



MINUTES

**CUYAHOGA COUNTY COUNCIL SPECIAL MEETING
MONDAY, MARCH 16, 2020
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
2:00 PM**

1. CALL TO ORDER

Council President Brady called the meeting to order at 2:03 p.m.

2. ROLL CALL

Council President Brady asked Deputy Clerk Carter to call the roll. Councilmembers Baker, Miller, Tuma, Gallagher, Conwell, Jones, Brown, Stephens and Brady were in attendance and a quorum was determined. Councilmembers Schron and Simon entered the meeting after the roll-call was taken.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Brady asked for a moment of silent meditation be dedicated to the people that Council has pledged to serve during this difficult time.

5. PUBLIC COMMENT

There were no public comments given.

6. APPROVAL OF MINUTES

- a) March 10, 2020 Committee of the Whole Meeting
- b) March 10, 2020 Regular Meeting

A motion was made by Mr. Miller, seconded by Ms. Brown and approved by unanimous vote to approve the minutes from the March 10, 2020 Committee of the Whole and Regular meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

Council President Brady stated that the purpose of the Special Meeting was to consider legislation that would allow for flexibility for emergency spending and additional administrative leave for employees during this health crisis. Council President Brady also announced that the March 24th Council meeting would be canceled and discouraged any upcoming Committee meetings. Council will not be out of session, but Councilmembers will be communicating remotely with each other, staff and the administration. He also commended Governor DeWine for his leadership and encouraged everyone to watch the daily press conferences and updates from the Department of Health.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish reported that the County is working to manage the current health crisis. He noted that we will all need to make sacrifices, but those sacrifices will save lives. The County is managing the crisis with a team that includes the County Board of Public Health, Emergency Management, State and City Departments of Health, emergency service providers, courts and Prosecutor's office. There has also been enhanced custodial services to sanitize buildings. He thanked Governor DeWine for his leadership and announced that a countywide emergency was declared last week. County Executive Budish also announced that he submitted legislation to facilitate the process of making emergency purchases as well as legislation that would grant 80 hours of administrative sick leave for employees. He encouraged sick employees to stay home and is working with department directors to identify employees who may be able to work from home. He also thanked Council for their assistance in helping to manage this pandemic.

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. R2020-0067.

- 1) R2020-0067: 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 6/30/2024; 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: Councilmember Simon

On a motion by Ms. Simon, seconded by Ms. Conwell, Resolution No. R2020-0067 was considered and adopted by majority vote, with Mr. Schron casting the only dissenting vote.

- b) DISCHARGE FROM COMMITTEE AND CONSIDERATION OF RESOLUTIONS 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 Rules 9D requiring three readings and 12S discharging from committee by petition, dispensing with committee review and discharging Resolution Nos. R2020-0061 and R2020-0062 to the full Council for consideration for final passage.

- 1) R2020-0061: A Resolution amending Resolution No. R2016-0218 dated 12/13/2016, as amended by Resolution No. R2018-0067 dated 4/10/2018, which authorized an Economic Development Fund Redevelopment and Modernization Loan to Detroit Shoreway Community Development Organization for the benefit of a project located at 11801 - 11825 Lorain Avenue in the City of Cleveland, by extending the Resolution sunset, converting the loan to a grant and changing the funding recipient to Friends of Historic Variety Theatre, Inc.; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Council President Brady

Committee Assignment and Chair: Community Development – Jones

On a motion by Mr. Brady with a second by Ms. Conwell, Resolution No. R2020-0061 was considered and adopted by unanimous vote.

- 2) R2020-0062: A Resolution authorizing a Community Development Fund grant in the amount of \$25,000.00 to Northeast Ohio Alliance For Hope for the benefit of the East

Cleveland Supported Development Model – Stage One: Community Development Partner Capacity-building, located in the City of East Cleveland; authorizing County Council Staff to prepare all documents to effectuate said grant; and authorizing the County Executive to execute all documents consistent with said grant and this Resolution.

Sponsors: Councilmembers Stephens, Simon, Jones and Miller

Committee Assignment and Chair: Community Development – Jones

On a motion by Mr. Brady with a second by Mr. Schron, Resolution No. R2020-0062 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. R2020-0068, R2020-0069, R2020-0070, R2020-0071, R2020-0072, R2020-0073, R2020-0074, R2020-0075, R2020-0076, R2020-0077 and R2020-0078.

- 1) R2020-0068: A Resolution amending the 2020/2021 Biennial Operating Budget for 2020 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; 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. Brady with a second by Ms. Conwell, Resolution No. R2020-0068 was considered and adopted by unanimous vote.

- 2) R2020-0069: A Resolution authorizing Title IV-D Cooperative Agreements with various providers, in the total amount not-to-exceed \$100,197.55, for child support services for the period 1/1/2020 - 12/31/2020; authorizing the County Executive to execute the agreements and all other documents

consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective:

- i) Cuyahoga County Treasurer's Office in the amount not-to-exceed \$75,434.60.
- ii) Cuyahoga County Court of Common Pleas/Division of Juvenile Court/Cashiers Department in the amount not-to-exceed \$24,762.90.

