



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 12, 2017
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
3:00 PM**

1. CALL TO ORDER

Council President Brady called the meeting to order at 3:03 p.m.

2. ROLL CALL

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

A motion was made by Mr. Miller, seconded by Ms. Brown and approved by unanimous vote to excuse Councilmembers Schron, Conwell and Hairston 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 to acknowledge the millions of hurricane victims as they struggle to get their lives back in order.

5. PUBLIC COMMENT RELATED TO AGENDA

There were no public comments given related to the agenda.

6. APPROVAL OF MINUTES

- a) August 8, 2017 Regular Meeting

A motion was made by Mr. Tuma, seconded by Ms. Brown and approved by unanimous vote to approve the minutes of the August 8, 2017 Regular meeting.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

There were no announcements from Council President Brady.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish reported the following: (a) the amount of children in high-quality pre-kindergarten programs has more than doubled; and (b) the Q Transformation Project is back on track and the County is working on the sale of the bonds.

9. LEGISLATION INTRODUCED BY COUNCIL

- a) CONSIDERATION OF A RESOLUTION OF COUNCIL 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. R2017-0150.

- 1) R2017-0150: A Resolution appointing Ashley R. Johnson as Assistant Deputy Clerk of Council to serve the Council of Cuyahoga County, and declaring the necessity that this Resolution become immediately effective.

Sponsor: Council President Brady/Chief of Staff and Clerk of Council

On a motion by Ms. Brown with a second by Mr. Miller, Resolution No. R2017-0150 was considered and adopted by unanimous vote.

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

- 1) R2017-0151: 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. R2017-0151 to the Human Resources, Appointments & Equity Committee.

- 2) R2017-0152: A Resolution determining the services and programs that shall be provided and funded from the Veterans Services Fund in 2017; authorizing payments to various providers, in the total amount of \$461,117.00, for said services and programs for the period ending 12/31/2017; authorizing the County Executive to negotiate and execute any necessary agreements, contracts or other documents for same; and declaring the necessity that this Resolution become immediately effective:
- i) Cuyahoga Community College, Veterans Services and Program Office for scholarships for veterans residing in Cuyahoga County in the amount of \$46,112.00.
 - ii) Towards Employment Career Pathway Services for job readiness training, job search and placement, coaching and support for professional development of low-income veterans in the amount of \$30,000.00.
 - iii) The Cuyahoga County Office of Homeless Services for the Supportive Services for Veterans Families Program and for move-in kits for veterans entering permanent supportive housing in Cuyahoga County in the amount of \$85,005.00.
 - iv) The Legal Aid Society of Cleveland for the Legal Services for U.S. Veterans Program in the amount of \$85,000.00.
 - v) United Way 2-1-1 for the Help2Veterans Program in the amount of \$70,000.00.
 - vi) Joseph's Home for wraparound services and transition to permanent housing for medically fragile, homeless veterans in Cuyahoga County in the amount of \$40,000.00.

- vii) Cuyahoga County Public Library for the GetWorkerFIT Program in the amount of \$50,000.00.
- viii) The Cuyahoga County Land Reutilization Corporation to rehabilitate houses and provide financial counseling for veterans in the amount of \$50,000.00.
- ix) The Chagrin Falls Historical Society for the restoration of the Chagrin Falls Civil War Memorial in the amount of \$5,000.00.

Sponsors: Councilmembers Brady, Schron and Miller

Council President Brady referred Resolution No. R2017-0152 to the Economic Development & Planning Committee.

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 Ms. Brown and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2017-0153.

- 1) R2017-0153: 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; amending Resolution Nos. R2017-0002 dated 1/10/2017, R2017-0047 dated 3/14/2017, R2017-0057 dated 3/28/2017, R2017-0098 dated 6/13/2017, and R2017-0124 dated 7/11/2017 to reconcile appropriations for 2017; 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. R2017-0153 was considered and adopted by unanimous vote.

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

- 1) R2017-0154: A Resolution confirming the County Executive's appointment of Michael P. Foley to serve on the Cuyahoga County Natural Resources Assistance Council for the term 10/16/2017 - 10/15/2020, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2017-0154 to the Human Resources, Appointments & Equity Committee.

