



AGENDA
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, APRIL 24, 2012
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. SILENT MEDITATION**
- 5. PUBLIC COMMENT RELATED TO AGENDA**
- 6. APPROVAL OF MINUTES**
 - a) April 10, 2012 Regular Meeting
- 7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT**
- 8. MESSAGES FROM THE COUNTY EXECUTIVE**
 - a) Contracts executed by County Executive (attachment)
- 9. RECEPTION OF REPORT SUBMITTED TO COUNCIL**
 - a) Summary compilation of proposed Charter amendments recommended by Councilmembers and Administration

10. CONSIDERATION OF A MOTION OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) M2012-0016: A Motion confirming the County Executive's appointment of Bonita Teeuwen to serve on the Cuyahoga County Justice Center Building Committee, and declaring the necessity that this Motion become immediately effective.

Sponsor: Council President Connally

11. CONSIDERATION OF A RESOLUTION OF COUNCIL FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

- a) R2012-0071: A Resolution supporting The MetroHealth System's and State of Ohio's Medicaid Waiver Demonstration application to the U.S. Centers for Medicaid and Medicare Services, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Brady and Conwell and County Executive FitzGerald

12. CONSIDERATION OF A RESOLUTION OF COUNCIL FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES/EXECUTIVE SESSION

- a) R2012-0072: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and Waste Paper Drivers Union, Local 244, affiliated with the International Brotherhood of Teamsters, consisting of approximately 8 employees in the Department of Public Works/Division of Animal Shelter for the period 1/1/2012 - 12/31/2014; directing that funds necessary to implement the Collective Bargaining 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.

Sponsor: County Executive FitzGerald/Departments of Law and Public Works/Division of Animal Shelter

- b) Matters of Pending Litigation

13. COMMITTEE REPORTS AND CONSIDERATION OF ORDINANCES OF COUNCIL FOR SECOND READING

- a) O2011-0056: An Ordinance establishing a General Fund, Fund Balance Reserve Policy and Replenishment Plan; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: Councilmember Greenspan

Committee Assignment and Chair: Finance & Budgeting – Miller

- b) O2011-0058: An Ordinance establishing a Health and Human Services Levy Fund, Fund Balance Reserve Policy and Replenishment Plan; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: Councilmember Greenspan

Committee Assignment and Chair: Finance & Budgeting – Miller

14. CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

- a) R2012-0073: A Resolution amending the 2012/2013 Biennial Operating Budget for 2012 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

15. CONSIDERATION OF RESOLUTIONS FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2012-0074: A Resolution declaring that public convenience and welfare requires resurfacing of Denison Avenue from Fulton Road to Pearl Road in the City of Cleveland; total estimated construction cost \$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; and authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project.

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

- b) R2012-0075: A Resolution declaring that public convenience and welfare requires resurfacing of Riverview Road from Brookside Road to Fitzwater Road in the Cities of Brecksville and Independence; total estimated construction cost \$600,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of

said improvement; and authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said project.

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

**16. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND
READING ADOPTION UNDER SUSPENSION OF RULES**

- a) R2012-0050: A Resolution authorizing a contract with United Way of Greater Cleveland, Inc. in the amount not-to-exceed \$821,587.50 for food and allocation of funds for Hunger Centers serving needy residents in Cuyahoga County for the period 4/1/2012 - 12/31/2012; 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 FitzGerald/Department of Health and Human Services/Division of Employment and Family Services/Cuyahoga Support Enforcement Agency

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

- b) R2012-0063: A Resolution declaring that public convenience and welfare requires resurfacing of Sprague Road from Marks Road to Prospect Road in the Cities of Berea and Strongsville; total estimated construction cost \$700,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said project.

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmember Gallagher

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

- c) R2012-0064: A Resolution declaring that public convenience and welfare requires resurfacing of York Road from Bennett Road to State Route 82 in the City of North Royalton; total estimated construction cost \$700,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project.

