



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, MARCH 10, 2015
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 Miller, Gallagher, Schron, Conwell, Jones, Hairston, Simon, Greenspan and Brady were in attendance and a quorum was determined. Councilmembers Germana and Brown were absent from the meeting.

A motion was made by Mr. Miller, seconded by Mr. Brady and approved by unanimous vote to excuse Mr. Germana and Ms. Brown from the meeting.

3. PLEDGE OF ALLEGIANCE

The pledge of allegiance was recited.

4. SILENT MEDITATION

Council President Brady requested a moment of silence be dedicated to reflect on the significance of the march from Selma to Montgomery, Alabama.

5. PUBLIC COMMENT RELATED TO AGENDA

The following citizens addressed Council regarding issues of concern to them relating to Resolution No. R2015-0049, a Resolution authorizing the issuance and sale of

County sales tax revenue bonds, in an aggregate principal amount not-to-exceed \$13,000,000.00, for the purpose of paying or reimbursing the costs of constructing, reconstructing, refurbishing, renovating and improving permanent improvements to publicly owned park space known as Public Square:

- 1) Mr. Rico Dancy**
- 2) Mr. Satindur Puri**

[Clerk's Note: In accordance with Rule 6B of the County Council Rules, a parliamentary motion was made by Mr. Brady, seconded by Mr. Miller and approved by unanimous vote to add Resolution Nos. R2015-0054 and R2015-0055 to the agenda under item No. 10.b) for consideration for first reading and referral to committee.]

6. APPROVAL OF MINUTES

- a) February 24, 2015 Committee of the Whole Meeting**
- b) February 24, 2015 Regular Meeting**

A motion was made by Mr. Brady, seconded by Mr. Greenspan and approved by unanimous vote to approve the minutes of the February 24, 2015 Committee of the Whole and Regular meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

There were no announcements from the Council President.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish reported the following:

- a) Recently released the Transition Workgroup report. Important suggestions were made and guidance was provided as to how we should move forward in County government. It is a first step in continuous conversations with the community to ensure that the Administration is doing the right thing.**
- b) Filed an amicus brief with the Ohio Supreme Court in support of marriage equality. Ohio is one of fifteen states that does not have full marriage equality for all of its' citizens. Cuyahoga County should welcome all people to work and live here. As the largest child welfare agency in the state, Cuyahoga County has a vested interest in the court's decision and the impact it will have on services.**

- c) **Received round one of the Demolition Fund applications. Twenty-two applications were received with requests totaling \$10.5 million dollars for 570 homes to be demolished. Staff is currently reviewing the eligibility requirements and will keep Council apprised.**
- d) **Met with Mr. Brandon Chrostowski, owner of Edwins Leadership & Restaurant Institute, as part of his initiative to meet 100 business leaders in the first 100 days of his administration.**

9. LEGISLATION INTRODUCED BY COUNCIL

- a) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Schron and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2015-0037 and R2015-0038.

- 1) R2015-0037: A Resolution approving the reappointment of Thomas L. Colaluca to serve on the Cuyahoga County Personnel Review Commission for the term 3/8/2015 - 3/7/2021, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Conwell and Hairston

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

Ms. Conwell introduced a proposed substitute to Resolution No. R2015-0037. Discussion ensued.

A motion was then made by Ms. Conwell, seconded by Mr. Gallagher and approved by unanimous vote to accept the proposed substitute.

On a motion by Mr. Gallagher with a second by Mr. Schron, Resolution No. R2015-0037 was considered and adopted, as substituted.

- 2) R2015-0038: A Resolution supporting the application of The Chesler Group, Inc. to Ohio Development Services Agency for Ohio Historic Preservation Tax Credits for restoration of Stager-Beckwith Mansion, located at 3813 Euclid Avenue, Cleveland; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Conwell

Committee Assignment and Chair: Community Development
– Hairston

On a motion by Ms. Conwell with a second by Mr. Miller, Resolution No. R2015-0038 was considered and adopted by majority vote, with Mr. Brady recusing himself from the vote.

b) COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR SECOND READING

- 1) O2015-0007: An Ordinance amending Section 208.01 of the Cuyahoga County Code to change the number of members serving on the Citizens' Advisory Council on Equity from fifteen to a range of nine to fifteen.

