



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, FEBRUARY 14, 2017
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 Conwell, Jones, Brown, Hairston, Simon, Baker, Miller, Tuma, Gallagher, Schron and Brady were in attendance and a quorum was determined.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Councilmember Conwell requested that a moment of silent meditation be dedicated in memory of Alianna DeFreeze, a 14-year old City of Cleveland student whose life was taken while on her way to school.

5. PUBLIC COMMENT RELATED TO AGENDA

Council President Brady read a written statement which advised members of the public of Council's meeting procedures, parking and rules pertaining to public comment and decorum.

The following individuals addressed Council regarding Resolution No. R2017-0030, a Resolution authorizing the issuance and sale of one or more series of County

revenue bonds, in an aggregate principal amount that will generate net proceeds of \$140,000,000.00, for the purpose of paying or reimbursing the costs of reconstructing, refurbishing, renovating, upgrading, improving and equipping Quicken Loans Arena:

- a) Rabbi Josh Caruso
- b) Ms. Donna Weinberger
- c) Pastor Richard Gibson
- d) Mr. Gregory Terrell
- e) Pastor Jawanza Colvin
- f) Mr. David Wondolowski
- g) Mr. Terry Joyce
- h) Mr. Steve Holecko
- i) Mr. Tristan Rader
- j) Ms. Yvanka Hall
- k) Mr. Rocco Whalen
- l) Mr. Norman Edwards
- m) Mr. Fred DiSanto
- n) Mr. Terry Uhl
- o) Mr. Marc Nathanson
- p) The Honorable Paul Marnecheck, North Royalton Councilmember
- q) Ms. Gloria Aron
- r) Mr. Joseph Marinucci
- s) Ms. Gail Long
- t) Mr. Rico Dancy
- u) Mr. Satindur Puri
- v) The Honorable Stanley Koci, Mayor of Bedford
- w) The Honorable Bradley Sellers, Mayor of Warrensville Heights
- x) Mr. Eddie Taylor
- y) Ms. Kathleen Moser
- z) Mr. Andrew Scherer

The following individual did not address Council, but submitted his name for the record:

- a) Allen Smith

The following individuals did not address Council, but submitted written testimony for the record:

- a) The Honorable Anthony Togliatti, Mayor of Independence
- b) Mr. Zack Bruell

The following individuals addressed Council regarding Resolution No. R2017-0017, a Resolution authorizing amendments to contracts with various providers for emergency shelter services at various locations in Cleveland:

- a) **Mr. Nathan Manthey**
- b) **Ms. Loh**
- c) **Ms. Rosie Palfy**

6. APPROVAL OF MINUTES

- a) January 24, 2017 Committee of the Whole Meeting
- b) January 24, 2017 Regular Meeting

A motion was made by Mr. Miller, seconded by Mr. Hairston and approved by unanimous vote to approve the minutes of the January 24, 2017 Committee of the Whole and Regular meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

There were no announcements from Council President Brady.

8. MESSAGES FROM THE COUNTY EXECUTIVE

There were no messages from County Executive Budish.

9. LEGISLATION INTRODUCED BY COUNCIL

- a) CONSIDERATION OF A RESOLUTION OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE
 - 1) R2017-0020: 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

Council President Brady referred Resolution No. R2017-0020 to the Human Resources, Appointments & Equity 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 Nos. R2017-0021, R2017-0022, R2017-0010 and R2017-0011.

- 1) R2017-0021: A Resolution amending the 2016/2017 Biennial Operating Budget for 2017 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 and Management

On a motion by Mr. Miller with a second by Mr. Schron, Resolution No. R2017-0021 was considered and adopted by unanimous vote.

- 2) R2017-0022: A Resolution approving an amendment to a Collective Bargaining Agreement between Cuyahoga County and Teamsters Local 436, affiliated with International Brotherhood of Teamsters, representing approximately 38 employees in 17 classifications at the Department of Public Works/Division of Maintenance for the period 1/1/2015 - 12/31/2017 to establish terms of the wage re-opener and to modify Article XXXI; directing that funds necessary to implement the amendment be budgeted and appropriated; 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/Departments of Law and Public Works

On a motion by Mr. Brady with a second by Mr. Miller, Resolution No. R2017-0022 was considered and adopted by unanimous vote.

