



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, MARCH 24, 2015
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
5:00 PM**

1. CALL TO ORDER

Council President Brady called the meeting to order at 5:00 p.m.

2. ROLL CALL

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

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Brady asked that a moment of silent meditation be dedicated to the memory of Mr. David Rutt, the Cuyahoga County Crime Stoppers spokesperson and former Cleveland Police Sergeant, who tragically passed away recently.

5. PUBLIC COMMENT RELATED TO AGENDA

No public comments were given related to the agenda.

6. APPROVAL OF MINUTES

- a) March 10, 2015 Committee of the Whole Meeting

b) March 10, 2015 Regular Meeting

A motion was made by Mr. Hairston, seconded by Mr. Miller and approved by majority vote to approve the minutes of the March 10, 2015 Committee of the Whole and Regular meetings, with Ms. Brown and Mr. Germana abstaining from the vote.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

There were no announcements from the Council President.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish reported the following:

- a) **On April 1, 2015, a career fair will be held at Polaris Career Center in Middleburg Heights from 9:00 a.m. to noon. There will be approximately 100 businesses offering interviews.**
- b) **Attended Councilman Dave Greenspan's Townhall meeting in Fairview Park. He and Councilman Greenspan also attended a meeting at Hylant Software as part of his initiative to meet 100 business leaders in the first 100 days of his administration.**
- c) **Thanked Rick Werner, upon his leaving County government, for his years of service as the Director of Health and Human Services.**

9. LEGISLATION INTRODUCED BY COUNCIL

a) CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- 1) O2015-0008: An Ordinance amending Section 804.02 of the Cuyahoga County Code to incorporate changes to the Cuyahoga County College Savings Account Program; amending Section 207.03(A) to incorporate changes in the powers and duties of the College Savings Account Program Committee; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: Councilmember Greenspan

Council President Brady referred Ordinance No. O2015-0008 to the Education, Environment & Sustainability Committee.

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

- 1) O2015-0007: An Ordinance amending Section 208.01 of the Cuyahoga County Code to change the number of members serving on the Citizens' Advisory Council on Equity from fifteen to a range of nine to fifteen.

Sponsors: Councilmembers Conwell and Miller

On a motion by Ms. Conwell with a second by Mr. Miller, Ordinance No. O2015-0007 was considered and adopted by unanimous vote.

10. LEGISLATION INTRODUCED BY EXECUTIVE

a) CONSIDERATION OF A RESOLUTION 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 No. R2015-0056.

- 1) R2015-0056: A Resolution amending the 2014/2015 Biennial Operating Budget for 2015 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 Budish/Fiscal Officer/Office of Budget & Management

A motion was made by Mr. Greenspan, seconded by Mr. Brady and approved by unanimous vote to amend Resolution No. R2015-0056 by deleting "Item R" in Section 1.

On a motion by Mr. Brady with a second by Ms. Conwell, Resolution No. R2015-0056 was considered and adopted by unanimous vote, as amended.

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

- 1) R2015-0057: A Resolution confirming the County Executive's appointment of W. Christopher Murray, II, upon his taking the oath of office, as Treasurer of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0057 to the Committee of the Whole.

- 2) R2015-0058: A Resolution confirming the County Executive's appointment of Dennis G. Kennedy, upon his taking the oath of office, as Fiscal Officer of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0058 to the Committee of the Whole.

- 3) R2015-0059: A Resolution confirming the County Executive's appointment of Mark D. Griffin, upon his taking the oath of office, as Inspector General of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0059 to the Committee of the Whole.

- 4) R2015-0060: A Resolution confirming the County Executive's appointment of Michael W. Dever, upon his taking the oath of office, as Cuyahoga County Director of Public Works; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0060 to the Committee of the Whole.

- 5) R2015-0061: A Resolution authorizing a loan application to Ohio Environmental Protection Agency Water Pollution Control Loan Fund in the amount of \$1,875,000.00 for a new sanitary sewer structure located in Olmsted Township; authorizing the Director of Public Works, on behalf of the County Executive, to execute and submit said loan application; authorizing the County Executive to accept said loan, if approved, and to execute the agreement and all other documents in connection with said loan; authorizing the Director of Public Works to administer said project; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Public Works

Council President Brady referred Resolution No. R2015-0061 to the Public Works, Procurement & Contracting Committee.