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

On a motion by Ms. Conwell with a second by Ms. Brown, Resolution No. R2020-0069 was considered and adopted by unanimous vote.

- 3) R2020-0070: A Resolution authorizing Title IV-D Cooperative Agreements with various providers, in the total amount not-to-exceed \$10,691,877.95, for child support services for the period 1/1/2020 - 12/31/2020; authorizing the County Executive to execute the agreements and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective:

- i) Cuyahoga County Court of Common Pleas/Division of Domestic Relations in the amount not-to-exceed \$3,478,347.82.
- ii) Cuyahoga County Court of Common Pleas/Division of Juvenile Court in the amount not-to-exceed \$3,524,852.31.
- iii) Cuyahoga County Prosecuting Attorney's Office in the amount not-to-exceed \$3,688,677.82.

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

On a motion by Ms. Conwell with a second by Ms. Brown, Resolution No. R2020-0070 was considered and adopted by unanimous vote.

- 4) R2020-0071: A Resolution confirming the County Executive's reappointment of various individuals to serve on the Cuyahoga County Community Improvement Corporation Board of Trustees for various terms, and declaring the

necessity that this Resolution become immediately effective:

- i) Richard Perry for the term 1/2/2020 - 1/1/2023;
and
- ii) Matthew P. Carroll for the term 4/1/2020 -
3/32/2023.

Sponsor: County Executive Budish

On a motion by Ms. Brown with a second by Ms. Conwell, Resolution No. R2020-0071 was considered and adopted by unanimous vote.

- 5) R2020-0072: A Resolution extending the appointment of Interim Director of the Department of Health and Human Services David Merriman, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

On a motion by Mr. Brady with a second by Ms. Conwell, Resolution No. R2020-0072 was considered and adopted by unanimous vote.

- 6) R2020-0073: A Resolution making an award on RQ47414 to Schirmer Construction, LLC in the amount not-to-exceed \$1,376,301.00 for rehabilitation of Bishop Road Bridge No. 01.78 over the East Branch of Euclid Creek in the City of Highland 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 said amount 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 Simon**

On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2020-0073 was considered and adopted by unanimous vote.

- 7) R2020-0074: A Resolution making an award on RQ47752 to The Vallejo Company in the amount not-to-exceed \$3,991,132.48 for resurfacing East 116th Street from Miles

Road to Union Avenue in the City of Cleveland; 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 \$997,783.12 to fund a portion of 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 Councilmembers Brown and Jones**

On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2020-0074 was considered and adopted by unanimous vote.

- 8) R2020-0075: A Resolution making an award on RQ47718 to Chagrin Valley Paving, Inc. in the amount not-to-exceed \$2,504,354.06 for resurfacing Ridge Road from Memphis Avenue to Denison Avenue in the Cities of Brooklyn and Cleveland; 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 \$150,261.24 to fund a portion of said contract; and declaring the necessity that this Resolution become immediately effective.

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

On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2020-0075 was considered and adopted by unanimous vote.

- 9) R2020-0076: A Resolution making an award on RQ47462 to United Survey, Inc. in the amount not-to-exceed \$3,041,074.50 for the 2020 Sewer Rehabilitation Program in various County Sewer Districts for the period 6/1/2020 - 5/31/2022; 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

On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2020-0076 was considered and adopted by unanimous vote.

- 10) R2020-0077: A Resolution making awards to various municipalities, in the total amount of \$3,188,198.00, for various municipal grant projects in connection with the 2019 Community Development Block Grant Municipal Grant Program for the period 4/1/2020 - 3/31/2021; 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.

Sponsors: County Executive Budish/Department of Development **and Councilmembers Baker, Miller, Tuma, Gallagher, Schron, Conwell, Jones, Brown, Stephens and Brady**

Mr. Theodore Carter, Chief Economic Development Officer; and Ms. Sara Parks Jackson, Housing and Community Development Administrator, addressed Council regarding Resolution No. R2020-0077. Discussion ensued.

Councilmembers asked questions of Mr. Carter and Ms. Parks Jackson pertaining to the item, which they answered accordingly.

On a motion by Mr. Jones with a second by Ms. Brown, Resolution No. R2020-0077 was considered and adopted by unanimous vote.

- 11) R2020-0078: A Resolution making awards to various municipalities and non-profit organizations, in the total amount of \$1,610,364.00, for various projects or programs in connection with the 2020 Community Development Supplemental Grant Program for the period 4/1/2020 - 3/31/2021; authorizing the County Executive to execute the agreements and contracts and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Development **and Councilmembers Baker, Miller, Tuma, Gallagher, Schron, Conwell, Jones, Brown, Stephens and Brady**

On a motion by Mr. Jones with a second by Ms. Brown, Resolution No. R2020-0078 was considered and adopted by unanimous vote.

b) **CONSIDERATION OF ORDINANCES 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 Ordinance Nos. O2020-0006 and O2020-0007.

