



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 12, 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 Simon, Baker, Miller, Tuma, Gallagher, Schron, Conwell, Jones, Brown, Hairston and Brady were in attendance and a quorum was determined.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

There was no moment of silent meditation.

5. PUBLIC COMMENT RELATED TO AGENDA

Mr. Juan Molina Crespo addressed Council regarding Resolution No. R2017-0055, a Resolution authorizing the County Executive to obtain and/or pledge one or more letters of credit from a bank or banks related to and in support of The MetroHealth System's Campus Transformation Project.

6. APPROVAL OF MINUTES

- a) **March 28, 2017 Committee of the Whole Meeting**

- b) March 28, 2017 Regular Meeting
- c) April 4, 2017 Committee of the Whole Meeting

A motion was made by Mr. Miller, seconded by Mr. Gallagher and approved by unanimous vote to approve the minutes of the March 28, 2017 Committee of the Whole, March 28, 2017 Regular and April 4, 2017 Committee of the Whole meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

There were no announcements from Council President Brady.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish reported that there was an article published in The Plain Dealer regarding incident reports withheld by Cuyahoga County relating to former County Executive Ed FitzGerald. County Executive Budish clarified that approximately 550 documents were initially withheld, but the Ohio Supreme Court ruled that eight of those documents were not security records and were released as public records.

9. LEGISLATION INTRODUCED BY COUNCIL

- a) CONSIDERATION OF A RESOLUTION OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- 1) R2017-0065: 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. R2017-0065 to the Human Resources, Appointments & Equity Committee.

- b) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION OF COUNCIL 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. R2017-0056.

- 1) R2017-0056: 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

On a motion by Ms. Brown with a second by Mr. Hairston, Resolution No. R2017-0056 was considered and adopted by unanimous vote.

c) CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR THIRD READING ADOPTION

- 1) R2017-0044: A Resolution appointing F. Allen Boseman to serve on the Cuyahoga County Personnel Review Commission for the term 3/8/2017 - 3/7/2023, and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Brown

On a motion by Ms. Brown with a second by Mr. Hairston, Resolution No. R2017-0044 was considered and adopted by unanimous vote.

- 2) R2017-0046: A Resolution making an award to College Now Greater Cleveland in the amount of \$500,000.00 from the Cuyahoga County Educational Assistance Fund for Component Two of the Cuyahoga County Educational Assistance Program for the period ending 6/30/2021; 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.

Sponsors: Councilmembers Simon, Miller, Hairston, Brown, Jones and Conwell

On a motion by Ms. Simon with a second by Mr. Hairston, Resolution No. R2017-0046 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 Ms. Brown and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2017-0066 and R2017-0067.

- 1) R2017-0066: 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 Ms. Conwell, Resolution No. R2017-0066 was considered and adopted by unanimous vote.

- 2) R2017-0067: A Resolution approving an amendment to a Collective Bargaining Agreement between Cuyahoga County and International Union of Operating Engineers, Local 18-S, representing approximately 20 employees in 15 classifications at the Department of Public Works for the period 5/1/2015 - 4/30/2018; to establish terms of the wage re-opener and to modify Article 35; 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. R2017-0067 was considered and adopted by unanimous vote.

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

- 1) R2017-0068: A Resolution declaring that public convenience and welfare requires resurfacing of Chagrin River Road from

Solon/Bentleyville South Corporation Line to Holbrook Road in the Village of Bentleyville; total estimated project cost \$275,000.00; 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

Council President Brady referred Resolution No. R2017-0068 to the Public Works, Procurement & Contracting Committee.

- 2) R2017-0069: A Resolution declaring that public convenience and welfare requires resurfacing of Coventry Road from Cleveland Heights North Corporation Line to Shaker Boulevard in the Cities of Cleveland Heights and Shaker Heights; total estimated project cost \$1,850,000.00; 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 City of Cleveland Heights in connection with said project; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Works/Division of County Engineer **and Councilmembers Hairston and Brown**

Council President Brady referred Resolution No. R2017-0069 to the Public Works, Procurement & Contracting Committee.

