



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, JUNE 23, 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 Brown, Hairston, Simon, Greenspan, Miller, Germana, Gallagher, Schron, Conwell and Brady were in attendance and a quorum was determined. Councilmember Jones was absent from the meeting.

A motion was then made by Mr. Schron, seconded by Ms. Conwell and approved by unanimous vote to excuse Mr. Jones from the meeting.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Brady asked for a moment of silent meditation in memory of those who tragically lost their lives in the Charleston, South Carolina church shooting.

5. PUBLIC COMMENT RELATED TO AGENDA

The following citizens addressed Council regarding Resolution No. R2015-0076, a Resolution determining to submit to the electors the question of renewing the excise tax on the sale of cigarettes for the purpose of funding arts and cultural facilities and programs in the County:

- a) Satindur Puri
- b) Gwendolyn Garth
- c) Joseph Roman
- d) Paul Dolan
- e) Cleveland City Council President Kevin Kelly
- f) Natalie Ronayne

North Royalton City Councilmember Paul Marnecheck then addressed Council regarding Resolution No. R2015-0110, a Resolution making an award on RQ33761 to Chagrin Valley Paving, Inc. in the amount not-to-exceed \$1,474,279.95 for resurfacing Bennett Road from Edgerton Road to Bridgewater Drive in the City of North Royalton.

6. APPROVAL OF MINUTES

- a) June 9, 2015 Committee of the Whole Meeting
- b) June 9, 2015 Regular Meeting

A motion was made by Mr. Hairston, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the June 9, 2015 Committee of the Whole and Regular meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

No announcements were made by Council President Brady.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish reported the following:

- a) The Department of Public Works received a grant for Stage 3 of the Towpath Trail Extension Project.
- b) Thanked County employees for donating \$36,514.00 plus an additional \$4,500.00 in pledges through payroll deduction for the Harvest for Hunger Campaign. He stated that this funding will provide approximately 160,000 meals to residents in need.

9. LEGISLATION INTRODUCED BY COUNCIL

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

- 1) R2015-0115: A Resolution approving the appointment of C. Ellen Connally to serve on the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for an unexpired term ending 4/15/2019, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers **Brady and Miller**

Council President Brady referred Resolution No. R2015-0115 to the Human Resources, Appointments & Equity Committee.

- 2) R2015-0116: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article XI, Section 11.01 of the Charter of Cuyahoga County to ensure the independence of the auditing function by providing that the County Audit Committee consist of the President of Council and four residents of the county with expertise in the field of auditing who are to be appointed by the County Executive and confirmed by Council, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Greenspan and Miller

Council President Brady referred Resolution No. R2015-0116 to the Council Operations & Intergovernmental Relations Committee.

b) CONSIDERATION OF A RESOLUTION OF COUNCIL FOR THIRD READING ADOPTION

- 1) R2015-0076: A Resolution determining to submit to the electors the question of renewing the excise tax on the sale of cigarettes for the purpose of funding arts and cultural facilities and programs in the County, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Brady, Jones, Simon, Gallagher, Conwell, Greenspan, Germana, Schron **and Hairston** and County Executive Budish

On a motion by Mr. Schron with a second by Ms. Simon, Resolution No. R2015-0076 was considered and adopted by unanimous roll-call vote.

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

- 1) O2015-0010: An Ordinance amending Sections 113.01, 301.02, 303.01 and 303.04 of the Cuyahoga County Code and enacting Section 303.07 of the Cuyahoga County Code to establish procedures by which the Personnel Review Commission adopts its Administrative Rules and to make various changes to the County's civil service code; and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Simon, Miller, Germana and Conwell and County Executive Budish

Council President Brady referred Ordinance No. O2015-0010 to the Human Resources, Appointments & Equity Committee.

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

- 1) O2015-0009: An Ordinance amending Chapter 713 of the Cuyahoga County Code to provide for the establishment of various service fees at the Cuyahoga County Animal Shelter, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: Councilmember Simon

On a motion by Ms. Simon with a second by Ms. Conwell, Ordinance No. O2015-0009 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. R2015-0117 and R2015-0118.