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmember Gallagher

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

- d) R2012-0065: A Resolution making an award on RQ21215 to O.R. Colan Associates of Florida, LLC, in the amount not-to-exceed \$715,005.00 for right-of-way acquisition services in connection with improvement of Pleasant Valley/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma; 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: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmembers Gallagher and Germana

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

- e) R2012-0066: A Resolution making an award on RQ22552 to Burton Scot Contractors, LLC, in the amount not-to-exceed \$2,213,811.02 for resurfacing of Green Road from Chagrin Boulevard to Fairmount Boulevard in the Cities of Beachwood and Shaker Heights; 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: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmembers Connally and Simon

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

- f) R2012-0067: A Resolution making an award on RQ22624 to Suburban Maintenance and Construction, Inc. in the amount not-to-exceed \$908,993.93 for replacement of Austin Powder Drive Bridge No. 137 over a branch of Tinkers Creek in the Village of Glenwillow; authorizing the County Executive to enter into a contract consistent with said award; and 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 said amount to fund said contract.

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmember Schron

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

- g) R2012-0068: A Resolution authorizing a revenue generating agreement with Woods Cove II LLC, as purchaser, and Axis Capital Management, Inc., as servicer, in the amount not-to-exceed \$7,000,000.00 for the sale of tax lien certificates; 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 FitzGerald/Fiscal Officer/County Treasurer

Committee Assignment and Chair: Finance & Budgeting – Miller

- h) R2012-0070: A Resolution making an award on RQ22439 to Motorola Solutions, Inc., in the amount not-to-exceed \$2,071,650.00 for the purchase of interoperable radios and vehicular chargers for the Department of Public Safety and Justice Services; 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/Fiscal Officer/Office of
Procurement & Diversity

Committee Assignment and Chair: Public Safety – Gallagher

17. MISCELLANEOUS COMMITTEE REPORTS

18. MISCELLANEOUS BUSINESS

19. PUBLIC COMMENT UNRELATED TO AGENDA

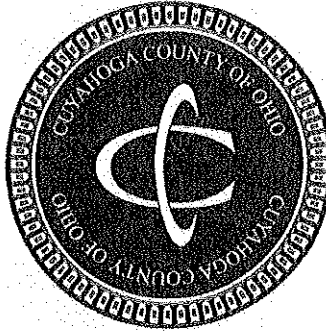
20. ADJOURNMENT

NEXT MEETING

REGULAR MEETING:

TUESDAY, MAY 8, 2012
5:00 PM / COUNCIL CHAMBERS

*In accordance with Ordinance No. O2011-0020, complimentary parking in the Huntington Park Garage will be available for the public **beginning at 4:00 p.m.** on any day when the Council or any of its committees holds evening meetings. Please see the Clerk to obtain a parking pass.



MINUTES
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, APRIL 10, 2012
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 5:03 p.m.

2. ROLL CALL

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

A motion was then made by Mr. Schron, seconded by Mr. Gallagher and approved by unanimous vote to excuse Mr. Greenspan from the meeting.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Connally requested a moment of silent meditation be dedicated to the U.S. soldiers who gave their lives in Afghanistan this week and to the three victims of the shooting in Oklahoma and their families.

5. PUBLIC COMMENT RELATED TO AGENDA

The following citizens addressed Council regarding issues of concern to them relating to Resolution No. R2012-0070, a Resolution making an award to Motorola, Inc., for the purchase of interoperable radios and vehicular chargers for the Department of Public Safety and Justice Services:

- a) Mr. Rick Zamora
- b) Mr. Michael Engelhaupt
- c) Chief Christopher Flynn
- d) Mr. Adrian Maldonado
- e) Chief William Shaw

Mr. Rich Kozlovich, representing the Ohio Professional Applicators for Responsible Regulation, addressed Council regarding issues of concern to him relating to Ordinance No. O2011-0047, an Ordinance prohibiting the use of pesticides on property owned by Cuyahoga County and requiring an Integrated Management Program for County-owned properties.

6. APPROVAL OF MINUTES

- a) January 31, 2012 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 January 31, 2012 Committee of the Whole meeting.

- b) March 27, 2012 Regular Meeting

A motion was made by Mr. Schron, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the March 27, 2012 meeting.

7. MESSAGES FROM THE COUNTY EXECUTIVE

There were no messages given by County Executive FitzGerald, who was absent from the meeting.

