



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 14, 2021
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
5:00 PM**

1. CALL TO ORDER

Council President Jones called the meeting to order at 5:08 p.m.

2. ROLL CALL

Council President Jones asked Clerk Richardson to call the roll. Councilmembers Conwell, Brown, Stephens, Simon, Baker, Miller, Sweeney, Tuma Gallagher, Schron, and Jones were in attendance and a quorum was determined.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Jones requested a moment of silent meditation in memory of Reverend Stanley Miller, who recently passed away and for the individuals that lost their lives due to the September 11, 2001 terrorists attacks.

5. PUBLIC COMMENT

Rosie Palfy addressed Council regarding the Diversion Center

Loh addressed Council regarding various agenda and non-agenda items.

6. APPROVAL OF MINUTES

- a) August 3, 2021 Committee of the Whole Meeting
- b) August 3, 2021 Regular Meeting

A motion was made by Mr. Sweeney, seconded by Mr. Schron and approved by unanimous vote to approve the minutes from the August 3, 2021 Committee of the Whole and Regular meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

Council President Jones addressed the Council regarding the verdict of the former Cuyahoga County Regional Jail Administrator, Ken Mills. He expressed his concerns about the verdict and advised of the importance of individuals coming before the Council and being accurate and truthful in order for the Council to fulfill their duties as elected officials. Council President Jones stated the County and this Council have made tremendous strides in improving the safety and operations within the County Jail, including hiring MetroHealth to oversee healthcare, increasing the number of Correction Officers, providing higher wages to those officers, opening a Diversion Center, planning for central booking, and perhaps most importantly, approving a Council-led charter amendment to ensure greater autonomy to our County Sheriff. He also emphasized that County Council will continue to remain vigilant in overseeing the continued progress in the County jail.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish reported that today was election day for the City of Cleveland's Mayoral race and the candidate pool will be narrowed down to two candidates. He reported that the voter turn out rate is low and provided various Board of Elections statistics pertaining to real time and early in-person voting.

9. LEGISLATION INTRODUCED BY COUNCIL

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

- 1) R2021-0196: A Resolution adopting various changes to the Cuyahoga County Non-bargaining Classification Plan; and declaring the necessity that this Resolution become immediately effective.

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

Council President Jones referred Resolution No. R2021-0196 to the Human Resources, Appointments & Equity Committee.

- 2) R2021-0197: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of West Creek Conservancy for the conservation of ecologically significant areas in the Baldwin Creek Conservation Initiative in the City of Parma; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Simon on behalf of Cuyahoga County Planning Commission

Council President Jones referred Resolution No. R2021-0197 to the Education, Environment & Sustainability Committee.

- 3) R2021-0198: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of West Creek Conservancy for the conservation of ecologically significant areas in the Mill Creek Greenway in the City of Warrensville Heights; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Simon on behalf of Cuyahoga County Planning Commission

Council President Jones referred Resolution No. R2021-0198 to the Education, Environment & Sustainability Committee.

- 4) R2021-0199: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of West Creek Conservancy for the conservation of ecologically significant areas in the West Creek Greenway in the City of Parma; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Simon on behalf of Cuyahoga County Planning Commission

Council President Jones referred Resolution No. R2021-0199 to the Education, Environment & Sustainability Committee.

- 5) R2021-0200: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission

on behalf of West Creek Conservancy for the conservation of ecologically significant areas in the Zaclon River Landing in the City of Cleveland; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Simon on behalf of Cuyahoga County Planning Commission

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Council President Jones referred Resolution No. R2021-0200 to the Education, Environment & Sustainability Committee.

- 6) R2021-0201: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of Western Reserve Land Conservancy for the conservation of ecologically significant areas in the Hough Community Green Space in the City of Cleveland; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Simon on behalf of Cuyahoga County Planning Commission

Council President Jones referred Resolution No. R2021-0201 to the Education, Environment & Sustainability Committee.

- 7) R2021-0202: A Resolution supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of Western Reserve Land Conservancy for the conservation of ecologically significant areas in the Shelter Hill Forest Springs in the Village of Hunting Valley; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Simon on behalf of Cuyahoga County Planning Commission

Council President Jones referred Resolution No. R2021-0202 to the Education, Environment & Sustainability Committee.

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 Ms. Brown and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2021-0203, R2021-0204 and R2021-0205.

- 1) R2021-0203: A Resolution amending the 2020/2021 Biennial Operating Budget for 2021 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, to meet the budgetary needs of various County departments, offices and agencies, amending Resolution No. R2021-0090 dated 04/13/2021; and declaring the necessity that this Resolution become immediately effective.

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

On a motion by Mr. Miller with a second by Mr. Jones, Resolution No. R2021-0203 was considered and adopted by unanimous vote.

- 2) R2021-0204: 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 Budish/Fiscal Officer/Office of Budget and Management

On a motion by Mr. Miller with a second by Ms. Brown, Resolution No. R2021-0204 was considered and adopted by unanimous vote.

