b) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

**A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution No. R2014-0204.**

- 1) R2014-0204: A Resolution authorizing payments to Cuyahoga Community College and Cleveland State University, each in the amount of \$30,233.40, for scholarships for veterans residing in Cuyahoga County; authorizing the County Executive to negotiate and execute any necessary contract or other

documents for same; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Greenspan, Hairston, Miller, Conwell, Schron, Brady, **Gallagher, Simon and Germana**

Committee Assignment and Chair: Finance & Budgeting – Miller

**On a motion by Mr. Schron with a second by Mr. Greenspan, Resolution No. R2014-0204 was considered and adopted by unanimous vote.**

c) COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR SECOND READING

- 1) O2014-0016: An Ordinance amending Section 106.06 of the Cuyahoga County Code to establish copying costs for public records.

Sponsors: Councilmembers Miller, Conwell and Germana

Committee Assignment and Chair: Council Operations & Intergovernmental Relations – Greenspan

**Clerk Schmotzer read Ordinance No. O2014-0016 into the record.**

**This item will move to the September 23, 2014 Council meeting agenda for consideration for third reading adoption.**

d) CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR THIRD READING ADOPTION

- 1) O2014-0024: An Ordinance setting the fee structure for Cuyahoga County Animal Shelter Dog Adoptions, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Simon and Connally

**On a motion by Ms. Simon with a second by Ms. Conwell, Ordinance No. R2014-0024 was considered and adopted by unanimous vote.**

10. LEGISLATION INTRODUCED BY EXECUTIVE

a) CONSIDERATION OF RESOLUTIONS FOR FIRST READING ADOPTION  
UNDER SUSPENSION OF RULES

**A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2014-0218 and R2014-0219.**

- 1) R2014-0218: A Resolution amending the 2014/2015 Biennial Operating Budget for 2014 by providing for an additional fiscal appropriation from the General Fund and other funding sources, in order to meet the budgetary needs of a County department; and declaring the necessity that this Resolution become immediately effective.

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

**On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2014-0218 was considered and adopted by unanimous vote.**

- 2) R2014-0219: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, UAW Region 2-B, Local 70, representing approximately 9 employees in the classification of Court Security Officer at the Sheriff's Department for the period 1/1/2013 - 12/31/2015; directing that funds necessary to implement the Collective Bargaining Agreement be budgeted and appropriated; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Law and County Sheriff

**On a motion by Mr. Schron with a second by Mr. Germana, Resolution No. R2014-0219 was considered and adopted by unanimous vote.**

b) CONSIDERATION OF RESOLUTIONS FOR FIRST READING AND REFERRAL  
TO COMMITTEE

- 1) R2014-0220: A Resolution amending the 2014/2015 Biennial Operating Budget for 2014 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

**Council President Connally referred Resolution No. R2014-0220 to the Committee of the Whole.**

- 2) R2014-0221: A Resolution approving amendments to Amended and Restated Lease Agreement and Amended and Restated Sublease and Operating Agreement with Cuyahoga County Convention Facilities Development Corporation in connection with the Cleveland Convention Center and the Global Center for Health Innovation; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

**Council President Connally referred Resolution No. R2014-0221 to the Committee of the Whole.**

- 3) R2014-0222: A Resolution authorizing a revenue generating Utility Agreement with City of Highland Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District No. 3; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

**Council President Connally referred Resolution No. R2014-0222 to the Public Works, Procurement & Contracting Committee.**

- 4) R2014-0223: A Resolution accepting the rates as determined by the Budget Commission; authorizing the necessary tax levies and certifying them to the County Fiscal Officer; and

declaring the necessity that this Resolution become immediately effective.

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

**Council President Connally referred Resolution No. R2014-0223 to the Finance & Budgeting Committee.**

c) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION FOR SECOND READING

- 1) R2014-0211: A Resolution making an award on RQ27440 to MCPc, Inc. in the amount not-to-exceed \$337,951.20 for wireless infrastructure analysis, hardware and installation services for the period 6/1/2014 - 12/31/2016; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Information Technology

Committee Assignment and Chair: Finance & Budgeting – Miller

**Clerk Schmotzer read Resolution No. R2014-0211 into the record.**

**This item will move to the September 23, 2014 Council meeting agenda for consideration for third reading adoption.**

d) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

**A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2014-0206, R2014-0207, R2014-0208, R2014-0209, R2014-0210, R2014-0213, R2014-0214 and R2014-0216.**

- 1) R2014-0206: A Resolution amending Resolution No. R2014-0052 dated 2/25/2014, which expressed support for the Cleveland 2016 Host Committee, Inc.'s efforts to secure a National Presidential Convention in Cleveland in 2016, to allow the use of certain County facilities on a rent-free basis as

set forth in a County Service Agreement with Cleveland 2016 Host Committee, Inc. and SMG; and declaring the necessity that this Resolution become immediately effective. [Pending Committee Recommendation]