- 2) R2017-0155: A Resolution confirming the County Executive's appointment or reappointment of various individuals to serve on the City of Cleveland/Cuyahoga County Workforce Development Board for various terms, and declaring the necessity that this Resolution become immediately effective:

i) Appointments:

- a) Shelia Wright for an unexpired term ending 6/30/2019
- b) Grace Gallucci for an unexpired term ending 6/30/2020
- c) David Feinerman for an unexpired term ending 6/30/2020
- d) C. Jay Matthews for an unexpired term ending 6/30/2020

ii) Reappointment:

- a) Kim Shelnick for the term 7/1/2017 - 6/30/2020

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2017-0155 to the Human Resources, Appointments & Equity Committee.

- 3) R2017-0156: A Resolution confirming the County Executive's appointment or reappointment of various individuals to serve on the Cuyahoga County Community-Based Correctional Facility Governing Board for various terms, and declaring the necessity that this Resolution become immediately effective:
- i) Appointments for an unexpired term ending 12/31/2018:
 - a) Valeria A. Harper
 - b) Crystal L. Bryant
 - ii) Reappointment for the term 1/1/2018 - 12/31/2020:
 - a) Alfonso P. Sanchez

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2017-0156 to the Human Resources, Appointments & Equity Committee.

- 4) R2017-0157: A Resolution declaring that public convenience and welfare requires roadway and traffic signal improvements along Warrensville Center Road, Emery Road, Richmond Road, Northfield Road and Miles Road in the Village of North Randall and City of Warrensville Heights; total estimated project cost \$1,552,479.65; 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 municipalities 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

Council President Brady referred Resolution No. R2017-0157 to the Public Works, Procurement & Contracting Committee.

- 5) R2017-0158: A Resolution making an award on RQ40256 to Fabrizi Recycling, Inc. in the amount not-to-exceed \$3,164,600.00 for the 2017 Sewer Repair Program in various County Sewer Districts for the period 11/1/2017 - 10/31/2019;

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. R2017-0158 to the Public Works, Procurement & Contracting Committee.

- 6) R2017-0159: A Resolution authorizing a First Amendment to a Memorandum of Agreement with Village of Woodmere for Construction, Operation and Maintenance of Sanitary Sewerage Systems, located in County Sewer District No. 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 Public Works/Division of County Engineer

Council President Brady referred Resolution No. R2017-0159 to the Public Works, Procurement & Contracting Committee.

- 7) R2017-0160: A Resolution authorizing an amendment to Agreement No. AG1700012-01 with Northeast Ohio Regional Sewer District for disposal of wastewater sewer grit for the period 6/1/2016 - 5/31/2018 for additional funds in the amount not-to-exceed \$800,000.00; 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/Division of County Engineer

Council President Brady referred Resolution No. R2017-0160 to the Public Works, Procurement & Contracting Committee.

- 8) R2017-0161: A Resolution making awards to various municipalities, each in the amount not-to-exceed \$150,000.00, for the SBA-Municipal-County Small Business Financing Initiative Pilot #2 Program for the period 10/1/2017

- 9/30/2019; authorizing the County Executive to execute the agreements and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:

- i) City of Cleveland Heights
- ii) City of Fairview Park
- iii) City of Lakewood
- iv) City of Maple Heights

Sponsors: County Executive Budish/Department of Development **and Councilmembers Miller, Jones, Baker and Tuma**

Council President Brady referred Resolution No. R2017-0161 to the Economic Development & Planning Committee.

- 9) R2017-0162: A Resolution authorizing an Economic Development Fund Redevelopment and Modernization Loan in the amount not-to-exceed \$2,500,000.00 to Link59 Leverage Lender, LLC for the benefit of the Phoenix Building Project, located at the intersection of East 61st Street and Euclid Avenue, Cleveland; authorizing the County Executive and/or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Development

Council President Brady referred Resolution No. R2017-0162 to the Economic Development & Planning Committee.

- 10) R2017-0163: A Resolution authorizing amendments to contracts with various providers for various services in connection with the Workforce Innovation and Opportunity Act for the period 7/1/2016 - 6/30/2017 to extend the time period to 6/30/2018 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. CE1600240-01 with Mature Services, Inc. in the amount not-to-exceed \$250,000.00 for mature job

seeker services and implementation of the ENCORE Program.

- ii) No. CE1600241-01 with Towards Employment, Inc. in the amount not-to-exceed \$100,000.00 for job seeker services for applicants with felony backgrounds.
- iii) No. CE1600242-01 with United Labor Agency, Inc. in the amount not-to-exceed \$3,620,368.00 for operation of the Workforce Service Center, job seekers and employer services, and management of the On-the-Job Training Program.

