



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, JUNE 24, 2014
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM**

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 5:04 p.m.

2. ROLL CALL

Council President Connally asked Clerk Schmotzer to call the roll. Councilmembers Miller, Brady, Germana, Gallagher, Schron, Conwell, Jones, Hairston, Simon, Greenspan and Connally were in attendance and a quorum was determined.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Connally requested a moment of silent meditation for personal reflections.

5. PUBLIC COMMENT RELATED TO AGENDA

Reverend Pamela Pinkney Butts addressed Council regarding issues of concern to her regarding various items listed on the agenda.

6. APPROVAL OF MINUTES

- a) June 10, 2014 Committee of the Whole Meeting
- b) June 10, 2014 Regular Meeting

A motion was made by Mr. Brady, seconded by Mr. Greenspan and approved by unanimous vote to approve the minutes of the June 10, 2014 Committee of the Whole and Regular meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

Council President Connally recognized David Reines, Executive Director of the Department of Workforce Development and Cleveland/Cuyahoga County Workforce Investment Board, and Joseph Gauntner, Administrator of Cuyahoga Job and Family Services, on the occasion of their retirements and thanked them for their dedication and years of public service.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive FitzGerald had the following messages:

- a) Joined Council in congratulating Messrs. Reines and Gauntner and expressed appreciation for their service and offered them best wishes.**
- b) Elaborated on his announcement during a press conference earlier in the day regarding the Municipal Small Business Initiative.**

9. LEGISLATION INTRODUCED BY COUNCIL

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

- 1) R2014-0159: A Resolution amending Resolution No. R2013-0092 dated 10/8/2013, which authorized a Casino Revenue Fund Loan to Playhouse Square District Development Corporation for streetscape improvements, to change the amount not-to-exceed from \$3,684,650.00 to \$4,000,000.00; and declaring the necessity that this Resolution become immediately effective.**

Sponsor: Councilmember Schron

Council President Connally referred Resolution No. R2014-0159 to the Economic Development & Planning Committee.

- 2) R2014-0160: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article II, Section 2.01 and Article III, Section 3.03 of the Charter of Cuyahoga County modifying the residency requirements for the offices of County Executive and County Council; and**

declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Miller, Conwell, Germana and Gallagher

Council President Connally referred Resolution No. R2014-0160 to the Committee of the Whole.

- 3) R2014-0161: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article V, Section 5.01 Appointment and Confirmation of Officers and Section 5.08 Sheriff: Powers, Duties, and Qualifications establishing the term of appointment and process for removal of the Sheriff; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Greenspan

Council President Connally referred Resolution No. R2014-0161 to the Committee of the Whole.

- 4) R2014-0162: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article XII, Section 12.09 of the Charter of Cuyahoga County accelerating the timeline for the appointment process and commencement of the term of the Charter Review Commission for the year in which the appointment is made; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Miller, Conwell, Germana and Connally

Council President Connally referred Resolution No. R2014-0162 to the Committee of the Whole.

- 5) R2014-0163: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment enacting Article XIV of the Charter of Cuyahoga County establishing the Agency of Inspector General in the Charter; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Greenspan and Miller

Council President Connally referred Resolution No. R2014-0163 to the Committee of the Whole.

- 6) R2014-0164: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment adding Article VI, Section 6.03 of the Charter of Cuyahoga County establishing the Investment Advisory Committee in the Charter; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Greenspan

Council President Connally referred Resolution No. R2014-0164 to the Committee of the Whole.

- 7) R2014-0165: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article VI, Sections 6.01 and 6.02 and Article XI, Section 11.01 of the Charter of Cuyahoga County changing the composition of various County Boards and Commissions to ensure independence of judgment of all members; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Greenspan

Council President Connally referred Resolution No. R2014-0165 to the Committee of the Whole.

- 8) R2014-0166: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article III, Sections 3.05 and 3.06; enacting Article XIV, Section 14.01 of the Charter of Cuyahoga County to remove party affiliation from elected County offices; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Schron

Council President Connally referred Resolution No. R2014-0166 to the Committee of the Whole.

- b) CONSIDERATION OF A RESOLUTION OF COUNCIL FOR THIRD READING ADOPTION

- 1) R2014-0123: A Resolution approving the appointment or reappointment of various individuals to serve on the

Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for various unexpired terms, and declaring the necessity that this Resolution become immediately effective:

- i) appointment for an unexpired term ending 11/15/2018:
 - a) Donald N. Jaffe
- ii) reappointment for an unexpired term ending 4/15/2019:
 - a) Berj A. Shakarian
 - b) Jerry L. Young

Sponsors: Councilmembers Connally, Conwell and Germana

On a motion by Ms. Conwell with a second by Mr. Germana, Resolution No. R2014-0123 was considered and adopted by unanimous vote.

- c) CONSIDERATION OF ORDINANCES OF COUNCIL FOR THIRD READING ADOPTION
 - 1) O2013-0023: An Ordinance amending Chapter 701 of the Cuyahoga County Code by adding Section 701.05 to establish a policy for a more consistent approach to compensation including any pay rate adjustments, cost of living adjustments, and/or merit pay awards to all or a significant part of its non-bargaining employees as part of the biennial budget process or throughout the year.