Sponsor: County Executive FitzGerald

Committee Assignment and Chair: Committee of the Whole – Connally

**[Clerk's note: Resolution No. R2014-0206 received Committee recommendation for consideration for second reading adoption under suspension of rules, as substituted.]**

**On a motion by Mr. Schron with a second by Mr. Gallagher, Resolution No. R2014-0206 was considered and adopted by unanimous vote.**

- 2) R2014-0207: A Resolution amending Resolution No. R2014-0040 dated 4/22/2014, which authorized a Purchase and Sale Agreement with Playhouse Square Foundation for the sale of the Loew's Building, to clarify that the County is transferring all County-owned properties associated with the Loew's Building; authorizing the County Executive to execute all documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

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

**On a motion by Mr. Schron with a second by Mr. Germana, Resolution No. R2014-0207 was considered and adopted by unanimous vote.**

- 3) R2014-0208: A Resolution making an award on RQ30449 to Cleveland Clinic Foundation in the amount of \$125,000.00 for the sale of County-owned property commonly known as the former MetroHealth Clement Center, located at 2500 East 79<sup>th</sup> Street, Cleveland; authorizing the County Executive to execute the Purchase and Sale Agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. [Pending Committee Recommendation]

Sponsor: County Executive FitzGerald/Department of Public Works

Committee Assignment and Chair: Committee of the Whole – Connally

**[Clerk's note: Resolution No. R2014-0208 received Committee recommendation for consideration for second reading adoption under suspension of rules.]**

**On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2014-0208 was considered and adopted by unanimous vote.**

- 4) R2014-0209: A Resolution authorizing an amendment to Contract No. CE1100590-01, 02, 03 with Reserve Apartments, LTD for lease of office space located at 1701 East 12<sup>th</sup> Street, Cleveland, for use by various County divisions and a department for the period 10/1/2011 - 9/30/2014 to extend the time period to 9/30/2015, to change the scope of services, effective 7/31/2014 and 10/1/2014, and for additional funds in the amount not-to-exceed \$257,100.72; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

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

**On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2014-0209 was considered and adopted by unanimous vote.**

- 5) R2014-0210: A Resolution making an award on RQ31337 to Parsons Brinckerhoff, Inc. in the amount not-to-exceed \$2,808,412.00 for architectural/engineering design services for the Pedestrian and Bicycle Bridge from the Malls to the Lakefront Project for the period 9/9/2014 - 12/31/2016; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. [Pending Committee Recommendation]



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

Committee Assignment and Chair: Committee of the Whole – Connally

**[Clerk’s note: Resolution No. R2014-0210 received Committee recommendation for consideration for second reading adoption under suspension of rules.]**

**On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2014-0210 was considered and adopted by unanimous vote.**

- 6) R2014-0213: A Resolution authorizing amendments to contracts with various providers for operation of OhioMeansJobs | Cleveland-Cuyahoga County Service Centers for the period 7/1/2013 - 6/30/2014 to extend the time period to 6/30/2015 and for additional funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective:
  - i) No. CE1300365-01 with Mature Services, Incorporated in the amount not-to-exceed \$321,450.00.
  - ii) No. CE1300366-01 with United Labor Agency, Inc. in the amount not-to-exceed \$2,415,500.00.

Sponsors: County Executive FitzGerald/Department of Workforce Development, in partnership with City of Cleveland, as designated Local Workforce Investment Area No. 3

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

**On a motion by Ms. Simon with a second by Ms. Conwell, Resolution No. R2014-0213 was considered and adopted by unanimous vote.**

- 7) R2014-0214: A Resolution authorizing an amendment to Contract No. CE1300368-01 with United Labor Agency, Inc. for employer services for the period 7/1/2013 - 6/30/2014 to extend the time period to 6/30/2015 and for additional funds in the amount not-to-exceed \$1,400,000.00; authorizing the County Executive to execute the amendment and all other

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

Sponsors: County Executive FitzGerald/Department of Workforce Development, in partnership with City of Cleveland, as designated Local Workforce Investment Area No. 3

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

**On a motion by Ms. Simon with a second by Mr. Schron, Resolution No. R2014-0214 was considered and adopted by unanimous vote.**

- 8) R2014-0216: A Resolution authorizing a contract with Starting Point in the amount not-to-exceed \$859,541.00 for administration of various initiatives of the Universal Pre-Kindergarten Program for the Invest in Children Program for the period 8/1/2014 - 7/31/2015; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

**On a motion by Ms. Simon with a second by Ms. Conwell, Resolution No. R2014-0216 was considered and adopted by unanimous vote.**

e) CONSIDERATION OF RESOLUTIONS FOR THIRD READING ADOPTION

- 1) R2014-0199: A Resolution amending Resolution No. R2013-0201 dated 9/24/2013, which authorized an award to Woods Cove III, LLC, as purchaser, and Lien Servicing, LLC, as servicer, for the sale of tax lien certificates by removing the amount not-to-exceed \$25,000,000.00; authorizing the County Executive to execute all documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/County Treasurer

