



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, MARCH 8, 2016
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 Germana, Gallagher, Schron, Conwell, Jones, Brown, Hairston, Simon, Greenspan, Miller and Brady were in attendance and a quorum was determined.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Mr. Greenspan requested a moment of silent mediation in memory of former First Lady Nancy Reagan, who recently passed away.

5. PUBLIC COMMENT RELATED TO AGENDA

Rev. Pamela Pinkney Butts addressed Council regarding various agenda and non-agenda items.

Mr. Gregory Cifra addressed Council regarding Resolution No. R2016-0039, a Resolution making awards to various municipalities, in the total amount of

\$1,486,400.00, for various municipal grant projects for the 2016 Community Development Block Grant Municipal Grant Program.

6. APPROVAL OF MINUTES

- a) February 23, 2016 Committee of the Whole Meeting
- b) February 23, 2016 Regular Meeting

A motion was made by Mr. Hairston, seconded by Mr. Miller and approved by unanimous vote to approve the minutes of the February 23, 2016 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

County Executive Budish reminded everyone to vote for Issue 23, Cuyahoga County's Health and Human Services Levy, on Tuesday, March 15, 2016.

9. LEGISLATION INTRODUCED BY COUNCIL

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

- 1) R2016-0048: 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 6/30/2020; 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

Council President Brady referred Resolution No. R2016-0048 to the Education, Environment & Sustainability 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 Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution No. R2016-0035.

- 1) R2016-0035: 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 Conwell on behalf of Cuyahoga County Personnel Review Commission

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

On a motion by Ms. Conwell with a second by Mr. Brady, Resolution No. R2016-0035 was considered and adopted by unanimous vote.

- c) CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- 1) O2016-0008: An Ordinance amending Section 202.18 of the Cuyahoga County Code to provide for creation and adoption of a County Sustainability ~~Strategic~~ Plan.

Sponsors: Councilmembers Miller and Simon **and County Executive Budish/Department of Sustainability**

Council President Brady referred Ordinance No. O2016-0008 to the Education, Environment & Sustainability Committee.

10. LEGISLATION INTRODUCED BY EXECUTIVE

- a) CONSIDERATION OF RESOLUTIONS FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2016-0049 and R2016-0050.

- 1) R2016-0049: 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 6 employees in the classifications of Airport Technician II and III

at the Department of Public Works/Cuyahoga County Regional Airport for the period 12/1/2013 - 11/30/2016 to establish terms of the wage re-opener and to modify Article 32; 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. R2016-0049 was considered and adopted by unanimous vote.

- 2) R2016-0050: A Resolution amending the 2016/2017 Biennial Operating Budget for 2016 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. Greenspan with a second by Mr. Miller, Resolution No. R2016-0050 was considered and adopted by unanimous vote.

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

- 1) R2016-0051: A Resolution confirming the County Executive's appointment of Thomas D. Pristow, upon his taking the oath of office, as Director of the Department of Health and Human Services; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2016-0051 to the Committee of the Whole.

- 2) R2016-0052: A Resolution confirming the County Executive's appointment of various individuals to serve on the Child Abuse and Child Neglect Regional Prevention Council of the Ohio Children's Trust Fund representing the Great Lakes Region for an unexpired term ending 12/31/2017, and declaring the necessity that this Resolution become immediately effective:

- i) Councilmember Dale Miller
- ii) Robin Martin

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2016-0052 to the Human Resources, Appointments & Equity Committee.

- 3) R2016-0053: A Resolution confirming the County Executive's appointment of various individuals to serve on the Cuyahoga Arts and Culture Board of Trustees for various terms, and declaring the necessity that this Resolution become immediately effective:

- i) Gwendolyn Garth for an unexpired term ending 3/31/2017.
- ii) Mark Avsec for the term 4/1/2016 - 3/31/2019.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2016-0053 to the Human Resources, Appointments & Equity Committee.