Sponsors: County Executive Budish/Department of Workforce Development in partnership with City of Cleveland/Cuyahoga County Workforce Development Board

Council President Brady referred Resolution No. R2017-0163 to the Education, Environment & Sustainability Committee.

- 11) R2017-0164: A Resolution authorizing an amendment to Agreement No. AG1400121-01 with City of Cleveland for cellular 9-1-1 Public Safety Answering Point services originating in the City of Cleveland for the period 10/20/2014 - 10/19/2017 to extend the time period to 10/19/2019 and for additional funds in the amount not-to-exceed \$1,200,000.00; 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 Safety and Justice Services/Cuyahoga Emergency Communications System

Council President Brady referred Resolution No. R2017-0164 to the Public Safety & Justice Affairs Committee.

- 12) R2017-0165: A Resolution authorizing an amendment to Contract No. CE1700154-01 with Case Western Reserve University for fiscal agent services in connection with facilitation of the First Year Cleveland Initiative for the period 6/1/2016 - 4/30/2019 to expand the scope of services, effective 4/1/2017, and for additional funds in the amount

not-to-exceed \$1,500,000.00; 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

Council President Brady referred Resolution No. R2017-0165 to the Health, Human Services & Aging Committee.

13) R2017-0166: A Resolution making awards on RQ38919 to various providers, in the total amount not-to-exceed \$9,565,377.00, for expansion of Universal Pre-Kindergarten in Cuyahoga County for the period 8/1/2017 - 7/31/2020; waiving the requirement in County Code Section 501.15(A)(2) with respect to Cleveland Municipal School District and Euclid City School District; authorizing the County Executive to execute the master contract and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:

- i) Menorah Park Center for Senior Living Bet Moschav Zekenim Hadati
- ii) Advanced Solutions for Education, Inc. dba Horizon Child Development Center – Cleveland
- iii) HLC Euclid, LLC dba Horizon Learning Centers – Euclid
- iv) Horizon Education Centers – Market Square
Horizon Education Center
- v) Horizon Education Centers – Old Brooklyn
- vi) Robbie Lawrence-Willis – Little Achiever’s Learning Center
- vii) Murtis Taylor Human Services System – Glenville/KRT
- viii) Murtis Taylor Human Services System – Mt. Pleasant Child Enrichment Center
- ix) Salvation Army of Greater Cleveland
- x) St. Peter’s Child Care Center Inc.
- xi) Catholic Charities Corporation – Early Childhood Center at Arbor Park
- xii) Catholic Charities Corporation – Early Learning Program St. Ignatius

- xiii) Catholic Charities Corporation – Rainbow Terrace Head Start
- xiv) The Centers for Families and Children
- xv) Kids and Such, Inc. dba Creative Kids
- xvi) Council for Economic Opportunities in Greater Cleveland – William Patrick Day Early Learning Center
- xvii) Council for Economic Opportunities in Greater Cleveland – Willard head Start Center
- xviii) Council for Economic Opportunities in Greater Cleveland – Puritas Head Start Center
- xix) Council for Economic Opportunities in Greater Cleveland – Green Road Early Learning Center
- xx) Council for Economic Opportunities in Greater Cleveland – George Forbes Early Learning Center
- xxi) Council for Economic Opportunities in Greater Cleveland – Carl B. Stokes Head Start Center
- xxii) Bedford City School District
- xxiii) Berea City School District
- xxiv) Cleveland Heights – University Heights City School District – Noble Elementary School
- xxv) Cleveland Heights – University Heights City School District – Gearity Elementary School
- xxvi) Cleveland Heights – University Heights City School District – Oxford Elementary School
- xxvii) Euclid City School District
- xxviii) Garfield Heights City Schools
- xxix) Lakewood City Schools
- xxx) Maple Heights City School District
- xxxi) Warrensville Heights City School District
- xxxii) Cleveland Municipal School District – Clark Elementary School
- xxxiii) Cleveland Municipal School District – Garfield Elementary School
- xxxiv) Cleveland Municipal School District – Sunbeam Elementary School
- xxxv) Cleveland Municipal School District – Willow Elementary School
- xxxvi) Cleveland Municipal School District – William Cullen Bryant Elementary School

Sponsor: County Executive Budish/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

Council President Brady referred Resolution No. R2017-0166 to the Education, Environment & Sustainability Committee.

- c) DISCHARGE FROM COMMITTEE AND CONSIDERATION OF A RESOLUTION 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 Rules 9D and 12S.

A motion was then made by Mr. Miller, seconded by Mr. Gallagher and approved by unanimous vote to dispense with committee review and discharge Resolution No. R2017-0147 from the Committee of the Whole to the full Council for consideration for second reading adoption.