**On a motion by Mr. Miller with a second by Mr. Brady, Resolution No. R2014-0199 was considered and adopted by unanimous vote.**

2) R2014-0200: A Resolution establishing a list of certified providers for occupational skills training services for the Individual Training Account System for the period 7/1/2014 - 6/30/2016; authorizing the County Executive to execute the agreements and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective:

- i) Academy of Court Reporting, Inc.
- ii) Ace Tutors
- iii) Allstate Hairstyling and Barber College
- iv) American Red Cross, Greater Cleveland Chapter
- v) Ashari's Healthcare, LLC
- vi) Ashland University
- vii) Associated Builders & Contractors, Inc., Northern Ohio Chapter
- viii) ATS Institute of Technology
- ix) Auburn Career Center
- x) Baldwin Wallace University
- xi) Blossom 24 Hour We Care Center, Inc.
- xii) Brentley Insititute Inc., The
- xiii) Brown Aveda Institute
- xiv) Brown Mackie College – Akron
- xv) Bryant & Stratton College
- xvi) Case Western Reserve University
- xvii) Catholic Charities Community Services Corporation
- xviii) Chancellor University
- xix) Cleveland Industrial Training Center, Inc.
- xx) Cleveland Institute of Dental - Medical Assistants, Inc.
- xxi) Cleveland State University
- xxii) Compassions Training and Awareness Center Inc.
- xxiii) Cuyahoga Community College District
- xxiv) Cuyahoga Valley Career Center
- xxv) Great Lakes Truck Driving School, Inc.
- xxvi) Hamrick School
- xxvii) Hondros College

- xxviii) Inner State Beauty School
- xxix) Kent State University
- xxx) Lake County Community College District
- xxxi) Lakewood College
- xxxii) Lorain County Community College District
- xxxiii) Lorain County Joint Vocational School
- xxxiv) Med-Cert, Inc.
- xxxv) Miami-Jacobs Career College
- xxxvi) National College
- xxxvii) New Bridge Cleveland Center for Arts & Technology
- xxxviii) New Horizons Computer Learning Centers
- xxxix) Notre Dame College, The
- xl) OhioGuidestone
- xli) Ohio Technical College, Inc.
- xl ii) Phoenix Healthcare Institute, LLC
- xl iii) Polaris Career Center
- xl iv) Remington College
- xl v) Root-InfoTech dba American Logistics Group, Inc.
- xl vi) South University of Ohio LLC
- xl vii) University of Akron, The
- xl viii) Ursuline College
- xl ix) Vatterott Educational Centers, Inc. dba Vatterott College
- l) Vocational Guidance Services
- li) Willoughby-Eastlake School of Practical Nursing

Sponsors: County Executive FitzGerald/Department of Workforce Development, in partnership with City of Cleveland, as designated Local Workforce Investment Area No. 3

**On a motion by Ms. Simon with a second by Mr. Germana, Resolution No. R2014-0200 was considered and adopted by unanimous vote.**

#### 11. MISCELLANEOUS COMMITTEE REPORTS

**Mr. Greenspan reported that the Council Operations & Intergovernmental Relations Committee will meet on Monday, September 15, 2014 at 9:00 a.m.**

**Mr. Miller reported that the Finance & Budgeting Committee will meet on Monday, September 15, 2014 at 1:00 p.m.**

**Mr. Jones reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, September 17, 2014 at 11:00 a.m.**

**Mr. Brady reported that the Health, Human Services & Aging Committee will meet on Wednesday, September 17, 2014 at 1:00 p.m.**

**Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, September 24, 2014 at 10:00 a.m.**

**Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, September 30, 2014 at 10:00 a.m.**

**12. MISCELLANEOUS BUSINESS**

**Mr. Jones discussed the upcoming public hearing to gather testimonies of business owners and community members on access to procurement opportunities for minority and female-owned business. The public hearing is scheduled for Monday, September 15<sup>th</sup>, from 5:00 p.m. to 7:00 p.m. in Council Chambers.**

**Ms. Simon discussed the upcoming Heroin Summit scheduled for Wednesday, September 17<sup>th</sup>, at 6:30 p.m. at the Euclid Public Library.**

**Mr. Hairston discussed his first annual Community Connections Fair scheduled for Saturday, September 27<sup>th</sup>, from 10:00 a.m. to 2:00 p.m. at the Cleveland Heights Community Center.**

**Ms. Conwell discussed an employee Lunch-n-Learn on Parkinson's disease featuring guest speaker Khalilah Camacho Ali scheduled for Thursday, September 11<sup>th</sup>, from 11:30 a.m. to 12:30 p.m. in Room 5-006 at the County Administrative Headquarters.**

**13. PUBLIC COMMENT UNRELATED TO AGENDA**

**Reverend Pamela Pinkney Butts addressed Council regarding issues of concern to her relating to various non-agenda items.**

**14. ADJOURNMENT**

**With no further business to discuss, Council President Connally adjourned the meeting at 5:42 p.m., without objection.**