



AGENDA
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, MAY 14, 2019
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
5:00 PM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. SILENT MEDITATION**
- 5. PUBLIC COMMENT**
- 6. APPROVAL OF MINUTES**
 - a) April 23, 2019 Committee of the Whole Meeting
 - b) April 23, 2019 Regular Meeting
- 7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT**
- 8. MESSAGES FROM THE COUNTY EXECUTIVE**
- 9. LEGISLATION INTRODUCED BY COUNCIL**
 - a) **COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES**
 - 1) R2019-0102: A Resolution adopting various changes to the Cuyahoga County Non-bargaining Classification Plan, and

declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmember Brown on behalf of Cuyahoga County Personnel Review Commission

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

b) COMMITTEE REPORTS AND CONSIDERATION OF ORDINANCES OF COUNCIL FOR SECOND READING

- 1) O2018-0013: An Ordinance amending Section 204.01 of the Cuyahoga County Code to require county agencies to provide a response to recommendations issued as part of an investigation of the Agency of Inspector General and to update the County Code in accordance with the adoption of Article XV of the County Charter, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Baker and Miller and County Executive Budish

Committee Assignment and Chair: Council Operations, Intergovernmental Relations & Public Transportation – Baker

- 2) O2019-0005: An Ordinance enacting Chapter 1304 of the Cuyahoga County Code to implement a Disposable Bag Ban.

Sponsors: Councilmembers Simon, Miller, Brady, Jones, Stephens and Brown

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

10. LEGISLATION INTRODUCED BY EXECUTIVE

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

- 1) R2019-0113: A Resolution approving a Collectively Bargained Agreement on Transition of Work to The MetroHealth System between Cuyahoga County and American Federation of State, County and Municipal Employees, Ohio Council 8, Local 2927, necessary for the removal of work from bargaining unit

employees and transfer of all medical services and other work performed by employees in the Local 2927 bargaining unit to The MetroHealth System; directing that funds necessary to implement the 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 Budish/County Sheriff and Department of Human Resources

- 2) R2019-0114: A Resolution approving a Collectively Bargained Agreement on Transition of Work to The MetroHealth System between Cuyahoga County and United Automobile, Aerospace and Agricultural Implement Workers of America, Local 70, necessary for the removal of work from bargaining unit employees and transfer of all medical services and other work performed by employees in the Local 70 bargaining unit to The MetroHealth System; directing that funds necessary to implement the 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 Budish/County Sheriff and Department of Human Resources

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

- 1) R2019-0115: A Resolution confirming the County Executive's appointment of Allyn Davies to serve on the Cuyahoga County Public Library Board of Trustees for an unexpired term ending 3/31/2022, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

- 2) R2019-0116: A Resolution confirming the County Executive's reappointment of various individuals to serve on the Cuyahoga County Community Improvement Corporation Board of Trustees for the term 1/2/2019 - 1/1/2022, and

declaring the necessity that this Resolution become immediately effective:

- i) Brian E. Hall
- ii) N. Michael Obi

Sponsor: County Executive Budish

- 3) R2019-0117: A Resolution confirming the County Executive's reappointment of A. Steven Dever to serve, in his official capacity as representative of Cuyahoga County, on the Lake Erie Energy Development Corporation Board of Directors for the term 5/1/2019 - 4/30/2021; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

- 4) R2019-0118: A Resolution approving Right-of-Way Exhibit as set forth in Plat No. M-5036 for replacement of Jefferson Avenue Bridge No. 00.57 between West 3rd Street and the Cuyahoga River in the City of Cleveland; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; and declaring the necessity that this Resolution become immediately effective.

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

- 5) R2019-0119: A Resolution approving Right-of-Way Exhibit as set forth in Plat No. M-5037 for the Phase 2 replacement of Lewis Road Culvert No. 01.34 (fka Culvert No. 13) in Olmsted Township; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; and declaring the necessity that this Resolution become immediately effective.

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

- 6) R2019-0120: A Resolution making awards on RQ42131 to various providers, each in the amount not-to-exceed \$400,000.00, for general engineering services for the period 6/12/2019 - 6/11/2022; 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) Suhail & Suhail, Inc.
- ii) TRC Engineers, Inc.