- 1) R2017-0147: A Resolution authorizing an amendment to Contract No. CE1600245-01 with Burgess & Niple, Inc. for design engineering services for improvement of Pleasant Valley Road Bridge No. 09.68 over the Cuyahoga River, Canal Road and Ohio Canal in the City of Independence and Village of Valley View to change the scope of services to include adjacent Bridge Nos. 09.03 and 09.35, effective 5/31/2017, and for additional funds in the amount not-to-exceed \$927,228.00; 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/Division of County Engineer

Committee Assignment and Chair: Committee of the Whole – Brady

On a motion by Mr. Brady with a second by Mr. Miller, Resolution No. R2017-0147 was considered and adopted by unanimous vote.

- d) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION 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 No. R2017-0148.

- 1) R2017-0148: A Resolution authorizing a state contract with Dell Marketing L.P. for a Microsoft Enterprise Agreement for

various licensing and support services in the amount not-to-exceed \$2,749,993.98 for the period 7/1/2017 - 6/30/2020; 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. [Pending Committee Recommendation]

Sponsor: County Executive Budish/Department of Information Technology

Committee Assignment and Chair: Finance & Budgeting – Miller

On a motion by Mr. Miller with a second by Mr. Brady, Resolution No. R2017-0148 was considered and adopted by unanimous vote.

e) CONSIDERATION OF ORDINANCES FOR FIRST READING AND REFERRAL TO COMMITTEE

- 1) O2017-0003: An Ordinance enacting Chapter 720 of the Cuyahoga County Code authorizing Cuyahoga County to levy County Motor Vehicle License Taxes upon the operation of motor vehicles on public roads and highways pursuant to Chapter 4504 of the Ohio Revised Code.

Sponsor: County Executive Budish/Department of Public Works

Council President Brady referred Ordinance No. O2017-0003 to the Public Works, Procurement & Contracting Committee.

- 2) O2017-0004: An Ordinance amending Section 501.15 of the Cuyahoga County Code to modify the requirements of contractors, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive Budish/Fiscal Officer

Council President Brady referred Ordinance No. O2017-0004 to the Public Works, Procurement & Contracting Committee.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Miller reported that the Finance & Budgeting Committee will meet on Monday, September 18, 2017 at 1:00 p.m. and that the Committee of the Whole will meet on Tuesday, September 26, 2017 at 1:00 p.m. for the 2018-2019 budget overview.

Ms. Brown reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, September 19, 2017 at 10:00 a.m.

On behalf of Ms. Conwell, Ms. Brown reported that the Health, Human Services & Aging Committee will meet on Wednesday, September 13, 2017 and Wednesday, September 20, 2017 at 10:00 a.m.

Mr. Gallagher reported that the Public Safety & Justice Affairs Committee will meet on Tuesday, September 19, 2017 at 1:00 p.m.

Mr. Jones reported that the Council Operations & Intergovernmental Relations Committee will meet on Tuesday, September 19, 2017 at 3:00 p.m.

Mr. Tuma reported that the Public Works, Procurement & Contracting Committee will meet on Monday, September 18, 2017 at 10:00 a.m.

Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, September 20, 2017 at 3:00 p.m.

12. MISCELLANEOUS BUSINESS

Council President Brady congratulated Ms. Brown on her election as Chair of the Cuyahoga County Democratic Party.

13. PUBLIC COMMENT UNRELATED TO AGENDA

Mr. Dwight Yancy addressed Council regarding an issue concerning his elderly father.

Ms. Loh addressed Council regarding the RFP process for the women's shelter.

14. REPORT BY CLERK ON LEGISLATION WITHDRAWN AT REQUEST OF SPONSOR(S)

- a) R2017-0146: A Resolution authorizing a First Amendment to a revenue generating Lease Agreement with City of Cleveland for County-owned property to be used for parking, located on Lakeside Avenue, Cleveland, for the period 2/1/1994 - 1/31/2019 to extend the time period to 1/31/2044, to amend the legal description of the leased property to include portions of Permanent Parcel Nos. 101-08-004 and 101-08-009

and for additional revenue in the approximate amount of \$2,028,325.00; 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

Clerk Schmotzer reported that Resolution No. R2017-0146 was withdrawn from Council consideration at the request of the sponsor.

15. ADJOURNMENT

With no further business to discuss, Council President Brady adjourned the meeting at 3:30 p.m., without objection.