Council President Connally then reported the following events in support of the Harvest for Hunger Campaign:

- 1) Reminded all of the food challenge between Council and Executive Staff;
- 2) Team CAFR won the Tug of War contest sponsored by the Office of Budget & Management. The "Council Crushers" won third place; and

- 3) **There will be a cornhole tournament on Thursday, April 12th, also sponsored by the Office of Budget & Management.**

8. CONSIDERATION OF A MOTION OF COUNCIL FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Motion No. M2012-0014.

- a) M2012-0014: A Motion appointing Ara Alan Borazanian to serve on a Board of Revision for Cuyahoga County, and declaring the necessity that this Motion become immediately effective.

Sponsor: Council President Connally

On a motion by Mr. Rogers with a second by Ms. Simon, Motion No. M2012-0014 was considered and approved by unanimous vote.

9. CONSIDERATION OF A MOTION OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) M2012-0015: A Motion confirming the County Executive's appointment of various Mayors to serve on the Cuyahoga County Planning Commission, and declaring the necessity that this Motion become immediately effective:

- 1) The Honorable Daniel J. Ursu for the Hillcrest Region
- 2) The Honorable Susan K. Infeld for the Heights Region
- 3) The Honorable Michael P. Byrne for the South Central Region
- 4) The Honorable Kathy U. Mulcahy for the Chagrin/Southeast Region

Sponsor: Council President Connally

Council President Connally referred Motion No. M2012-0015 to the Human Resources, Appointments & Equity Committee.

10. COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution No. R2012-0051.

- a) R2012-0051: A Resolution approving the City of Cleveland to retain certain City Land Bank parcels for devotion to public use as an East Side

Maintenance Facility, and declaring the necessity that this Resolution become immediately effective:

- 1) No. 126-37-038
- 2) No. 126-37-039
- 3) No. 126-37-040
- 4) No. 126-37-041
- 5) No. 126-37-042
- 6) No. 126-37-043
- 7) No. 126-38-016
- 8) No. 126-38-017
- 9) No. 126-38-018

Sponsor: Council President Connally

Committee Assignment and Chair: Finance & Budgeting – Miller

On a motion by Mr. Miller with a second by Mr. Brady, Resolution No. R2012-0051 was considered and adopted by unanimous vote.

11. CONSIDERATION OF A RESOLUTION OF COUNCIL FOR THIRD READING ADOPTION

- a) R2012-0041: A Resolution supporting and collaborating with Emerald Cities Cleveland/Cuyahoga County to create a clean energy economy in Cuyahoga County by developing community workforce opportunities, enhancing environmentally sustainable practices and assisting Cuyahoga County and its political subdivisions to meet the U.S. Department of Energy's Better Buildings Challenge to make municipal buildings and facilities 20% more energy efficient by 2020.

Sponsors: Councilmembers Rogers, Miller, Connally, Simon, Germana, Conwell and Brady

On a motion by Mr. Rogers with a second by Mr. Miller, Resolution No. R2012-0041 was considered and adopted by unanimous vote.

12. CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR THIRD READING ADOPTION

- a) O2011-0047: An Ordinance prohibiting the use of pesticides on property owned by Cuyahoga County and requiring the adoption of an Integrated Pest Management Program for County-owned properties, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Simon, Rogers, Miller and Jones

A motion was made by Mr. Schron and seconded by Mr. Germana to table Ordinance No. O2011-0047. Discussion ensued. The motion failed by a vote of 2-8 with Councilmembers Schron and Germana voting in the affirmative and Councilmembers Simon, Miller, Brady, Gallagher, Conwell, Jones, Rogers and Connally casting dissenting votes.

On a motion by Ms. Simon with a second by Mr. Rogers, Ordinance No. O2011-0047 was considered and adopted by majority vote, with Mr. Schron casting a dissenting vote.

13. CONSIDERATION OF RESOLUTIONS FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Ms. Simon, seconded by Mr. Miller and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2012-0061 and R2012-0062.

- a) R2012-0061: A Resolution amending the 2012/2013 Biennial Operating Budget for 2012 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 Ms. Conwell, Resolution No. R2012-0061 was considered and adopted by unanimous vote.