- 3) R2017-0070: A Resolution declaring that public convenience and welfare requires resurfacing of Harvard Road from Green Road to Eaton Road in the City of Beachwood; total estimated project cost \$525,000.00; 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.

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

Council President Brady referred Resolution No. R2017-0070 to the Public Works, Procurement & Contracting Committee.

- 4) R2017-0071: A Resolution declaring that public convenience and welfare requires resurfacing of Silsby Road from South Taylor Road to Edgerton Road in the City of University Heights; total estimated project cost \$420,000.00; 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.

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

Council President Brady referred Resolution No. R2017-0071 to the Public Works, Procurement & Contracting Committee.

- 5) R2017-0072: A Resolution authorizing an agreement with State of Ohio, Office of the Auditor in the amount not-to-exceed \$533,000.00 for an annual audit for Calendar Year 2016 for the period 1/1/2017 - 12/31/2017; 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/Fiscal Officer

Council President Brady referred Resolution No. R2017-0072 to the Finance & Budgeting Committee.

- 6) R2017-0073: A Resolution urging State Legislators to take immediate action as part of the Biennial Budget process to protect counties and transit authorities against the Loss of Medicaid Managed Care Organization Sales Tax Revenue, 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. R2017-0073 to the Finance & Budgeting Committee.

- 7) R2017-0074: A Resolution making awards on RQ37121 to various municipalities and providers, in the total amount not-to-exceed \$3,418,136.00, for various services for the Community Social Services Program for the period 1/1/2017 - 12/31/2018; 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) City of Bedford Heights in the approximate amount reasonably anticipated to be \$8,000.00 for Transportation services.
 - ii) City of Brecksville in the approximate amount reasonably anticipated to be \$59,210.00 for Adult Development and Congregate Meals services.
 - iii) City of Euclid in the approximate amount reasonably anticipated to be \$88,360.00 for Congregate Meals and Transportation services.
 - iv) City of Lakewood in the approximate amount reasonably anticipated to be \$80,720.00 for Congregate Meals and Transportation services.
 - v) City of Maple Heights in the approximate amount reasonably anticipated to be \$112,825.00 for Congregate Meals and Transportation services.
 - vi) City of Olmsted Falls in the approximate amount reasonably anticipated to be \$40,000.00 for Adult Development services.
 - vii) City of Parma Heights in the approximate amount reasonably anticipated to be \$233,400.00 for Congregate Meals and Transportation services.
 - viii) City of Solon in the approximate amount reasonably anticipated to be \$15,280.00 for Adult Development services.
 - ix) City of Strongsville in the approximate amount reasonably anticipated to be \$171,890.00 for Adult Development and Transportation services.
 - x) Catholic Charities Corporation on behalf of Fatima Family Center in the approximate amount

- reasonably anticipated to be \$18,240.00 for Adult Development services.
- xi) Catholic Charities Corporation on behalf of Hispanic Senior Center in the approximate amount reasonably anticipated to be \$39,310.00 for Adult Development and Transportation services.
 - xii) Catholic Charities Corporation on behalf of St. Martin de Porres Family Center in the approximate amount reasonably anticipated to be \$134,670.00 for Adult Development and Transportation services.
 - xiii) Catholic Charities Corporation on behalf of St. Philip-Neri Family Center in the approximate amount reasonably anticipated to be \$18,240.00 for Adult Development services.
 - xiv) Community Partnership on Aging in the approximate amount reasonably anticipated to be \$54,750.00 for Congregate Meals and Transportation services.
 - xv) The East End Neighborhood House Association in the approximate amount reasonably anticipated to be \$134,650.00 for Adult Development, Congregate Meals and Transportation services.
 - xvi) Eldercare Services Institute, LLC in the approximate amount reasonably anticipated to be \$45,000.00 for Adult Day services.
 - xvii) Eliza Bryant Village in the approximate amount reasonably anticipated to be \$113,410.00 for Adult Day and Transportation services.
 - xviii) Goodrich Gannett Neighborhood Center in the approximate amount reasonably anticipated to be \$134,060.00 for Adult Development, Congregate Meals and Transportation services.
 - xix) The Harvard Community Services Center in the approximate amount reasonably anticipated to be \$151,880.00 for Adult Development, Congregate Meals and Transportation services.
 - xx) The Mandel Jewish Community Center of Cleveland in the approximate amount reasonably anticipated to be \$228,750.00 for Adult Development, Congregate Meals and Transportation services.
 - xxi) Murtis Taylor Human Services System in the approximate amount reasonably anticipated to