- 1) R2015-0117: 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

On a motion by Mr. Greenspan with a second by Mr. Miller, Resolution No. R2015-0117 was considered and adopted by unanimous vote.

- 2) R2015-0118: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and Fraternal Order of Police, Ohio Labor Council, Inc., representing approximately 20 employees in the classification of Corrections Officer Sergeant at the Sheriff's Department for the period 7/1/2015 - 12/31/2017; 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.

Sponsors: County Executive Budish/Department of Law and County Sheriff

On a motion by Mr. Brady with a second by Ms. Conwell, Resolution No. R2015-0118 was considered and adopted by unanimous vote.

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

- 1) R2015-0119: A Resolution making awards on RQ29884 to various appraisers, in the total amount not-to-exceed \$266,000.00, for real estate appraisal services subject to Sheriff's sale for the period 8/1/2015 - 7/31/2017; authorizing the County Executive to execute the contracts and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:

- i) Marilyn J. Fandrich
- ii) Cathleen Higgins
- iii) Edward D. Horton
- iv) John F. Lenehan

- v) Paulette E. Moylan
- vi) James C. Paponetti
- vii) Gregory C. Williams
- viii) Crystal A. Williams

Sponsor: County Executive Budish/County Sheriff

Council President Brady referred Resolution No. R2015-0119 to the Public Safety & Justice Affairs Committee.

- 2) R2015-0120: A Resolution making an award on RQ33225 to Chagrin Valley Paving, Inc. in the amount not-to-exceed \$1,779,434.00 for 2015 Operations Resurfacing Program, Group 1, located 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) East 250th Street from Lakeland Boulevard to Lake Shore Boulevard in the City of Euclid.
 - ii) Noble Road from Euclid Avenue to 150 feet northwest of Rail Road Bridge in the City of East Cleveland.

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

Council President Brady referred Resolution No. R2015-0120 to the Public Works, Procurement & Contracting Committee.

- 3) R2015-0121: A Resolution authorizing an amendment to Contract No. CE1200421-01 with El Barrio Incorporated for job readiness, job search, job placement and job retention services for Ohio Works First cash assistance and food stamp recipients for the period 7/1/2012 - 6/30/2015 to extend the time period to 12/31/2015 and for additional funds in the amount not-to-exceed \$632,429.00; 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. R2015-0121 to the Health, Human Services & Aging Committee.

c) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- 1) R2015-0109: A Resolution making an award on RQ31427 to Michael Baker, Jr., Inc. in the amount not-to-exceed \$678,383.00 for design engineering services for replacement of Mastick Road Bridge No. 03.13 side hill structure in the City of Fairview Park; 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 Public Works/Division of County Engineer

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

Clerk Schmotzer read Resolution No. R2015-0109 into the record.

This item will move to the July 14, 2015 Council meeting agenda for consideration for third reading adoption.

- 2) R2015-0114: A Resolution making an award on RQ32092 to Northwoods Consulting Partners, Inc. in the amount not-to-exceed \$573,229.00 for software and professional services for maintenance and support of the Electronic Document Imaging System for the period 9/1/2015 - 8/31/2016; 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 Budish/Department of Health and Human Services/Cuyahoga Job and Family Services

Committee Assignment and Chair: Finance & Budgeting – Greenspan

Clerk Schmotzer read Resolution No. R2015-0114 into the record.

This item will move to the July 14, 2015 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. R2015-0107, R2015-0108, R2015-0110, R2015-0111 and R2015-0113.

- 1) R2015-0107: A Resolution confirming the County Executive's appointment of Gary Shamis to serve on the Cuyahoga County Audit Committee for an unexpired term ending 12/31/2015, 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. R2015-0107 was considered and adopted by unanimous vote.