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

- 7) R2019-0121: A Resolution making awards on RQ43995 to various providers, each in the amount not-to-exceed \$300,000.00, for construction management support services for the period 6/12/2019 - 6/11/2022; 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) Hill International, Inc.
- ii) Quality Control Services, LLC

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

- 8) R2019-0122: A Resolution making an award on RQ44128 to Independence Excavating, Inc. in the amount not-to-exceed \$8,945,609.95 for construction of the Towpath Trail - Stage 4 from various termini in the City of Cleveland; 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:

- i) West 13th Street to Literary Avenue
- ii) Merwin Avenue to Scranton Road

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

- 9) R2019-0123: A Resolution making an award on RQ44839 to Perk Company, Inc. in the amount not-to-exceed \$4,560,424.50 for resurfacing West 130th Street from Bagley Road to Snow Road in the Cities of Brook Park, Middleburg Heights, Parma and Parma 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 \$5.00 License Tax Funds in the amount of \$456,042.45 to fund a portion of said contract; and declaring the necessity that this Resolution become immediately effective.

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

- 10) R2019-0124: A Resolution making an award on RQ44940 to Perk Company, Inc. in the amount not-to-exceed \$933,461.50 for resurfacing an avenue and a road located in the City of Cleveland in connection with the 2019 Operations Resurfacing Program; 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 \$746,769.20 to fund a portion of said contract; and declaring the necessity that this Resolution become immediately effective:

- i) Shaw Avenue from St. Clair Avenue to the Cleveland East Corporation Line
- ii) Eddy Road from Arlington Avenue to Gray Avenue

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

- 11) R2019-0125: A Resolution providing for the issuance and sale of Taxable General Obligation Bonds in a maximum aggregate principal amount of \$40,000,000.00 to advance refund all of the County's outstanding Excise Tax Revenue Bonds, Series 2015, originally issued for the purpose of paying the costs of constructing, renovating, improving or repairing sports facilities, including specifically major capital repairs to such sports facilities, and reimbursing the County for costs incurred by the County in connection with such construction, renovation, improvement or repairs, to pay capitalized interest on the bonds, and to fund a reserve fund, and to pay the costs of issuance in connection therewith; authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official

statement; approving and authorizing the execution of a continuing disclosure agreement, a purchase agreement and an escrow agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this resolution become immediately effective.

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

Bond Counsel: Tucker Ellis LLP

- 12) R2019-0126: A Resolution providing for the issuance and sale of General Obligation Bonds in a maximum aggregate principal amount of \$40,500,000.00 to provide funds for the purpose of paying the costs of constructing, renovating, improving or repairing sports facilities, including specifically major capital repairs to such sports facilities, and reimbursing the County for costs incurred by the County in connection with such construction, renovation, improvement or repairs of sports facilities together with all necessary appurtenances and work incidental thereto, to pay capital interest on the bonds, and to pay the costs of issuance in connection therewith; authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official statement; approving and authorizing the execution of a purchase agreement and a continuing disclosure agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this Resolution become immediately effective.

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

Bond Counsel: Tucker Ellis LLP

- 13) R2019-0127: A Resolution making awards on RQ42974 to various providers for the Propel Cuyahoga - Workforce Services Program for the period 7/1/2019 - 6/30/2020; 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) Maximus Human Services Inc. in the amount not-to-exceed \$2,606,136.96.

- ii) The Centers for Families and Children in the amount not-to-exceed \$4,440,833.54.

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

c) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- 1) R2019-0109: A Resolution making an award on RQ44770 to Fabrizi Recycling, Inc. in the amount not-to-exceed \$2,747,725.00 for the 2019 Sewer Repair Program in various County Sewer Districts for the period 6/1/2019 - 5/31/2021; 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 – Tuma

- 2) R2019-0110: A Resolution making an award on RQ44816 to C&K Industrial Services, Inc. in the amount not-to-exceed \$2,187,597.60 for cleaning and televising sanitary sewers in various communities for the period 6/1/2019 - 5/31/2021; 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 – Tuma

- 3) R2019-0112: A Resolution amending the 2018/2019 Capital Improvements Program for 2019 by updating both the projects to be completed and the estimated cost of each project, and declaring the necessity that this Resolution become immediately effective.