- 4) R2016-0054: A Resolution confirming the County Executive's reappointment or appointment of various individuals to serve on the Cuyahoga County Corrections Planning Board for various terms, and declaring the necessity that this Resolution become immediately effective:

- i) Reappointments for the term 1/1/2016 - 12/31/2018:
 - a) The Honorable K. J. Montgomery
 - b) Arthur B. Hill
 - c) Paul Jurcisin
 - d) Russel R. Brown III

- ii) Appointment for an unexpired term ending 12/31/2018:
 - a) Dean Jenkins

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2016-0054 to the Human Resources, Appointments & Equity Committee.

- 5) R2016-0055: A Resolution confirming the County Executive's reappointment or appointment of various individuals to serve on the Tax Incentive Review Council for various terms, and declaring the necessity that this Resolution become immediately effective:
 - i) Reappointments for the term 1/1/2016 - 12/31/2016:
 - a) Joseph Farris
 - b) Marionette Richardson-Scott
 - c) Joseph Micciulla
 - ii) Appointment for an unexpired term ending 12/31/2016:
 - a) Lisa Rocco

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2016-0055 to the Human Resources, Appointments & Equity Committee.

- 6) R2016-0056: A Resolution confirming the County Executive's reappointment or appointment of various individuals to serve on the Western Reserve Area Agency on Aging Board of Trustees for various terms, and declaring the necessity that this Resolution become immediately effective:
 - i) Reappointments for the term 1/1/2016 - 12/31/2018:
 - a) Constance Hill-Johnson
 - b) Sue Biagianti

- ii) Appointment for an unexpired term ending 12/31/2018:

- a) Eric Martin

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2016-0056 to the Human Resources, Appointments & Equity Committee.

- 7) R2016-0057: A Resolution making an award on RQ36073 to Kokosing Construction Company, Inc. in the amount not-to-exceed \$1,628,050.70 for 2016 Operations Resurfacing Program – Group 4, located in various municipalities; 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:
 - i) Bradley Road from North Olmsted West Corporation Line to Center Ridge Road in the Cities of North Olmsted and Westlake.
 - ii) Mastick Road from Columbia Road to North Olmsted East Corporation Line in the City of North Olmsted.

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

Council President Brady referred Resolution No. R2016-0057 to the Public Works, Procurement & Contracting Committee.

- 8) R2016-0058: A Resolution authorizing an amendment to Agreement No. AG1400025-01 with Cuyahoga County Board of Developmental Disabilities for Individual Options Waiver eligibility verification services for reimbursement of Medicaid Home and Community-Based Services for the period 1/1/2014 - 12/31/2015 to extend the time period to 12/31/2017 and for additional funds in the amount not-to-exceed \$1,338,444.41; 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/Division of Children and Family Services

Council President Brady referred Resolution No. R2016-0058 to the Health, Human Services & Aging Committee.

9) R2016-0059: A Resolution authorizing agreements with various providers, in the total amount not-to-exceed \$11,971,371.64, for child support services for the period 1/1/2016 - 12/31/2016; 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 \$4,289,173.92.
- ii) Cuyahoga County Court of Common Pleas/Division of Juvenile Court in the amount not-to-exceed \$3,930,853.72.
- iii) Cuyahoga County Prosecuting Attorney's Office in the amount not-to-exceed \$3,751,344.00.

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

Council President Brady referred Resolution No. R2016-0059 to the Health, Human Services & Aging Committee.

10) R2016-0060: A Resolution authorizing agreements with various providers, in the total amount not-to-exceed \$91,857.49, for child support services for the period 1/1/2016 - 12/31/2016; 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 \$67,965.33.

- ii) Cuyahoga County Court of Common Pleas/Division of Juvenile Court in the amount not-to-exceed \$23,892.16.