Sponsors: Councilmembers Gallagher, Greenspan and Miller

Clerk Schmotzer reading Ordinance No. O2013-0023 into the record.

A motion was then made by Mr. Gallagher, with a second by Mr. Germana, to approve Ordinance No. O2013-0023. Discussion ensued. The motion and second were subsequently withdrawn and the item will move to the July 8, 2014 Council agenda for consideration for fourth reading adoption.

- 2) O2014-0013: An Ordinance amending Chapter 701 of the Cuyahoga County Code by adding Section 701.04 to establish a policy for any requests for new programs or services that require an additional appropriation as part of the biennial budget process or throughout the year.

Sponsors: Councilmembers Greenspan, Miller and **Germana**

On a motion by Mr. Miller with a second by Mr. Greenspan, Ordinance No. O2014-0013 was considered and adopted by majority vote, with Councilmember Simon casting the only dissenting 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. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2014-0167 and R2014-0168.

- 1) R2014-0167: A Resolution amending the 2014/2015 Biennial Operating Budget for 2014 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 FitzGerald/Fiscal Officer/Office of Budget & Management

On a motion by Mr. Miller with a second by Mr. Greenspan, Resolution No. R2014-0167 was considered and adopted by unanimous vote.

- 2) R2014-0168: A Resolution approving a Wage Re-opener Agreement between Cuyahoga County and International Union of Operating Engineers, Local 18, representing approximately 9 employees in 2 classifications in the Department of Public Works for the period 1/1/2015 - 12/31/2015; directing that funds necessary to implement the Wage Re-opener Agreement be budgeted and appropriated; 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 FitzGerald/Departments of Law and Public Works

On a motion by Mr. Schron with a second by Mr. Miller, Resolution No. R2014-0168 was considered and adopted by unanimous vote.

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

- 1) R2014-0169: A Resolution making an award on RQ30266 to Terrace Construction Company, Inc. in the amount not-to-exceed \$3,090,234.50 for the 2014/2015 Sewer and Lateral Repair Program in various communities; 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 FitzGerald/Department of Public Works/Division of County Engineer

Council President Connally referred Resolution No. R2014-0169 to the Public Works, Procurement & Contracting Committee.

- 2) R2014-0170: A Resolution making an award on RQ27440 to OneCommunity in the amount not-to-exceed \$240,000.00 for internet service provider and fiber maintenance services for the period 6/1/2014 - 12/31/2018; 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 FitzGerald/Department of Information Technology

Council President Connally referred Resolution No. R2014-0170 to the Finance & Budgeting Committee.

- 3) R2014-0171: A Resolution making awards on RQ30142 to various providers for Workforce Investment Act Youth Training for the period 7/1/2014 - 6/30/2015; 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:

- i) In-School:
 - a) Baldwin-Wallace College in the amount not-to-exceed \$110,000.00.
 - b) Cuyahoga Community College District in the amount not-to-exceed \$350,000.00.
 - c) Esperanza in the amount not-to-exceed \$178,000.00.
 - d) OhioGuidestone in the amount not-to-exceed \$177,659.00.
 - e) Linking Employment Abilities and Potential in the amount not-to-exceed \$105,700.00.
 - f) Mayfield City School District in the amount not-to-exceed \$216,813.00
 - g) Open Doors Academy in the amount not-to-exceed \$250,000.00.
 - h) Youth Opportunities Unlimited in the amount not-to-exceed \$374,230.00.

- ii) Out-of-School:
 - a) Cuyahoga Community College District in the amount not-to-exceed \$215,000.00.
 - b) OhioGuidestone in the amount not-to-exceed \$465,000.00.

- iii) Youth Resource Center Operator:
 - a) Towards Employment, Incorporated in the amount not-to-exceed \$100,000.00.
 - b) Youth Opportunities Unlimited in the amount not-to-exceed \$112,500.00.

- iv) Connecting the Dots Foster Care Provider:
 - a) OhioGuidestone in the amount not-to-exceed \$500,000.00.

Sponsor: County Executive FitzGerald/Department of Workforce Development

Council President Connally referred Resolution No. R2014-0171 to the Education, Environment & Sustainability 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. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2014-0153, R2014-0157 and R2014-0158.

- 1) R2014-0153: A Resolution adopting the Annual Tax Budget, including the Cuyahoga County Library Budget, for the year 2015; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Committee Assignment and Chair: Finance & Budgeting – Miller

On a motion by Mr. Miller with a second by Mr. Brady, Resolution No. R2014-0153 was considered and adopted by unanimous vote.

- 2) R2014-0157: A Resolution making an award on RQ27791 to KeyBank National Association in the total amount not-to-exceed \$962,829.00 for various services for the period 5/1/2014 - 8/23/2017; 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:

- i) in the amount of \$600,000.00 for Corporate Credit Card Program services for duty-related travel.

- ii) in the amount of \$362,879.00 for Procurement Card Program services.