- b) R2012-0062: A Resolution amending Resolution No. R2011-0277, which authorized awards on RQ20292 to various providers for group healthcare benefits for County employees and their eligible dependents, including medical and pharmacy benefit management services, for the period 1/1/2012 - 12/31/2014 to change the name of a provider from United HealthCare Insurance Company to United HealthCare Services, Inc.; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Human Resources

On a motion by Ms. Conwell with a second by Mr. Miller, Resolution No. R2012-0062 was considered and adopted by unanimous vote.

14. CONSIDERATION OF RESOLUTIONS FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2012-0050: A Resolution authorizing a contract with United Way of Greater Cleveland, Inc. in the amount not-to-exceed \$821,587.50 for food and allocation of funds for Hunger Centers serving needy residents in Cuyahoga County for the period 4/1/2012 - 12/31/2012; 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 FitzGerald/Department of Health and Human Services/Division of Employment and Family Services

Council President Connally referred Resolution No. R2012-0050 to the Health, Human Services & Aging Committee.

- b) R2012-0063: A Resolution declaring that public convenience and welfare requires resurfacing of Sprague Road from Marks Road to Prospect Road in the Cities of Berea and Strongsville; total estimated construction cost \$700,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said project.

Sponsors: County Executive FitzGerald/Department of Public Works/Division of County Engineer and **Councilmember Gallagher**

Council President Connally referred Resolution No. R2012-0063 to the Public Works, Procurement & Contracting Committee.

- c) R2012-0064: A Resolution declaring that public convenience and welfare requires resurfacing of York Road from Bennett Road to State Route 82 in the City of North Royalton; total estimated construction cost \$700,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project.

Sponsors: County Executive FitzGerald/Department of Public Works/Division of County Engineer and **Councilmember Gallagher**

Council President Connally referred Resolution No. R2012-0064 to the Public Works, Procurement & Contracting Committee.

- d) R2012-0065: A Resolution making an award on RQ21215 to O.R. Colan Associates of Florida, LLC, in the amount not-to-exceed \$715,005.00 for right-of-way acquisition services in connection with improvement of Pleasant Valley/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma; 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: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and **Councilmembers Gallagher and Germana**

Council President Connally referred Resolution No. R2012-0065 to the Public Works, Procurement & Contracting Committee.

- e) R2012-0066: A Resolution making an award on RQ22552 to Burton Scot Contractors, LLC, in the amount not-to-exceed \$2,213,811.02 for resurfacing of Green Road from Chagrin Boulevard to Fairmount Boulevard in the Cities of Beachwood and Shaker Heights; 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: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and **Councilmembers Connally and Simon**

Council President Connally referred Resolution No. R2012-0066 to the Public Works, Procurement & Contracting Committee.

- f) R2012-0067: A Resolution making an award on RQ22624 to Suburban Maintenance and Construction, Inc. in the amount not-to-exceed \$908,993.93 for replacement of Austin Powder Drive Bridge No. 137 over a branch of Tinkers Creek in the Village of Glenwillow; authorizing the County Executive to enter into a contract consistent with said award; and 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 said amount to fund said contract.

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and **Councilmember Schron**

Council President Connally referred Resolution No. R2012-0067 to the Public Works, Procurement & Contracting Committee.

- g) R2012-0068: A Resolution authorizing a revenue generating agreement with Woods Cove II LLC, as purchaser, and Axis Capital Management, Inc., as servicer, in the amount not-to-exceed \$7,000,000.00 for the sale of tax lien certificates; 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 FitzGerald/Fiscal Officer/County Treasurer

Council President Connally referred Resolution No. R2012-0068 to the Finance & Budgeting Committee.

- h) R2012-0069: A Resolution amending the 2012/2013 Biennial Operating Budget for 2012 by providing for an additional fiscal appropriation from the General Fund in order to meet the budgetary needs of a County department; and declaring the necessity that this Resolution become immediately effective.

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

Council President Connally referred Resolution No. R2012-0069 to the Finance & Budgeting Committee.