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

Council President Brady referred Resolution No. R2016-0060 to the Health, Human Services & Aging Committee.

c) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- 1) R2016-0038: A Resolution authorizing the County Executive, on behalf of the County, to endorse the Memorandum of Understanding among City of Cleveland, Construction Employers Association, Hispanic Roundtable, Hard Hatted Women, Urban League of Greater Cleveland, Greater Cleveland Partnership, Cuyahoga Community College, Cleveland Metropolitan School District and Cleveland Building and Construction Trades Council regarding Community Benefits and Inclusion; authorizing the County Executive to execute the Memorandum of Understanding and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish and Councilmembers Brady, Brown, Conwell, Hairston, Jones and Miller

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

Clerk Schmotzer read Resolution No. R2016-0038 into the record.

This item will move to the March 22, 2016 Council meeting agenda for consideration for third reading adoption.

- 2) R2016-0042: A Resolution declaring that public convenience and welfare requires replacement of Pleasant Valley Bridge No. 09.68 over Cuyahoga River in the City of Independence and Village of Valley View; total estimated project cost \$10,000,000.00; 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 and execute 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

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

Clerk Schmotzer read Resolution No. R2016-0042 into the record.

This item will move to the March 22, 2016 Council meeting agenda for consideration for third reading adoption.

- 3) R2016-0043: A Resolution declaring that public convenience and welfare requires rehabilitation of Cedar Point Bridge No. 00.49 over Rocky River located in Cleveland Metropolitan Park District in the City of North Olmsted; total estimated project cost \$2,268,000.00; 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 and execute all necessary agreements with said District and 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

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

Clerk Schmotzer read Resolution No. R2016-0043 into the record.

This item will move to the March 22, 2016 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 Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2016-0029, R2016-0037, R2016-0044, R2016-0045, R2016-0046 and R2016-0047.

- 1) R2016-0029: A Resolution confirming the County Executive's appointment of Theodore N. Carter, upon his taking the oath of office, as Director of Development; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Committee Assignment and Chair: Committee of the Whole – Brady

On a motion by Mr. Brady with a second by Mr. Germana, Resolution No. R2016-0029 was considered and adopted by unanimous vote.

[Clerk's Note: Immediately after passage of Resolution No. R2016-0029, County Executive Budish administered the oath of office to Theodore Carter.]

- 2) R2016-0037: A Resolution confirming the County Executive's appointment of The Honorable Cyril Kleem to serve on the Cuyahoga County Planning Commission representing the Southwest Region for an unexpired term ending 12/31/2018, and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish and Councilmember Gallagher

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

On a motion by Ms. Conwell with a second by Ms. Brown, Resolution No. R2016-0037 was considered and adopted by unanimous vote.

- 3) R2016-0044: A Resolution authorizing an agreement with City of Cleveland/Department of Public Health in the amount not-to-exceed \$682,276.00 for administration and coordination of the MomsFirst Program in connection with the Invest in Children Program for the period 1/1/2016 - 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.

Sponsors: County Executive Budish/Department of Health and Human Services/Division of Community Initiatives/Office of

Early Childhood and Councilmembers Hairston, Brown,
Miller, Conwell and Jones

Committee Assignment and Chair: Education, Environment &
Sustainability – Simon

**On a motion by Mr. Schron with a second by Ms. Brown, Resolution No. R2016-0044
was considered and adopted by unanimous vote.**

- 4) R2016-0045: A Resolution authorizing a contract with Starting Point in the amount not-to-exceed \$1,429,090.00 for administration and coordination of the Teacher Education and Compensation Help Program, Early Care and Education Professional Development System and Early Care and Education Center Capacity Expansion System in connection with the Invest in Children Program for the period 1/1/2016 - 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/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

Committee Assignment and Chair: Education, Environment &
Sustainability – Simon

On a motion by Ms. Brown with a second by Ms. Conwell, Resolution No. R2016-0045 was considered and adopted by unanimous vote.

- 5) R2016-0046: A Resolution authorizing a contract with Starting Point in the amount not-to-exceed \$2,867,102.00 for administration and coordination of the Family Child Care Home Professional Development System in connection with the Invest in Children Program for the period 1/1/2016 - 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/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

On a motion by Ms. Brown with a second by Mr. Jones, Resolution No. R2016-0046 was considered and adopted by unanimous vote.