- 3) R2017-0010: A Resolution approving wages for a Collective Bargaining Agreement between Cuyahoga County and Laborers' International Union of North America, Local 860, representing approximately 129 employees in various classifications at Juvenile Court, Detention Center for the

period 1/10/2016 - 12/31/2016; directing that funds necessary to implement wages for the Collective Bargaining Agreement be budgeted and appropriated; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Law on behalf of Cuyahoga County Court of Common Pleas/Juvenile Division

On a motion by Mr. Brady with a second by Mr. Hairston, Resolution No. R2017-0010 was considered and adopted by unanimous vote.

- 4) R2017-0011: A Resolution approving wages for a Collective Bargaining Agreement between Cuyahoga County and Laborers' International Union of North America, Local 860, representing approximately 110 employees in various classifications at Juvenile Court, Probation for the period 1/10/2016 - 12/31/2016; directing that funds necessary to implement wages for the Collective Bargaining Agreement be budgeted and appropriated; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Law on behalf of Cuyahoga County Court of Common Pleas/Juvenile Division

On a motion by Mr. Miller with a second by Mr. Hairston, Resolution No. R2017-0011 was considered and adopted by unanimous vote.

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

- 1) R2017-0023: A Resolution confirming the County Executive's appointment of The Honorable Anthony J. DiCicco to serve on the Cuyahoga County Planning Commission representing the Hillcrest Region for the term 1/1/2017 - 12/31/2019, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2017-0023 to the Human Resources, Appointments & Equity Committee.

- 2) R2017-0024: A Resolution confirming the County Executive's reappointment of The Honorable Timothy J. DeGeeter to serve on the Northeast Ohio Regional Sewer District Board of Trustees for the term 3/1/2017 - 2/28/2022, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2017-0024 to the Human Resources, Appointments & Equity Committee.

- 3) R2017-0025: A Resolution confirming the County Executive's reappointment of various individuals to serve on the Cuyahoga Community College Board of Trustees for various terms, and declaring the necessity that this Resolution become immediately effective:
 - i) J. David Heller for the term 3/27/2017 - 3/26/2022.
 - ii) Victor A. Ruiz for the term 1/18/2017 - 1/17/2022.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2017-0025 to the Human Resources, Appointments & Equity Committee.

- 4) R2017-0026: A Resolution making an award on RQ38497 to Perk Company, Inc. in the amount not-to-exceed \$6,913,335.59 for resurfacing Turney Road from Warner Road to Hathaway Road in the Cities of Cleveland and Garfield 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 \$3,111,001.02 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

Council President Brady referred Resolution No. R2017-0026 to the Public Works, Procurement & Contracting Committee.

- 5) R2017-0027: A Resolution making an award on RQ37349 to Mott MacDonald, LLC in the amount not-to-exceed \$2,143,423.00 for design engineering services for repair and resurfacing of Sprague Road from Webster Road to York Road in the Cities of Middleburg Heights, North Royalton, Parma and Strongsville; 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

Council President Brady referred Resolution No. R2017-0027 to the Public Works, Procurement & Contracting Committee.

- 6) R2017-0028: A Resolution making an award on RQ38634 to J.D. Williamson Construction Co., Inc. in the amount not-to-exceed \$1,696,926.45 for replacement of Avery Road Bridge No. 01.16 over Chippewa Creek in the City of Broadview 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 \$339,385.29 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

Council President Brady referred Resolution No. R2017-0028 to the Public Works, Procurement & Contracting Committee.

- 7) R2017-0029: A Resolution amending the 2016/2017 Biennial Operating Budget and Capital Improvements Program for 2017 by revising projects, estimated costs and schedule; and declaring the necessity that this Resolution become immediately effective.

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

Council President Brady referred Resolution No. R2017-0029 to the Finance & Budgeting Committee.

- 8) R2017-0030: A Resolution authorizing the issuance and sale of one or more series of County revenue bonds, in an aggregate principal amount that will generate net proceeds of \$140,000,000.00, for the purpose of paying or reimbursing the costs of reconstructing, refurbishing, renovating, upgrading, improving and equipping Quicken Loans Arena, together with appurtenances and work incidental thereto, and for the purpose of paying any capitalized interest on the bonds and paying the costs of issuance in connection therewith; authorizing the preparation and use of one or more preliminary official statements and the preparation, execution and use of one or more official statements; approving and authorizing the execution of one or more trust indentures or supplemental trust indentures and one or more continuing disclosure agreements; authorizing other contracts and other actions related to and necessary for 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: Squire Patton Boggs (US) LLP and Forbes, Fields & Associates Co., L.P.A.