- i) R2012-0070: A Resolution making an award on RQ22439 to Motorola Solutions, Inc., in the amount not-to-exceed \$2,071,650.00 for the purchase of interoperable radios and vehicular chargers for the Department of Public Safety and Justice Services; 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/Fiscal Officer/Office of Procurement & Diversity

Council President Connally referred Resolution No. R2012-0070 to the Public Safety Committee.

15. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2012-0023, R2012-0024, R2012-0025, R2012-0054, R2012-0055, R2012-0056, R2012-0057, R2012-0058, R2012-0059 and R2012-0060.

- a) R2012-0023: A Resolution declaring that public convenience and welfare requires replacement of Rockside Road Bridge No. 3.32 over the Cuyahoga River in the City of Independence and Village of Valley View; total estimated construction cost \$8,000,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said project.

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

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

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2012-0023 was considered and adopted by unanimous vote.

- b) R2012-0024: A Resolution declaring that public convenience and welfare requires resurfacing of Emery Road from Northfield Road to Merrygold Avenue in the City of Warrensville Heights and Village of North Randall; total estimated construction cost \$3,300,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said project.

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmembers Jones and **Connally**

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

On a motion by Mr. Schron with a second by Mr. Jones, Resolution No. R2012-0024 was considered and adopted by unanimous vote.

- c) R2012-0025: A Resolution declaring that public convenience and welfare requires resurfacing of Turney Road from Sladden Avenue to Hathaway Road in the City of Garfield Heights; total estimated construction cost \$4,125,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project.

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmember Jones

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

On a motion by Mr. Jones with a second by Mr. Rogers, Resolution No. R2012-0025 was considered and adopted by unanimous vote.

- d) R2012-0054: A Resolution declaring that public convenience and welfare requires resurfacing of Egbert Road from Dunham Road to Walton Hills East Corporation Line in the Village of Walton Hills; total estimated construction cost \$2,536,935.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project.

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

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

On a motion by Mr. Jones with a second by Mr. Schron, Resolution No. R2012-0054 was considered and adopted by unanimous vote.

- e) R2012-0055: A Resolution making an award on RQ20292 to Sun Life Assurance Company of Canada in the amount of \$1,953,538.00 for group healthcare benefits for County employees and their eligible dependents including stop loss insurance for the period 1/1/2012 - 12/31/2012; authorizing the County Executive to execute a 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 Human Resources

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

On a motion by Mr. Schron with a second by Mr. Miller, Resolution No. R2012-0055 was considered and adopted by unanimous vote.

- f) R2012-0056: A Resolution making awards on RQ20783 to various appraisers, in the total amount of \$900,000.00, for real estate appraisal services subject to Sheriff's Sale for the period 5/1/2012 - 4/30/2014; and

authorizing the County Executive to execute the contracts and all other documents consistent with said awards and this Resolution:

- 1) Brent T. Bailey
- 2) Lana Blaze
- 3) Vernon A. Blaze
- 4) Bradford E. Charnas
- 5) Thomas P. Costello
- 6) Marilyn J. Fandrich
- 7) William J. Gaydos
- 8) Cathleen A. Higgins
- 9) Brian E. Lynch
- 10) John J. Rusnov
- 11) Michael D. Wagner

Sponsor: County Executive FitzGerald/County Sheriff

Committee Assignment and Chair: Public Safety – Gallagher

On a motion by Mr. Schron with a second by Mr. Miller, Resolution No. R2012-0056 was considered and adopted by majority vote, with Councilmembers Gallagher and Brady recusing themselves from the vote.

- g) R2012-0057: A Resolution authorizing an agreement with City of Cleveland in the amount not-to-exceed \$2,402,698.00 for planning, training, exercises, equipment and grant administration expenses in connection with the FY2010 Urban Area Security Initiative Grant Program for the period 8/1/2010 - 6/30/2013; and authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution.

Sponsor: County Executive FitzGerald/Department of Public Safety and Justice Services/Division of Public Safety Grants

Committee Assignment and Chair: Public Safety – Gallagher

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2012-0057 was considered and adopted by unanimous vote.