- be \$126,390.00 for Adult Development, Congregate Meals and Transportation services.
- xxii) The Phillis Wheatley Association of Cleveland, Ohio in the approximate amount reasonably anticipated to be \$40,000.00 for Congregate Meals services.
- xxiii) Rose Centers for Aging Well, LLC in the approximate amount reasonably anticipated to be \$354,060.00 for Adult Development, Congregate Meals and Transportation services.
- xxiv) Rose Centers for Aging Well, LLC – East Cleveland in the approximate amount reasonably anticipated to be \$170,000.00 for Adult Development and Transportation services.
- xxv) The Salvation Army in the approximate amount reasonably anticipated to be \$145,510.00 for Adult Development, Congregate Meals and Transportation services.
- xxvi) Senior Citizen Resources, Inc. in the approximate amount reasonably anticipated to be \$133,230.00 for Adult Development, Congregate Meals and Transportation services.
- xxvii) University Settlement, Incorporated in the approximate amount reasonably anticipated to be \$181,450.00 for Adult Development, Congregate Meals and Transportation services.
- xxviii) West Side Community House in the approximate amount reasonably anticipated to be \$384,840.00 for Adult Development, Congregate Meals and Transportation services.

Sponsors: County Executive Budish/Department of Health and Human Services/Division of Senior and Adult Services **and Councilmembers Simon, Hairston, Miller, Tuma, Jones, Baker, Gallagher, Schron, Conwell, Brown and Brady**

Council President Brady referred Resolution No. R2017-0074 to the Health, Human Services & Aging Committee.

- c) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION FOR SECOND READING
 - 1) R2017-0059: 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

Committee Assignment and Chair: Finance & Budgeting – Miller

Clerk Schmotzer read Resolution No. R2017-0059 into the record.

This item will move to the April 25, 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. R2017-0055, R2017-0060, R2017-0061, R2017-0062, R2017-0063 and R2017-0064.

- 1) R2017-0055: A Resolution authorizing the County Executive to obtain and/or pledge one or more letters of credit from a bank or banks related to and in support of The MetroHealth System's Campus Transformation Project; approving and authorizing the execution of one or more indentures or other documents; authorizing other contracts and other actions related to and necessary for the matter described herein; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish and Council President Brady and Councilmembers Miller, Hairston, Gallagher, Simon, Jones, Tuma, Conwell, **Brown, Schron and Baker**

Committee Assignment and Chair: Committee of the Whole – Brady

On a motion by Mr. Miller with a second by Mr. Tuma, Resolution No. R2017-0055 was considered and adopted by unanimous vote.

- 2) R2017-0060: A Resolution authorizing a contract with Ernst & Young US, LLP in the amount not-to-exceed \$800,000.00 for analysis and assistance with implementation of various initiatives for the period 4/17/2017 - 10/16/2018; 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/Department of Law

Committee Assignment and Chair: Finance & Budgeting – Miller

Mr. Miller introduced a proposed substitute on the floor to Resolution No. R2017-0060. Discussion ensued.

A motion was then made by Mr. Miller, seconded by Mr. Brady and approved by unanimous vote to accept the proposed substitute.

Mr. Scot Rourke, Chief Information Officer, addressed Council regarding Resolution No. R2017-0060. Discussion ensued.