- 6) R2016-0047: A Resolution authorizing a contract with Starting Point in the amount not-to-exceed \$3,967,986.00 for administration and coordination of the Special Needs Child Care System in connection with the Invest in Children Program for the period 1/1/2016 - 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.

Sponsors: County Executive Budish/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood **and Councilmember Hairston**

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

On a motion by Ms. Brown with a second by Ms. Conwell, Resolution No. R2016-0047 was considered and adopted by unanimous vote.

e) CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

- 1) R2016-0039: A Resolution making awards to various municipalities, in the total amount of \$1,486,400.00, for various municipal grant projects for the 2016 Community Development Block Grant Municipal Grant Program for the period 4/1/2016 - 12/31/2016; 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 Berea in the amount not-to-exceed \$150,000.00 for the North Rocky River Drive Corridor Improvement Project.
 - ii) City of Fairview Park in the amount not-to-exceed \$136,400.00 for the Sidewalk Improvement Project.

- iii) City of Garfield Heights in the amount not-to-exceed \$150,000.00 for the Dressler Avenue Pavement Resurfacing Project.
- iv) Village of Highland Hills in the amount not-to-exceed \$150,000.00 for the Targeted Beautification Program.
- v) City of Maple Heights in the amount not-to-exceed \$150,000.00 for the Stafford Park Entrance Road Resurfacing Project.
- vi) City of Mayfield Heights in the amount not-to-exceed \$150,000.00 for the West Minor Road Repair and Resurfacing Project.
- vii) Village of Newburgh Heights in the amount not-to-exceed \$150,000.00 for the East 44th Street Reconstruction Project.
- viii) City of Parma Heights in the amount not-to-exceed \$150,000.00 for the Pearl Road Corridor ADA Curb Ramp Replacement Program.
- ix) City of University Heights in the amount not-to-exceed \$150,000.00 for the Cedarbrook Road Resurfacing Project.
- x) Village of Woodmere in the amount not-to-exceed \$150,000.00 for the Brainard Road Improvement Project.

Sponsors: County Executive Budish/Department of Development and Councilmembers Gallagher, Brown, Germana, Simon, Greenspan, Jones **and Hairston**

On a motion by Mr. Gallagher with a second by Mr. Hairston, Resolution No. R2016-0047 was considered and adopted by unanimous vote.

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

- 1) O2016-0009: An Ordinance enacting Chapter 808 of the Cuyahoga County Code to establish the Cuyahoga County Green Community Program and provide for matters relating

to said Program, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive Budish/Department of Sustainability and Councilmember Miller

Council President Brady referred Ordinance No. O2016-0009 to the Education, Environment & Sustainability Committee.

11. MISCELLANEOUS COMMITTEE REPORTS

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, March 29, 2016 at 10:00 a.m.

Mr. Germana reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, March 16, 2016 at 10:00 a.m.

Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, March 16, 2016 at 3:00 p.m.

Mr. Miller reported that the Council Operations & Intergovernmental Relations Committee will meet on Tuesday, March 29, 2016 at 3:00 p.m. and on Tuesday, April 5, 2016 at 3:00 p.m.

Mr. Jones reported that the Health, Human Services & Aging Committee will meet on Wednesday, March 16, 2016 at 1:00 p.m.

12. MISCELLANEOUS BUSINESS

Mr. Greenspan reported that he is hosting a Town Hall meeting on Wednesday, March 9, 2016 at 7:00 p.m. at Fairview Park City Hall and that the Newly Elected Officials Training Program was held in Council Chambers on Friday, March 4th and Saturday, March 5, 2016.

Ms. Brown reported that she recently met with representatives from Dance Cleveland in celebration of National Arts Advocacy Day.

Mr. Miller reported that he attended the March 4, 2016 dedication for the Open Table program.

13. PUBLIC COMMENT UNRELATED TO AGENDA

Rev. Pamela Pinkney Butts addressed Council regarding various non-agenda items.

14. ADJOURNMENT

With no further business to discuss, Council President Brady adjourned the meeting at 5:32 p.m., without objection.