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

Committee Assignment and Chair: Finance & Budgeting – Miller

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

1) R2019-0093: A Resolution confirming the County Executive’s appointment of various individuals to serve on the Cuyahoga County Community Improvement Corporation Board of Trustees for various unexpired terms, and declaring the necessity that this Resolution become immediately effective:

- i) Matthew P. Carroll ending 3/31/2020.
- ii) Michele J. Pomerantz ending 1/31/2021.

Sponsor: County Executive Budish

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

2) R2019-0105: A Resolution confirming the County Executive’s appointment of Gregory G. Huth, upon his taking the oath of office, as Cuyahoga County Director of Law; and declaring the necessity that this Resolution become immediately effective. [Pending Committee Recommendation]

Sponsor: County Executive Budish

Committee Assignment and Chair: Committee of the Whole – Brady

3) R2019-0106: A Resolution confirming the County Executive’s appointment of Nancy Mendez to serve on the Cuyahoga Arts and Culture Board of Trustees for the term 4/1/2019 - 3/31/2022, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

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

4) R2019-0107: A Resolution confirming the County Executive's appointment or reappointment of various individuals to serve on the Cuyahoga County Advisory Board on Senior and Adult Services for various terms, and declaring the necessity that this Resolution become immediately effective:

i) Appointments:

a) for an unexpired term:

1) Beth Sipple ending
12/31/2019

2) David Carlson ending
12/31/2020

b) for the term 1/1/2019 - 12/31/2021:

1) Cheryl Crahen

2) Camren Harris

3) Ashley Morrissey

ii) Reappointments for the term 1/1/2019 -
12/31/2021:

a) Dr. Douglas Beach

b) Alan Bedingfield

c) Kathy Foley

d) Susan Wong

Sponsor: County Executive Budish

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

5) R2019-0108: A Resolution declaring that public convenience and welfare requires replacement of Jefferson Avenue Bridge No. 00.57 between West 3rd Street and the Cuyahoga River in the City of Cleveland; total estimated project cost \$3,000,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality

in connection with said project; and declaring the necessity that this Resolution become immediately effective.

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

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

- 6) R2019-0111: A Resolution approving Right-of-Way Exhibit as set forth in Plat No. M-5034 for replacement of Memphis Road Bridge No. 00.62 over CSXT Railroad in the City of Brooklyn; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; and declaring the necessity that this Resolution become immediately effective.

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

e) CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

- 1) R2019-0098: A Resolution authorizing an amendment to Contract No. CE0900320-02 with Terry L. Poltorek Kenneth F. Lutke Partners Investment Properties, LLC fka Investment Properties, Ltd. for lease of office space and parking spaces located at 1835/1849 Prospect Avenue, Cleveland, for use by Cuyahoga County Veterans Service Commission for the period 10/1/2009 - 9/30/2019 to extend the time period to 9/30/2024 and for additional funds in the amount not-to-exceed \$1,050,000.00; 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 Public Works on behalf of Cuyahoga County Veterans Service Commission and Councilmember Conwell

f) CONSIDERATION OF AN ORDINANCE FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

- 1) O2019-0008: An Ordinance authorizing measures to assist employees of the Sheriff's Department who are being

displaced because of the transition of medical services to The MetroHealth System, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive Budish

g) COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE FOR SECOND READING AND REFERRAL TO COMMITTEE

- 1) O2019-0007: An Ordinance amending Section 402.01(L) of the Cuyahoga County Code to modify the definition of “relative” as it is used in the County’s code of ethics, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive Budish

Committee Assignment and Chair: Public Safety & Justice Affairs – Gallagher

11. MISCELLANEOUS COMMITTEE REPORTS

12. MISCELLANEOUS BUSINESS

13. ADJOURNMENT

NEXT MEETINGS

COMMITTEE OF THE WHOLE MEETING:

TUESDAY, MAY 28, 2019
TBD / COUNCIL CHAMBERS

REGULAR MEETING:

TUESDAY, MAY 28, 2019
5:00 PM / COUNCIL CHAMBERS

**Complimentary parking for the public is available in the attached garage at 900 Prospect. A skywalk extends from the garage to provide additional entry to the Council Chambers from the 5th floor parking level of the garage. Please see the Clerk to obtain a complimentary parking pass.*

***Council Chambers is equipped with a hearing assistance system. If needed, please see the Clerk to obtain a receiver.*