- h) R2012-0058: A Resolution amending Resolution No. R2012-0034, which made awards on RQ21241 to various providers for the Family to Family Neighborhood System of Care for the period 4/1/2012 - 3/31/2014; and declaring the necessity that this Resolution become immediately effective:

- 1) to rescind the award to Cleveland Urban Minority Alcoholism & Drug Abuse Outreach Project in the amount not-to-exceed \$640,928.00.
- 2) to change the amount of the award to Catholic Charities Community Services Corporation (St. Martin de Porres Family Center) from \$640,928.00 to \$1,281,856.00.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Children and Family Services

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

On a motion by Mr. Brady with a second by Ms. Conwell, Resolution No. R2012-0058 was considered and adopted by unanimous vote.

- i) R2012-0059: A Resolution authorizing a contract with Starting Point in the amount not-to-exceed \$2,038,762.00 for administration of the Family Child Care Home Regional System for the Invest in Children Program for the period 1/1/2012 - 12/31/2012; 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 FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

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

On a motion by Mr. Brady with a second by Mr. Gallagher, Resolution No. R2012-0059 was considered and adopted by unanimous vote.

- j) R2012-0060: A Resolution making awards on RQ22383 to various providers for emergency shelter services for homeless men, women and families for the period 1/1/2012 - 12/31/2012; authorizing the County Executive to execute the contracts and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:

- 1) Lutheran Metropolitan Ministry in the amount not-to-exceed \$1,654,920.00, for men located at 2100 Lakeside Avenue, Cleveland.

- 2) MHS, Inc. in the amount not-to-exceed \$1,124,293.00, for women and families located at 2219-2227 Payne Avenue, Cleveland.

Sponsors: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Homeless Services and **Councilmember Conwell**

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

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2012-0060 was considered and adopted by unanimous vote.

16. CONSIDERATION OF AN ORDINANCE FOR THIRD READING ADOPTION

- a) O2012-0009: An Ordinance providing for adoption of various changes to the Cuyahoga County Non-Bargaining Classification Plan, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald/Department of Human Resources on behalf of Human Resource Commission

On a motion by Ms. Simon with a second by Ms. Conwell, Ordinance No. O2012-0009 was considered and adopted by unanimous vote.

17. MISCELLANEOUS COMMITTEE REPORTS

Mr. Gallagher reported that the Public Safety Committee will meet on Tuesday, April 17, 2012 at 11:00 a.m.

Mr. Miller reported that the Finance & Budgeting Committee will meet on Monday, April 16, 2012 at 1:00 p.m.

Mr. Brady reported that the Health, Human Services & Aging Committee will meet on Thursday, April 12, 2012 at 1:00 p.m.

Council President Connally reported that the Capital Improvements & Facilities Ad Hoc Committee met on Tuesday, April 3, 2012 at 2:00 p.m. She indicated that the Committee will conduct facility tours in the near future.

Mr. Schron reported that he will be chairing a meeting in Texas regarding the potential to bring the Industrial Supply Association Conference to Cleveland in 2015; therefore, he will not be in attendance at the April 24, 2012 Council Meeting. He voiced his support for Ordinance No. O2011-0056 regarding establishment of a General Fund, Fund Balance Reserve Policy and Replenishment Plan and Ordinance

No. O2011-0058 regarding establishment of a Health and Human Services Levy Fund, Fund Balance Reserve Policy and Replenishment Plan.

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Thursday, May 3, 2012 and Thursday, May 17, 2012 at 10:00 a.m.

Mr. Jones reported that the Public Works, Procurement & Contracting Committee will meet on Thursday, April 19, 2012 at 11:00 a.m.

Mr. Rogers reported that the Environment & Sustainability Committee will meet on Friday, April 20, 2012 at 1:00 p.m.

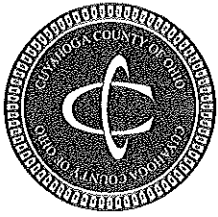
Ms. Simon reported that the Justice Affairs Committee will meet on Friday, April 27, 2012 at 11:30 a.m.

18. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given.

19. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Miller with a second by Ms. Conwell, the meeting was adjourned at 6:19 p.m., without objection.