Council President Brady referred Resolution No. R2017-0030 to the Committee of the Whole.

- 9) R2017-0031: A Resolution making awards on RQ36437 to various providers, in the total amount not-to-exceed \$650,000.00, for environmental consulting services for the period 10/1/2016 - 9/30/2019; authorizing the County Executive to execute the Master Environmental Services Agreement and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:
- i) HzW Environmental Consultants, LLC
 - ii) Hull & Associates, Inc.
 - iii) Partners Environmental Consulting, Inc.

Sponsor: County Executive Budish/Department of Development

Council President Brady referred Resolution No. R2017-0031 to the Economic Development & Planning Committee.

- 10) R2017-0032: A Resolution authorizing an agreement with Chagrin Valley Dispatch Council in the amount not-to-exceed \$2,545,000.00 for Countywide Criminal Justice Data Sharing System services for the period 3/1/2017 - 2/28/2022; 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 Public Safety and Justice Services

Council President Brady referred Resolution No. R2017-0032 to the Public Safety & Justice Affairs Committee.

- 11) R2017-0033: A Resolution authorizing amendments to contracts with various providers for staff secure and secure shelter care services for the period 3/1/2016 - 2/28/2018 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. CE1600015-01 with Carrington Youth Academy, LLC in the amount not-to-exceed \$2,038,634.00.
- ii) No. CE1600016-01 with The Cleveland Christian Home Incorporated in the amount not-to-exceed \$588,015.00.

Sponsors: County Executive Budish on behalf of Cuyahoga County Court of Common Pleas/Juvenile Division **and Councilmember Hairston**

Council President Brady referred Resolution No. R2017-0033 to the Public Safety & Justice Affairs Committee.

12) R2017-0034: A Resolution authorizing an amendment to Master Contract No. CE1600056-01-07 for various services for the Cuyahoga Tapestry System of Care for the period 3/1/2016 - 12/31/2018 to change the total amount not-to-exceed from \$5,700,000.00 to \$8,102,048.20 and to authorize funding increases with various previously approved providers; 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:

i) for community wraparound care coordination and family/youth advocacy and support services:

- a) Applewood Centers, Inc. in the approximate amount of \$460,324.48.
- b) Beech Brook in the approximate amount of \$418,476.80.
- c) Bellefaire Jewish Children's Bureau no approximate amount anticipated.
- d) Catholic Charities Corporation (Parmadale) in the approximate amount of \$1,185,042.51.
- e) OhioGuidestone no approximate amount anticipated.
- f) Pressley Ridge in the approximate amount of \$338,204.41.

ii) for evaluation, fidelity and monitoring services:

- a) Case Western Reserve University no approximate amount anticipated.

Sponsor: County Executive Budish/Department of Health and Human Services/Division of Children and Family Services

Council President Brady referred Resolution No. R2017-0034 to the Health, Human Services & Aging Committee.

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

1) R2017-0015: A Resolution authorizing a sole source contract with Manatron, Inc. in the amount not-to-exceed \$536,429.92 for support and maintenance services for the Manatron Visual

Property Tax System and Sigma CAMA Software System for the period 1/1/2017 - 12/31/2017; 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 – Miller

Clerk Schmotzer read Resolution No. R2017-0015 into the record.

This item will move to the February 28, 2017 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 Ms. Brown and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2017-0012, R2017-0013, R2017-0014, R2017-0016, R2017-0017, R2017-0018 and R2017-0019.

- 1) R2017-0012: A Resolution confirming the County Executive's appointment of Dean E. DePiero to serve on the Cuyahoga County Public Library Board of Trustees for the term 2/1/2017 - 1/31/2024, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

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

On a motion by Ms. Brown with a second by Mr. Tuma, Resolution No. R2017-0012 was considered and adopted by unanimous vote.

- 2) R2017-0013: A Resolution authorizing an amendment to Contract No. CE1300551-01 with Schindler Elevator Corporation for elevator maintenance and repair services for various County facilities for the period 12/1/2013 - 11/30/2016 to extend the time period to 11/30/2017 and for additional funds in the amount not-to-exceed \$655,000.00; 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

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

On a motion by Mr. Brady with a second by Mr. Miller, Resolution No. R2017-0013 was considered and adopted by unanimous vote.