- 1) O2020-0006: An Ordinance amending Cuyahoga County Code Section 501.08 Emergency Contracting Authority, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive Budish, Council President Brady and Councilmember Conwell

County Executive Budish and Mr. Gregory Huth, Director of Law, addressed Council regarding Ordinance No. O2020-0006. Discussion ensued.

Councilmembers asked questions of Messrs. Budish and Huth pertaining to the item, which they answered accordingly.

On a motion by Ms. Conwell with a second by Ms. Brown, Ordinance No. O2020-0006 was considered and adopted by unanimous vote.

- 2) O2020-0007: An Uncodified Ordinance providing for paid emergency administrative leave for County employees, and allowing the County Executive or his designee to temporarily expand the use of existing paid sick leave and unpaid personal leave of absence, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive Budish, Council President Brady and Councilmembers Simon, Conwell, Jones, Brown, Miller, Stephens, Tuma and Gallagher

Ms. Holly Woods, Interim Director of Human Resources; Mr. Huth; and County Executive Budish addressed Council regarding Ordinance No. O2020-0007. Discussion ensued.

Councilmembers asked questions of Ms. Woods, Mr. Huth and County Executive Budish pertaining to the item, which they answered accordingly.

On a motion by Mr. Brady with a second by Ms. Brown, Ordinance No. O2020-0007 was considered and adopted by majority roll-call vote, with Mr. Schron casting the only dissenting vote.

- c) DISCHARGE FROM COMMITTEE AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Brady, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rules 9D requiring three readings and 12S discharging from committee by petition, dispensing with committee review and discharging Resolution Nos. R2020-0064, R2020-0065 and R2020-0066 to the full Council for consideration for final passage.

- 1) R2020-0064: 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) Appointment:

- a) Brandy Carney for an unexpired term ending 12/31/2021.

- ii) Reappointment:

- a) Scott S. Osiecki for the term 1/1/2019 - 12/31/2021.

Sponsor: County Executive Budish

On a motion by Ms. Brown with a second by Mr. Brady, Resolution No. R2020-0064 was considered and adopted by unanimous vote.

- 2) R2020-0065: A Resolution authorizing an Economic Development Fund Business Growth and Attraction Loan in the amount not-to-exceed \$1,500,000.00 to Saucy Brew Works Independence LLC for the benefit of a project to be located at 5810 Rockside Woods Boulevard North 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

Mr. Michael May, Development Administrator, and Mr. Bob Flato, Senior Development Finance Analyst, addressed Council regarding Resolution No. R2020-0065. Discussion ensued.

Councilmembers asked questions of Messrs. May and Flato pertaining to the item, which they answered accordingly.

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2020-0065 was considered and adopted by unanimous vote.

- 3) R2020-0066: A Resolution authorizing a U.S. Environmental Protection Agency Brownfield Revolving Loan in the amount not-to-exceed \$1,000,000.00 to Saint-Servan Centre Ltd. for an asbestos remediation project located at 4291 Richmond Road in the City of Warrensville Heights in connection with the SilverPoint Redevelopment Site Project; 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.

Sponsors: County Executive Budish/Department of Development **and Brown**

Committee Assignment and Chair: Community Development – Jones

On a motion by Mr. Schron with a second by Ms. Brown, Resolution No. R2020-0066 was considered and adopted by unanimous vote.

d) CONSIDERATION OF RESOLUTIONS FOR THIRD READING ADOPTION

- 1) R2020-0047: A Resolution authorizing an Economic Development Special Large-Scale Leverage Incentive Grant in the amount not-to-exceed \$14,000,000.00 to The Sherwin-Williams Company for the benefit of the Headquarters Project to be located in the City of Cleveland and the Research and Development Facility Project to be located in the City of Brecksville; authorizing the County Executive and/or Director

of Development to execute all documents consistent with said grant and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Development **and Councilmembers Schron, Tuma, Baker, Simon and Stephens**

On a motion by Mr. Schron with a second by Mr. Brady, Resolution No. R2020-0047 was considered and adopted by unanimous vote.

- 2) R2020-0055: A Resolution authorizing a state contract with Great Lakes Petroleum in the amount not-to-exceed \$1,236,000.00 for the purchase of fuel for various County facilities for the period 4/1/2020 - 3/31/2022; 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 Public Works

On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2020-0047 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Miller reported that the Finance & Budgeting Committee meetings scheduled for Monday, March 30th and Monday, April 6th are canceled. The Committee of the Whole meeting scheduled for Thursday, April 9th is also canceled.

12. MISCELLANEOUS BUSINESS

Mr. Miller stated that he will work with the administration and Council leadership to discuss how closures will affect the County's finances.

Ms. Simon reported that there is currently a vacancy for the Airport Manager position.

Ms. Conwell stated that she would like to get more information regarding precautions for employees who are in contact with the public.

Ms. Baker reported that she recently attended a meeting regarding the ERP project.

13. ADJOURNMENT

With no further business to discuss, Council President Brady adjourned the meeting at 3:16 p.m., without objection.