- 2) R2015-0108: A Resolution confirming the County Executive's appointment or reappointment of various individuals to serve on the Cuyahoga County Planning Commission for the term 1/1/2015 - 12/31/2017, and declaring the necessity that this Resolution become immediately effective:

- i) Appointment:

- a) The Honorable Bradley D. Sellers
(Chagrin/Southeast Region)

- ii) Reappointments:

- a) The Honorable Susan K. Infeld
(Heights Region)
- b) The Honorable Merle S. Gorden
(Hillcrest Region)

Sponsor: County Executive Budish

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

On a motion by Ms. Conwell with a second by Ms. Simon, Resolution No. R2015-0108 was considered and adopted by unanimous vote.

- 3) R2015-0110: A Resolution making an award on RQ33761 to Chagrin Valley Paving, Inc. in the amount not-to-exceed \$1,474,279.95 for resurfacing Bennett Road from Edgerton Road to Bridgewater Drive in the City of North Royalton; 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 \$1,179,423.96 to fund said contract; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Works/Division of County Engineer **and Councilmember Gallagher**

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

On a motion by Mr. Gallagher with a second by Mr. Germana, Resolution No. R2015-0110 was considered and adopted by unanimous vote.

- 4) R2015-0111: A Resolution adopting the Annual Tax Budget, including the Cuyahoga County Library Budget, for the year 2016; and declaring the necessity that this Resolution become immediately effective.

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

Committee Assignment and Chair: Finance & Budgeting – Greenspan

On a motion by Ms. Conwell with a second by Ms. Brown, Resolution No. R2015-0111 was considered and adopted by unanimous vote.

- 5) R2015-0113: A Resolution making an award on RQ32388 to Adoption Network Cleveland in the amount not-to-exceed \$749,000.00 for permanency supportive services for the period 4/1/2015 - 3/31/2017; 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 Health and Human Services/Division of Children and Family Services

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

On a motion by Ms. Conwell with a second by Ms. Brown, Resolution No. R2015-0113 was considered and adopted by unanimous vote.

e) CONSIDERATION OF RESOLUTIONS FOR THIRD READING ADOPTION

- 1) R2015-0093: A Resolution authorizing the use of a portion of the proceeds of the Cuyahoga County Sales Tax Revenue Bonds, Series 2014 (County Facilities Improvement), in an aggregate principal amount not-to-exceed \$14,000,000.00 for the purposes of paying certain costs of demolition of blighted and nuisance properties and making grants therefor; authorizing other actions related to the use of such proceeds; and declaring the necessity that this Resolution become immediately effective.

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

Bond Counsel: Calfee, Halter & Griswold LLP

On a motion by Mr. Greenspan with a second by Mr. Brady, Resolution No. R2015-0093 was considered and adopted by unanimous vote.

- 2) R2015-0103: A Resolution authorizing an amendment to Contract No. CE1300435-01 with Child Care Resource Center of Cuyahoga County dba Starting Point for out-of-school time and transition services for the Out-of-School Time Program for the period 9/1/2013 - 9/30/2015 to extend the time period to 9/30/2016 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 Budish/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council **and Councilmember Hairston**

On a motion by Mr. Schron with a second by Mr. Brady, Resolution No. R2015-0103 was considered and adopted by unanimous vote.

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

- 1) O2015-0011: An Ordinance enacting Section 705.03 of the Cuyahoga County Code to establish sewer connection charges for the 2008 Bagley Road Sewer Project; amending County Resolution No. 052209 dated 6/2/2005, which established the charges payable for connection to the County's sanitary sewerage system in County Sewer District No. 14; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive Budish/Department of Public Works

Council President Brady referred Ordinance No. O2015-0011 to the Public Works, Procurement & Contracting Committee.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Miller reported that the Council Operations & Intergovernmental Relations Committee will meet on Tuesday, June 30, 2015 at 3:00 p.m.

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, July 7, 2015 at 10:00 a.m.

Mr. Germana reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, July 8, 2015 at 10:00 a.m.

12. MISCELLANEOUS BUSINESS

There was no miscellaneous business discussed.

13. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given unrelated to the agenda.

14. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Hairston with a second by Mr. Brady, the meeting was adjourned at 5:53 p.m., without objection.