- 6) R2015-0062: A Resolution making an award on RQ32769 to Perk Company, Inc. in the amount not-to-exceed \$1,427,823.07 for rehabilitation and resurfacing of various bridge decks in various municipalities; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$7.50 License Tax Funds in said amount to fund said contract; and declaring the necessity that this Resolution become immediately effective:
- i) Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow.
 - ii) Egbert Road Bridge No. 02.52 over Norfolk Southern Railroad in the City of Bedford.
 - iii) Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern Railroad in the City of Cleveland.
 - iv) Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid.

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

Council President Brady referred Resolution No. R2015-0062 to the Public Works, Procurement & Contracting Committee.

- 7) R2015-0063: A Resolution authorizing an amendment to Contract No. CE1400215-01 with Americab Transportation, Inc. for transportation services for the period 9/1/2014 - 8/31/2016 for additional funds in the amount not-to-exceed \$4,400,000.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Health and Human Services/Cuyahoga Job and Family Services

Council President Brady referred Resolution No. R2015-0063 to the Health, Human Services & Aging Committee.

- c) 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. R2015-0030, R2015-0040, R2015-0041, R2015-0042, R2015-0048, R2015-0051, R2015-0052, R2015-0053, R2015-0054 and R2015-0055.

- 1) R2015-0030: A Resolution confirming the County Executive's appointment of Michael P. Foley, upon his taking the oath of office, as Director of the Department of Sustainability; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Committee Assignment and Chair: Committee of the Whole – Brady

On a motion by Ms. Simon with a second by Mr. Miller, Resolution No. R2015-0030 was considered and adopted by majority vote, with Mr. Schron casting the only dissenting vote.

[Clerk's Note: Immediately after passage of Resolution No. R2015-0030, County Executive Budish administered the oath of office to Michael Foley.]

- 2) R2015-0040: A Resolution confirming the County Executive's appointment of George J. Taylor, upon his taking the oath of office, as Director of Public Safety and Justice Services; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Committee Assignment and Chair: Committee of the Whole – Brady

On a motion by Ms. Conwell with a second by Mr. Jones, Resolution No. R2015-0040 was considered and adopted by unanimous vote.

[Clerk's Note: Immediately after passage of Resolution No. R2015-0040, County Executive Budish administered the oath of office to George Taylor.]

- 3) R2015-0041: A Resolution authorizing a contract with Manatron, Inc. in the amount not-to-exceed \$1,016,573.00 for annual maintenance and support services for the Manatron Visual Property Tax System and SIGMA CAMA software system for the period 1/1/2015 - 12/31/2016; 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 Budish/Fiscal Officer

Committee Assignment and Chair: Finance & Budgeting – Greenspan

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2015-0041 was considered and adopted by unanimous vote.

- 4) R2015-0042: A Resolution making an award on RQ27440 to MCPc, Inc. in the amount not-to-exceed \$579,571.20 for Wide Area Network monitoring services for the period 2/1/2015 - 1/31/2020; 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 Budish/Department of Information Technology

Committee Assignment and Chair: Finance & Budgeting – Greenspan

On a motion by Mr. Greenspan with a second by Ms. Conwell, Resolution No. R2015-0042 was considered and adopted by unanimous vote.

- 5) R2015-0048: A Resolution making an award on RQ32756 to The Triad Engineering and Contracting Co. in the amount not-to-exceed \$694,765.00 for replacement of Warrensville Center Road Culvert No. 05.13 in the City of Shaker Heights; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$7.50 License Tax Funds in the amount of \$555,812.00 to fund said contract; and declaring the necessity that this Resolution become immediately effective.

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

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

On a motion by Mr. Germana with a second by Ms. Brown, Resolution No. R2015-0048 was considered and adopted by unanimous vote.

- 6) R2015-0051: A Resolution authorizing an agreement with Cuyahoga County Treasurer's Office in the amount not-to-exceed \$42,307.74 for child support services for the period 1/1/2015 - 12/31/2015; 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 Budish/Department of Health and Human Services/Cuyahoga Job and Family Services

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

On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2015-0051 was considered and adopted by unanimous vote.

7) R2015-0052: A Resolution authorizing agreements with various providers in the total amount not-to-exceed \$7,587,891.68 for child support services for the period 1/1/2015 - 12/31/2015; 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) Cuyahoga County Court of Common Pleas/Division of Domestic Relations in the amount not-to-exceed \$2,555,608.80.
- ii) Cuyahoga County Court of Common Pleas/Division of Juvenile Court in the amount not-to-exceed \$2,640,800.60.
- iii) Cuyahoga County Prosecuting Attorney's Office in the amount not-to-exceed \$2,391,482.28.