Sponsors: Councilmembers Conwell and Miller

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

Clerk Schmotzer read Ordinance No. O2015-0007 into the record.

This item will move to the March 24, 2015 Council meeting agenda for consideration for third reading adoption.

c) CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR THIRD READING ADOPTION

- 1) O2015-0002: An Ordinance amending Section 206.06 of the Cuyahoga County Code to update the operating rules of the Charter Review Commission.

Sponsors: Councilmembers Miller and Conwell

On a motion by Mr. Miller with a second by Mr. Brady, Ordinance No. O2015-0002 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 Mr. Schron and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2015-0044, R2015-0045 and R2015-0046.

- 1) R2015-0044: A Resolution amending the 2014/2015 Biennial Operating Budget for 2015 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 & Management

A motion was made by Mr. Greenspan, seconded by Mr. Brady and approved by unanimous vote to amend Resolution No. R2015-0044 by deleting item "B" in Section 2.

On a motion by Mr. Greenspan with a second by Mr. Schron, Resolution No. R2015-0044 was considered and adopted by unanimous vote, as amended.

- 2) R2015-0045: A Resolution approving an amendment to a Collective Bargaining Agreement between Cuyahoga County and Teamsters Local 436, affiliated with the International Brotherhood of Teamsters, representing approximately 70 employees in various classifications in the Department of Public Works for the period 1/1/2013 - 12/31/2015 to modify language in Article 32: Wages; 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. Schron, Resolution No. R2015-0045 was considered and adopted by unanimous vote.

- 3) R2015-0046: A Resolution accepting/rejecting the report containing findings and recommendations of Fact-finder Thomas J. Nowel regarding negotiations between Cuyahoga

County and Ohio Patrolmen's Benevolent Association for a collective bargaining agreement representing approximately 126 employees in the classification of Protective Services Officer, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Law and County Sheriff

A motion was made by Mr. Brady, seconded by Mr. Schron and approved by unanimous vote to amend Resolution No. R2015-0046 by deleting the words "rejecting" and "rejected" throughout the Resolution.

On a motion by Mr. Brady with a second by Ms. Conwell, Resolution No. R2015-0046 was considered and adopted by unanimous vote, as amended.

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

- 1) **R2015-0047: A Resolution confirming the County Executive's appointment of Clifford E. Pinkney, upon his taking the oath of office, as Cuyahoga County Sheriff; and declaring the necessity that this Resolution become immediately effective.**

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0047 to the Committee of the Whole.

[Clerk's Note: In accordance with Rule 6B of the County Council Rules, the following items were added to the agenda and read into the record by the Clerk of Council.]

R2015-0054: A Resolution confirming the County Executive's reappointment of Joseph Gibbons to serve on the Cuyahoga Arts and Culture Board of Trustees for the term 4/1/2015 - 3/31/2018, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0054 to the Human Resources, Appointments & Equity Committee.

R2015-0055: A Resolution confirming the County Executive's appointment or reappointment of various individuals to

serve on the Cuyahoga Community College Board of Trustees for the term 1/17/2015 - 1/16/2020, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0055 to the Human Resources, Appointments & Equity Committee.

- 2) R2015-0048: A Resolution making an award on RQ32756 to The Triad Engineering and Contracting Co. in the amount not-to-exceed \$694,765.00 for replacement of Warrensville Center Road Culvert No. 05.13 in the City of Shaker Heights; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$7.50 License Tax Funds in the amount of \$555,812.00 to fund said contract; and declaring the necessity that this Resolution become immediately effective.

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

Council President Brady referred Resolution No. R2015-0048 to the Public Works, Procurement & Contracting Committee.

- 3) R2015-0049: A Resolution authorizing the issuance and sale of County sales tax revenue bonds, in an aggregate principal amount not-to-exceed \$13,000,000.00, for the purpose of paying or reimbursing the costs of constructing, reconstructing, refurbishing, renovating and improving permanent improvements to publicly owned park space known as Public Square, together with all necessary appurtenances and work incidental thereto, and for the purpose of paying any capitalized interest on the bonds and paying the costs of issuance in connection therewith; authorizing the execution of one or more agreements in cooperation with other parties and in furtherance of the project, authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official statement; approving and authorizing the execution of a trust indenture and a continuing disclosure agreement; authorizing other actions related to the issuance

of the bonds; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Development

Council President Brady referred Resolution No. R2015-0049 to the Committee of the Whole.