EDWARD FITZGERALD
Cuyahoga County Executive

APR 19 2012

Cuyahoga County Council

April 19, 2012

C. Ellen Connally
Council President
County Administration Building
1219 Ontario Street
Cleveland, Ohio 44113

Dear Council President Connally,

The attached document lists the items that I have approved and signed in March 2012. This list includes: the contracts, purchases or sales executed; all grants or loans made or received for more than \$50,000; and the change orders and amendments in which the total additions exceeds \$50,000.

Please contact David Merriman at (216) 263-4606 if you would like additional information on any of these contracts or items.

Respectfully submitted,

A handwritten signature in cursive script that reads 'David Merriman'.

David Merriman
Special Assistant to the Executive

Items approved in the past month:

Item	Department/Court, Summary
1.	Common Pleas Court/Corrections Planning Board, submitting an amendment to Agreement No. AG1100053-02 with Cuyahoga County Sheriff's Office for offender apprehension services for the Intensive Special Probation Felony Diversion Program in connection with the FY2012 Community Corrections Act Grant Program for the period 7/1/2011 - 6/30/2012 for a decrease in the amount of (\$20,000.00).
2.	Court of Appeals, submitting a contract with InfoPro Computer Solutions, sole source, in the amount not-to-exceed \$75,000.00 for consultant services on the Buckeye Case Management and Computer Network Systems for the period 2/1/2012 - 1/31/2013.
3.	<p>Department of Development, recommending to terminate agreements with various providers for reimbursement of expenses for demolition of a blighted structure, in connection with the Neighborhood Stabilization Grant Program, effective 2/1/2012:</p> <p>a) No. AG1100084-01 with City of Shaker Heights for property located at 3738 Hildana Road, Shaker Heights, for the period 5/1/2011 - 4/30/2012.</p> <p>b) No. AG1100092-01 with Village of Linndale for property located at 11915 Avenue of Peace, Village of Linndale, for the period 7/19/2011 - 7/18/2012.</p>
4.	Department of Development, submitting a contract with BDL General Contracting, Inc. in the amount of \$4,345.00 for Lead Remediation for property located at 5945 Dunham Road, Maple Heights, in connection with the FY2010 Lead-Based Paint Hazard Control and Lead Hazard Reduction Demonstration Grant Program for the period 3/5/2012 - 5/31/2012.
5.	Department of Development, submitting a contract with C.B. Mullins Construction Company, Inc. in the amount of \$4,650.00 for Lead Remediation of property located at 16308 Clifton Blvd, Lakewood, in connection with the FY2010 Lead-Based Paint Hazard Control and Lead Hazard Reduction Demonstration Grant Program for the period 3/5/2012 - 5/31/2012.
6.	Department of Development, submitting a contract with Pandey Environmental, LLC in the amount not-to-exceed \$6,500.00 for a brownfield environmental site assessment of property located at 5700 Detroit, Cleveland, for the period 3/12/2012 - 09/08/2012.
7.	Department of Development, submitting a contract with Partners Environmental Consulting Inc., in the amount not-to-exceed \$41,500.00 for brownfield environmental site assessment of property located at 826 East Schaaf Road, Brooklyn Heights for the period 2/27/2012 - 8/25/2012.
8.	Department of Development, submitting a contract with Property Rejuvenation,