- 3) R2017-0014: A Resolution making an award on RQ38463 to The C.A. Agresta Construction Co. in the amount not-to-exceed \$2,947,728.00 for the 2016 Operations Resurfacing Program for resurfacing Noble Road from the Cleveland Heights North Corporation Line to Mayfield Road in the City of Cleveland 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 \$2,033,932.32 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 Hairston

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

On a motion by Mr. Hairston with a second by Mr. Miller, Resolution No. R2017-0014 was considered and adopted by unanimous vote.

- 4) R2017-0016: A Resolution authorizing an agreement with The MetroHealth System in the amount not-to-exceed \$1,382,750.00 for Pediatric Foster Care Joint Program services, toxicology services and psychotropic medication review services for the period 1/1/2017 - 12/31/2018; 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 Health and Human Services/Division of Children and Family Services and Councilmember Hairston

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

On a motion by Ms. Conwell with a second by Ms. Brown, Resolution No. R2017-0016 was considered and adopted by unanimous vote.

5) R2017-0017: A Resolution authorizing amendments to contracts with various providers for emergency shelter services at various locations in Cleveland for the period 1/1/2013 - 12/31/2016 to extend the time period to 4/30/2017 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. CE1300098-01 with Mental Health Services for Homeless Persons, Inc. dba Frontline Service for homeless women and families, located at 2227 Payne Avenue, in the amount not-to-exceed \$482,260.00.
- ii) No. CE1300099-01 with Lutheran Metropolitan Ministry for homeless men, located at 2100 Lakeside Avenue, in the amount not-to-exceed \$567,212.00.

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 – Conwell

On a motion by Ms. Conwell with a second by Mr. Miller, Resolution No. R2017-0017 was considered and adopted by unanimous vote.

6) R2017-0018: A Resolution amending Resolution No. R2015-0247 dated 12/8/2015, which amended Resolution No. R2014-

0258 dated 12/9/2014, which made an award on RQ30390 to CaremarkPCS Health, L.L.C. for group healthcare benefits including pharmacy benefit management services for County employees and their eligible dependents and Cuyahoga County Benefits Regionalization Program participants' employees and their eligible dependents for the period 1/1/2015 - 12/31/2017, by changing the total amount not-to-exceed from \$42,989,733.00 to \$60,652,540.67; 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 Budish/Department of Human Resources

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

On a motion by Ms. Brown with a second by Mr. Miller, Resolution No. R2017-0018 was considered and adopted by unanimous vote.

- 7) R2017-0019: A Resolution amending Resolution No. R2015-0095 dated 5/26/2015, which amended Resolution No. R2014-0259 dated 12/9/2014, which made an award on RQ30390 to Medical Mutual of Ohio dba Medical Mutual Services, L.L.C. for group healthcare benefits including medical and pharmacy benefit management services for County employees and their eligible dependents and Cuyahoga County Benefits Regionalization Program participants' employees and their eligible dependents for the period 1/1/2015 - 12/31/2017, by changing the total amount not-to-exceed from \$141,636,022.00 to \$211,868,212.78; 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 Budish/Department of Human Resources

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

On a motion by Ms. Brown with a second by Ms. Conwell, Resolution No. R2017-0019 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Ms. Brown reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, November 21, 2017 at 10:00 a.m.

Mr. Miller reported that the Finance & Budgeting Committee will meet on Thursday, February 23, 2017 at 1:00 p.m.

Mr. Schron reported that the Economic Development & Planning Committee will meet on Thursday, February 23, 2017 at 3:00 p.m.

Mr. Tuma reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, February 22, 2017 at 10:00 a.m.

Mr. Gallagher reported that the Public Safety & Justice Affairs Committee will meet on Tuesday, February 21, 2017 at 12:30 p.m.

Ms. Conwell reported that the Health, Human Services & Aging Committee will meet on Wednesday, February 22, 2017 at 1:00 p.m.

12. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

13. PUBLIC COMMENT UNRELATED TO AGENDA

There were no public comments given unrelated to the agenda.

14. ADJOURNMENT

With no further business to discuss, Council President Brady adjourned the meeting at 7:00 p.m., without objection.