Sponsor: County Executive Budish/Department of Health and Human Services/Cuyahoga Job and Family Services

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

On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2015-0052 was considered and adopted by unanimous vote.

8) R2015-0053: A Resolution authorizing an amendment to Contract No. CE1300099-01 with Lutheran Metropolitan Ministry for emergency shelter services for homeless men, located at 2100 Lakeside Avenue, Cleveland, for the period 1/1/2013 - 12/31/2015 for additional funds in the amount not-to-exceed \$1,701,638.00; 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 Budish/Department of Health and Human Services/Division of Community Initiatives/Office of Homeless Services and Councilmember Hairston

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

On a motion by Mr. Jones with a second by Mr. Miller, Resolution No. R2015-0053 was considered and adopted by unanimous vote.

- 9) R2015-0054: A Resolution confirming the County Executive's reappointment of Joseph Gibbons to serve on the Cuyahoga Arts and Culture Board of Trustees for the term 4/1/2015 - 3/31/2018, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

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

On a motion by Ms. Conwell with a second by Mr. Miller, Resolution No. R2015-0054 was considered and adopted by unanimous vote.

- 10) R2015-0055: A Resolution confirming the County Executive's appointment or reappointment of various individuals to serve on the Cuyahoga Community College Board of Trustees for the term 1/17/2015 - 1/16/2020, and declaring the necessity that this Resolution become immediately effective:

i) Appointment:

a) Helen Forbes-Fields

ii) Reappointment:

a) Jerry L. Kelsheimer

Sponsor: County Executive Budish

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

On a motion by Ms. Conwell with a second by Mr. Miller, Resolution No. R2015-0055 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, March 25, 2015 at 11:00 a.m. and on Wednesday, April 1, 2015 at 3:00 p.m.

Mr. Miller reported that the Council Operations & Intergovernmental Relations Committee will meet on Tuesday, March 31, 2015 at 3:00 p.m.

Mr. Gallagher reported that the Public Safety & Justice Affairs Committee will meet on Tuesday, March 31, 2015 at 1:00 p.m.

Mr. Germana reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, April 1, 2015 at 10:00 a.m.

Mr. Jones reported that the Health, Human Services & Aging Committee will meet on Wednesday, April 1, 2015 at 1:00 p.m.

12. MISCELLANEOUS BUSINESS

Council President Brady announced the following:

- a) The Ohio Attorney General’s office is hosting a Sunshine Laws/Public Records Training on Thursday, March 26, 2015 from 1:00 p.m. to 4:15 p.m. in Council Chambers. All Councilmembers are highly encouraged to attend.**
- b) The Committee of the Whole will meet on Thursday, April 9, 2015 at 2:00 p.m. Mr. Jeffrey Appelbaum will give an update on the Convention Center Hotel Project and there will also be a Confirmation Hearing for the Executive’s nomination of Chris Murray to serve as County Treasurer.**
- c) There will also be a Committee of the Whole meeting on Tuesday, April 14, 2015 at 2:00 p.m. Confirmation Hearings will be held for the Executive’s nominations of Dennis Kennedy as Fiscal Officer and Mark Griffin as Inspector General.**
- d) Councilmembers will also be notified of upcoming Confirmation Hearing dates for the following Executive nominations:**
 - i) Michael Dever to serve as Director of Public Works**
 - ii) Robert Triozzi to serve as Director of Law**
- e) Council is sponsoring a raffle for the Harvest for Hunger campaign. Please see Tiffany Burke to purchase tickets and for additional information.**

13. PUBLIC COMMENT UNRELATED TO AGENDA

Mr. Sindur Puri addressed Council regarding issues of concern to him relating to Resolution No. R2015-0049, a Resolution authorizing the issuance and sale of County sales tax revenue bonds, in an aggregate principal amount not-to-exceed \$13,000,000.00, for the purpose of paying or reimbursing the costs of constructing, reconstructing, refurbishing, renovating and improving permanent improvements to publicly owned park space known as Public Square.

Mr. Maurice Rhodes addressed Council regarding issues of concern to him relating to unfair treatment by County officials.

14. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Brady with a second by Ms. Conwell, the meeting was adjourned at 5:46 p.m., without objection.