Councilmembers asked questions of Mr. Rourke pertaining to the item, which he answered accordingly.

Council President Brady then tabled Resolution No. R2017-0060. No further legislative action was taken on this item.

- 3) R2017-0061: A Resolution authorizing an agreement with Cuyahoga County Prosecutor's Office in the amount not-to-exceed \$2,348,203.00 for legal services for the period 1/1/2017 - 12/31/2017; 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 Health and Human Services/Division of Children and Family Services

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

On a motion by Ms. Conwell with a second by Ms. Brown, Resolution No. R2017-0061 was considered and adopted by unanimous vote.

- 4) R2017-0062: A Resolution authorizing a revenue generating agreement with Cuyahoga County Land Reutilization Corporation in the amount not-to-exceed \$6,000,000.00 for tax foreclosure services in connection with the Neighborhood

Initiative Program for the period 1/1/2017 - 12/31/2020; 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 Development and Councilmembers Hairston, Miller, **Simon, Brown, Jones, Gallagher and Tuma**

Committee Assignment and Chair: Community Development – Hairston

On a motion by Mr. Hairston with a second by Mr. Brady, Resolution No. R2017-0062 was considered and adopted by unanimous vote.

- 5) R2017-0063: A Resolution authorizing an Economic Development Fund Special Large Scale Attraction Forgivable Loan in the amount not-to-exceed \$480,000.00 to 7signal Solutions, Inc. for the benefit of a project located at 6155 Rockside Road in the City of Independence; 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

Committee Assignment and Chair: Economic Development & Planning – Schron

On a motion by Ms. Conwell with a second by Mr. Brady, Resolution No. R2017-0063 was considered and adopted by majority vote, with Councilmember Gallagher casting a dissenting vote and Councilmember Schron abstaining from the vote.

- 6) R2017-0064: A Resolution authorizing an amendment to Contract No. CE1600077-01 with Youth Opportunities Unlimited for the Temporary Assistance to Needy Families Summer Youth Employment Program for the period 5/1/2016 - 6/30/2017 to change the scope of services, effective 4/1/2017, to extend the time period to 12/31/2017, and for additional funds in the amount not-to-exceed \$9,150,000.00; 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/Cuyahoga Job and Family Services and Councilmembers Miller, Hairston, Brown, Conwell, Tuma, **Simon, Baker and Jones**

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

On a motion by Mr. Hairston with a second by Ms. Conwell, Resolution No. R2017-0064 was considered and adopted by unanimous vote.

e) CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

- 1) R2017-0051: A Resolution authorizing the County Executive, on behalf of the County, to endorse the Memorandum of Understanding among County of Cuyahoga, Cuyahoga County Board of Elections and Ohio Department of Administrative Services in connection with the use of funding for the purchase of electronic pollbooks and other necessary equipment; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish on behalf of Cuyahoga County Board of Elections

On a motion by Mr. Miller with a second by Mr. Gallagher, Resolution No. R2017-0051 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Miller reported that the Finance & Budgeting Committee will meet on Monday, April 17, 2017 at 1:00 p.m.

Mr. Tuma reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, April 19, 2017 at 9:00 a.m.

12. MISCELLANEOUS BUSINESS

Council President Brady reminded everyone that County Executive Budish will deliver the State of the County address on Wednesday, April 19, 2017 at the Huntington Convention Center of Cleveland. He also thanked Councilmembers,

Council staff and the Administration for all of their hard work during the past few months.

Ms. Brown announced that she is hosting a series of “Getting to Know Your Government Better” Town Hall meetings. The series will feature representatives from local, state and federal government. The first meeting will be held on Thursday, April 20, 2017 at 6:00 p.m. at Mount Olive Missionary Baptist Church.

13. PUBLIC COMMENT UNRELATED TO AGENDA

Ms. Loh addressed Council regarding services for homeless persons.

14. ADJOURNMENT

With no further business to discuss, Council President Brady adjourned the meeting at 5:40 p.m., without objection.