- 3) R2021-0205: A Resolution approving an amendment to a Collective Bargaining Agreement between Cuyahoga County and The Ohio Patrolmen's Benevolent Association representing employees in the classification of Correction Officer at the Sheriff's Department for the period 1/1/2020 - 12/31/2022, to modify Article 14 (Wages), Article 24 (Overtime), Article 32 (Health and Safety), Article 47 (Sick Leave), Article 52 (Injury/Illness Leave), and Article 54

(Bereavement Leave); directing that funds necessary to implement the amended Agreement be budgeted and appropriated; authorizing the County Executive to execute the amended Agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/County Sheriff and Department of Human Resources **and Councilmember Simon.**

On a motion by Mr. Jones with a second by Ms. Brown, Resolution No. R2021-0205 was considered and adopted by unanimous vote.

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

1) R2021-0206: A Resolution confirming the County Executive's appointments of various individuals to serve on the Commission on Human Rights for various terms; and declaring the necessity that this Resolution become immediately effective:

i) Chad M. Eggspuehler for the term 3/1/2021 – 2/28/2024

ii) Natalia Steele for the term 3/1/2021 – 2/28/2023

iii) Elise Hara Auvil for the term 3/1/2021 – 2/28/2022

Sponsor: County Executive Budish

Council President Jones referred Resolution No. R2021-0260 to the Human Resources, Appointments & Equity Committee.

2) R2021-0207: A Resolution confirming the County Executive's appointment of E. Harry Walker, M.D. to serve on The MetroHealth System Board of Trustees for an unexpired term ending 3/4/2025; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Jones referred Resolution No. R2021-0207 to the Human Resources, Appointments & Equity Committee.

- 3) R2021-0208: A Resolution confirming the County Executive’s reappointment of various individuals to serve on the Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County for the term 7/1/2021 – 6/30/2025; and declaring the necessity that this Resolution become immediately effective:
- i) Reginald C. Blue
 - ii) Harvey A. Snider

Sponsor: County Executive Budish

Council President Jones referred Resolution No. R2021-0208 to the Human Resources, Appointments & Equity Committee.

- 4) R2021-0209: A Resolution confirming the County Executive’s appointment of Lenora M. Lockett, upon her taking the oath of office, as Director of the Department of Equity and Inclusion; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Jones referred Resolution No. R2021-0209 to the Committee of the Whole.

- 5) R2021-0210: A Resolution authorizing a Hospital Facility Agreement in accordance with Ohio Revised Code Section 140.03 with The MetroHealth System for the transfer of various parcels of real property identified in Attachment A hereto titled in various County-related entities and currently being used for public hospital purposes, to the Board of Trustees of The MetroHealth System; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Public Works

Council President Jones referred Resolution No. R2021-0210 to the Public Works, Procurement & Contracting Committee.

- 6) R2021-0211: A Resolution authorizing an amendment to Contract No. 1689 with The Savron Group, LLC for lease of office space, located at 12100 Snow Road, Parma, for use by Fiscal Office Auto Title Bureau, Satellite Office No. 4 for the period 11/1/2006 – 10/31/2021, to assign interest to Enterprise BMV, LLC, effective 11/1/2021, to extend the time period to 10/31/2026 and for additional funds in the amount not-to-exceed \$333,182.16; 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 Public Works

Council President Jones referred Resolution No. R2021-0211 to the Public Works, Procurement & Contracting Committee.

- 7) R2021-0212: A Resolution authorizing an amendment to Contract No. 1255; with K & Z Mutual Realty, LLC, as successor in interest to Mutual Investment Properties, LLC, for lease of office space located at 9830 Lorain Avenue, Cleveland, for the period 10/1/2006 - 9/30/2021 to extend the time period to 9/30/2026, to add a provision for an option to purchase premises and for additional funds in the amount not-to-exceed \$2,617,000.00; 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 Public Works/Department of Health and Human Services/Cuyahoga Job and Family Services

Council President Jones referred Resolution No. R2021-0212 to the Public Works, Procurement & Contracting Committee.

- 8) R2021-0213: A Resolution authorizing an amendment to an agreement with Progressive Casualty Insurance Company for lease of land and corporate hangar facility at the Cuyahoga County Airport, located at 26340 Curtis- Wright Parkway, Richmond Heights, for the period of 10/1/2006 – 9/30/2021 to extend the time period to 9/30/2026 and for additional revenue in the amount of \$568,500.00; 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 Public Works

Council President Jones referred Resolution No. R2021-0213 to the Public Works, Procurement & Contracting Committee.