- 4) R2015-0050: A Resolution making a Cuyahoga County 9-1-1 Consolidation Shared Services Fund award to City of Beachwood on behalf of Eastside Departments Group Enforcement in the amount not-to-exceed \$1,968,000.00 for Public Safety Answering Point consolidation support for the period 2/1/2015 - 1/31/2016; authorizing the County Executive to execute the agreement and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Safety and Justice Services/Office of Emergency Management on behalf of 9-1-1 Consolidation Shared Services Fund Review Committee

Council President Brady referred Resolution No. R2015-0050 to the Public Safety & Justice Affairs Committee.

- 5) R2015-0051: A Resolution authorizing an agreement with Cuyahoga County Treasurer's Office in the amount not-to-exceed \$42,307.74 for child support services for the period 1/1/2015 - 12/31/2015; 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/Cuyahoga Job and Family Services

Council President Brady referred Resolution No. R2015-0051 to the Health, Human Services & Aging Committee.

- 6) R2015-0052: A Resolution authorizing agreements with various providers in the total amount not-to-exceed \$7,587,891.68 for child support services for the period

1/1/2015 - 12/31/2015; 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 \$2,555,608.80.
- ii) Cuyahoga County Court of Common Pleas/Division of Juvenile Court in the amount not-to-exceed \$2,640,800.60.
- iii) Cuyahoga County Prosecuting Attorney's Office in the amount not-to-exceed \$2,391,482.28.

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

Council President Brady referred Resolution No. R2015-0052 to the Health, Human Services & Aging Committee.

- 7) R2015-0053: A Resolution authorizing an amendment to Contract No. CE1300099-01 with Lutheran Metropolitan Ministry for emergency shelter services for homeless men, located at 2100 Lakeside Avenue, Cleveland, for the period 1/1/2013 - 12/31/2015 for additional funds in the amount not-to-exceed \$1,701,638.00; 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/Division of Community Initiatives/Office of Homeless Services

Council President Brady referred Resolution No. R2015-0053 to the Health, Human Services & Aging Committee.

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

A motion was made by Mr. Gallagher, seconded by Mr. Schron and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2015-0022 and R2015-0043.

- 1) R2015-0022: A Resolution confirming the County Executive's appointment of Edward H. Kraus, upon his taking the oath of office, as Cuyahoga County Director of Regional Collaboration; 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. Schron, Resolution No. R2015-0022 was considered and adopted by unanimous vote.

[Clerk's Note: Immediately after passage of Resolution No. R2015-0022, County Executive Budish administered the oath of office to Edward Kraus.]

- 2) R2015-0043: A Resolution authorizing an amendment to Contract No. CE1300098-01 with MHS, Inc. for emergency shelter services for homeless women and families at the Norma Herr Women's Center, located at 2227 Payne Avenue, Cleveland, for the period 1/1/2013 - 12/31/2015 for additional funds in the amount not-to-exceed \$1,119,034.00; 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/Division of Community Initiatives/Office of Homeless Services

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

On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2015-0043 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Greenspan reported that the Finance & Budgeting Committee will meet on Monday, March 16, 2015 at 1:00 p.m.

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, March 17, 2015 at 10:00 a.m.

Mr. Jones reported that the Health, Human Services & Aging Committee will meet on Wednesday, March 18, 2015 at 1:00 p.m.

Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, March 25, 2015 at 11:00 a.m.

Mr. Brady reported that the Committee of the Whole will meet on Tuesday, March 24, 2015 at 2:30 p.m.

12. MISCELLANEOUS BUSINESS

Mr. Greenspan announced that he is hosting a Town Hall meeting on Thursday, March 19, 2015 at Fairview Park City Hall and will also submit amending legislation to Council regarding the College Savings Account Program.

13. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given unrelated to the agenda.

14. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Hairston with a second by Mr. Greenspan, the meeting was adjourned at 5:42 p.m., without objection.