Sponsor: County Executive FitzGerald/Fiscal Officer/County Treasurer

Committee Assignment and Chair: Finance & Budgeting – Miller

On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2014-0157 was considered and adopted by unanimous vote.

- 3) R2014-0158: A Resolution making awards on RQ29544 to various providers for various programs and services for the Cuyahoga County Fatherhood Initiative for the period 7/1/2014 - 6/30/2015; 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:
- i) Career Development and Placement Strategies, Inc. in the amount not-to-exceed \$100,000.00 for the Rising Above Program.
 - ii) The Centers for Families and Children in the amount not-to-exceed \$83,000.00 for the Families and Fathers Together Program.
 - iii) Cuyahoga County District Board of Health in the amount not-to-exceed \$70,000.00 for the Prevent Premature Fatherhood Program.
 - iv) Domestic Violence & Child Advocacy Center in the amount not-to-exceed \$83,000.00 for the Supervised Visitation Program.
 - v) JDC Advertising in the amount not-to-exceed \$70,000.00 for a Public Awareness Campaign.
 - vi) The MetroHealth System in the amount not-to-exceed \$44,000.00 for the Boot Camp for New Dads Program.
 - vii) Passages Connecting Fathers and Sons, Inc. in the amount not-to-exceed \$100,000.00 for the Jobs for Dads Program.
 - viii) University Settlement Courts, Inc. in the amount not-to-exceed \$52,000.00 for the Healthy Fathering Program.
 - ix) Murtis H. Taylor Multi-Service Center in the amount not-to-exceed \$60,000.00 for the Strong Fathers Program.

- x) Department of Public Safety and Justice Services/Division of Mediation in the amount not-to-exceed \$40,000.00 for mediation, custody filing, visitation and referral services.
- xi) Towards Employment, Incorporated in the amount not-to-exceed \$100,000.00 for the Network 4 Success Fatherhood Program.
- xii) The Children’s Museum of Cleveland in the amount not-to-exceed \$30,000.00 for the Dad’s Count Program.

Sponsors: County Executive FitzGerald/Department of Health and Human Services/Cuyahoga Job and Family Services **and Councilmembers Hairston, Conwell and Jones**

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

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2014-0158 was considered and adopted by unanimous vote.

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

- 1) O2014-0018: An Ordinance enacting Chapter 715 of the Cuyahoga County Code to establish a Social Impact Financing Fund for the purpose of funding contracts to improve outcomes and lower costs for contracted government services in Cuyahoga County, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald/Department of Health and Human Services and Councilmember Miller

Council President Connally referred Ordinance No. O2014-0018 to the Finance & Budgeting Committee.

- 2) O2014-0019: An Ordinance enacting Chapter 716 of the Cuyahoga County Code to establish procedures for setting the fee structure for Sheriff’s Department background check services, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald/County Sheriff

Council President Connally referred Ordinance No. O2014-0019 to the Public Safety & Justice Affairs Committee.

- 3) O2014-0020: An Ordinance enacting Chapter 717 of the Cuyahoga County Code to authorize extension of the Capital Improvement Bed Tax and to authorize the use of said proceeds in accordance with agreement with the Mayor of the City of Cleveland as approved by a majority of local mayors and city managers, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald/Fiscal Officer and Councilmember Brady

Council President Connally referred Ordinance No. O2014-0020 to the Committee of the Whole.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Greenspan reported that the proposed Charter amendments will be heard by the Committee of the Whole on Wednesday, July 2, 2014 from 9:00 a.m. to 12:00 noon; on Monday, July 7, 2014 from 1:30 p.m. to 5:00 p.m.; and on Thursday, July 17, 2014 from 1:30 p.m. to 5:00 p.m.

Mr. Miller reported that the Finance & Budgeting Committee will meet on Wednesday, June 25, 2014 at 11:00 a.m. and on Tuesday, July 1, 2014 at 2:00 p.m.

Mr. Brady reported that the Health, Human Services & Aging Committee will meet on Wednesday, June 25, 2014 at 1:00 p.m. and on Wednesday, July 2, 2014 at 1:00 p.m.

Mr. Gallagher reported that the Public Safety & Justice Affairs Committee will meet on Tuesday, July 8, 2014 at 1:00 p.m.

Mr. Schron reported that the Economic Development & Planning Committee will meet on Monday, June 30, 2014 at 2:00 p.m.

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, July 1, 2014 at 10:00 a.m.

Mr. Jones reported that the Public Works, Procurement & Contracting Committee will meet on Tuesday, July 1, 2014 at 12:00 noon.

Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, July 2, 2014 at 3:00 p.m.

12. MISCELLANEOUS BUSINESS

Councilmember Simon reported that the Cuyahoga County Animal Shelter is holding the "Tails on the Town" fundraising event on Friday, June 27, 2014 from 6:30 p.m. to 9:30 p.m. hosted by the Velvet Dog Restaurant at 1280 W. 6th Street, Cleveland.

13. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given unrelated to the agenda.

14. ADJOURNMENT

With no further business to discuss, Council President Connally adjourned the meeting at 6:05 p.m., without objection.