9) R2021-0214: A Resolution authorizing an amendment to a Master Contract with various providers for SNAP (Supplemental Nutrition Assistance Program) to Skills Employment and Training services for the period 10/1/2020 – 9/30/2021 to extend the time period to 9/30/2022 and for additional funds in the total amount not-to-exceed \$1,108,274.00; 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:

- a) Contract No. 186 with Lutheran Metropolitan Ministry in the amount not-to-exceed \$147,800.00.
- b) Contract No. 197 with The Centers for Families and Children in the amount not-to-exceed \$120,000.00.
- c) Contract No. 210 with Towards Employment in the amount not-to-exceed \$180,000.00.
- d) Contract No. 224 with The Spanish American Committee in the amount not-to-exceed \$120,000.00.
- e) Contract No. 1482 with Cleveland Center for Arts and Technology dba New Bridge Cleveland in the amount not-to-exceed \$244,085.00.
- f) Contract No. 1483 with Cuyahoga County Public Library in the amount not-to-exceed \$56,389.00.
- g) Contract No. 1484 with Goodwill Industries of Greater Cleveland and Central Ohio, Inc. in the amount not-to-exceed \$120,000.00.
- h) Contract No. 1485 with West Side Catholic Center in

the amount not-to-exceed \$120,000.00.

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

**Council President Jones referred Resolution No. R2021-0214 to the Health, Human
Services & Aging Committee.**

- 10) R2021-0215: A Resolution authorizing an amendment to Contract No. 824 with Lutheran Metropolitan Ministry for operations and case management services for a 365-bed Men's Emergency Shelter, located at 2100 Lakeside Avenue, Cleveland and for facilitation and coordination of overflow shelter services for single adults and families at various locations for the period 1/1/2021 – 9/30/2022 for additional funds in the amount not-to-exceed \$768,609.21; 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
Department of Health and Human Services/Division of
Community Initiatives/Office of Homeless Services

**Council President Jones referred Resolution No. R2021-0215 to the Health, Human
Services & Aging Committee.**

- c) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION FOR
THIRD READING ADOPTION

- 1) R2021-0177: A Resolution making an award on RQ6320 to Cold Harbor Building Company in the amount not-to-exceed \$5,310,000.00 for hazardous material abatement, debris removal, building envelope mitigation, temporary electrical infrastructure, and security hardening of the Old Juvenile Court Complex; authorizing the County Executive to execute Contract No. 1642 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

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

On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2021-0215 was considered and adopted by unanimous vote.

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

- 1) O2021-0015: An Uncodified Ordinance authorizing the County Executive to provide a one-time bonus to bargaining and non-bargaining County employees who have received the COVID-19 vaccine; and declaring the necessity that this uncodified; and declaring the necessity that this Uncodified Ordinance become immediately effective.

Sponsor: County Executive Budish/Department of Human Resources

Council President Jones referred Ordinance No. O2021-0015 to the Human Resources, Appointments & Equity Committee.

e) COMMITTEE REPORTS AND CONSIDERATION OF ORDINANCES FOR THIRD READING ADOPTION

- 1) O2021-0003: An Ordinance amending Section 202.04 of the Cuyahoga County Code to establish a Division of Public Utilities within the Department of Public Works; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive Budish/ Department of Public Works/Department of Sustainability/Department of Development and Councilmembers Simon, Miller, Conwell and Sweeney

Committee Assignment and Chair: Committee of the Whole – Jones

On a motion by Mr. Jones, with a second by Ms. Simon, Ordinance No. O2021-0003 was considered and adopted by a majority roll-call vote of 9 yeas and 2 nays with Councilmembers Miller, Sweeney, Tuma, Gallagher, Conwell, Brown, Stephens, Simon and Jones voting in the affirmative and Councilmembers Baker and Schron casting dissenting votes.

- 2) O2021-0012: An Uncodified Ordinance authorizing the County Executive, County Sheriff, and Director of Human Resources to provide certain benefits to employees in the classification of Corrections Officer Lieutenant within the Sheriff's Department; and declaring the necessity that this uncodified Ordinance become immediately effective.
Sponsor: County Executive Budish/County Sheriff/Department of Human Resources

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

On a motion by Mr. Schron with a second by Ms. Brown, Ordinance No. O2021-0012 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Miller reported that the Finance & Budgeting Committee will meet on Monday, September 20th at 1:00 p.m.

Ms. Brown reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, September 21st at 10:00 a.m.

Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, September 22nd at 3:00 p.m.

Mr. Tuma reported that the Public Works Procurement & Contracting Committee will meet on Wednesday, September 22nd at 10:00 a.m.

Ms. Baker reported that the Council Operations, Intergovernment Relations & Public Transportation Committee will meet on Tuesday, September 21st at 3:00 p.m.

Ms. Conwell reported that the Health, Human Services & Aging Committee will meet on Wednesday, September 22nd at 1:00 p.m.

Ms. Stephens reminded everyone that there are important primaries in various communities and urged everyone to get out and vote before the polls close.

12. MISCELLANEOUS BUSINESS

Mr. Miller congratulated Councilmember Brown on her successful win to become the Democratic nominee for the Ohio 11th District Congressional seat.

Mr. Sweeney thanked Council President Jones on his leadership and patience as it relates to Ordinance No. O2021-0003.

13. ADJOURNMENT

With no further business to discuss, Council President Jones adjourned the meeting at 5:47 p.m., without objection.