	Inc. in the amount of \$10,582.00 for Lead Remediation for property located at 13412 Garden Road, East Cleveland, in connection with the FY2010 Lead-Based Paint Hazard Control and Lead Hazard Reduction Demonstration Grant Program for the period 3/5/2012 - 5/31/2012.
9.	Department of Development, submitting a contract with URS Corporation - Ohio in the amount not-to-exceed \$35,000.00 for a brownfield environmental site assessment of property located at 1235 West 65th Street, Cleveland, for the period 3/5/2012 - 9/1/2012.
10.	Department of Development, submitting an amendment to Contract No. CE1100506-01, 02 with Alabasi Construction Incorporated for heating unit replacement and associated energy conservation activities at the Westerly Apartments, located at 14300 Detroit Avenue, Lakewood, in connection with the Home Weatherization Assistance Program for the period 8/1/2011 - 11/30/2011 to extend the time period to 3/31/2012.
11.	Department of Health and Human Services, Community Initiatives Division/Family and Children First Council, requesting approval to apply for and accept grant funds from Ohio Children's Trust Fund in the amount of \$387,296.00 for FY2013 Child Abuse and Neglect Prevention Program for the period 7/1/2012 - 6/30/2013.
12.	Department of Health and Human Services, Community Initiatives Division/Family and Children First Council, submitting midyear projected expenditures report for the System of Care Family Centered Services and Supports Grant Program for SFY2012.
13.	Department of Health and Human Services, Community Initiatives Division/Office of Homeless Services, submitting amendments to various grant agreements with U.S. Department of Housing & Urban Development for the Shelter Plus Care Sponsor Based Rental Assistance Program in connection with the FY2010 Continuum of Care Homeless Assistance Grant Programs and the McKinney-Vento Homeless Assistance Act, by consolidating the two existing grant awards in the total amount of \$1,038,012.00, effective 8/1/2011.
14.	Department of Health and Human Services, Community Initiatives Division/Family and Children First Council, submitting agreements with various providers for the Child Abuse and Neglect Prevention Program in connection with the Ohio Children's Trust Fund for the period 7/1/2011 - 6/30/2012: a) with Educational Service Center of Cuyahoga County in the amount not-to-exceed \$215,000.00. for the period 7/1/2011 – 6/30/2012. b) with Department of Children & Family Services in the amount not-to-exceed \$100,000.00 for the period 7/1/2011 – 6/30/2012. c) with Providence House in the amount not-to-exceed \$100,000.00 for the period 7/1/2011 – 6/30/2012.
15.	Department of Health and Human Services, Department of Health & Human Services, submitting an agreement with Cuyahoga County Board of Health in the amount not-to-exceed \$125,000.00 for child fatality review services for the

	period 1/1/2012 - 12/31/2012.
16.	Department of Health and Human Services, Department of Health and Human Services, Community Initiative Division, Family & Children First Council, submitting an amendment to Agreement No. AG1000318-01 with The Ohio State University for administration services for the Cuyahoga County Youth Advisory Board for the period 12/1/2010 - 12/31/2011 to extend the time period to 4/30/2012 to change the scope of services effective, 1/1/2012, and for additional funds in the amount of \$40,000.00.
17.	Department of Health and Human Services, Division of Children and Family Services, submitting a contract with Embassy Suites Hotel in the amount of \$11,094.00 for rental of space and related services for a Supervisor and Manager Conference for the period 3/21/2012 - 3/22/2012.
18.	Department of Health and Human Services, Division of Senior & Adult Services, submitting an amendment to CE1000519-01 with Geocare Inc. dba Home Instead Senior Care for Homemaker Service for the Cuyahoga OPTIONS for Elders Program for the period 7/1/2010 - 6/30/2012 for additional funds in the amount of \$7,156.00.
19.	Department of Health and Human Services, Division of Senior & Adult Services, submitting an amendment to Contract No. CE1000524-01, 02 with Menorah Park Center for Senior Living Bet Moshav Zekenim Hadati for Adult Day Care Service for the Cuyahoga OPTIONS for Elders Program for the period 7/1/2010 - 6/30/2012, to make budget line item revisions and for a decrease in the amount of (\$1,300.00).
20.	Department of Health and Human Services, Division of Senior & Adult Services, submitting an amendment to Contract No. CE1000527-01 with Rural/Metro Helpline for Emergency Response Services for the Cuyahoga OPTIONS for the Elders Program for the period 7/1/2010 - 6/30/2012 for a decrease in the amount of (\$11,773.00).
21.	Department of Health and Human Services, Division of Senior & Adult Services, submitting an amendment to Contract No. CE1000528-01 with Senior Outreach Services for Home Delivered Meals Service for the Cuyahoga OPTIONS for the Elders Program for the period 7/1/2010 - 6/30/2012 for a decrease in the amount of (\$26,854.00).
22.	Department of Health and Human Services, Division of Senior & Adult Services, submitting an amendment to Contract No. CE1000529-01 with Senior Transportation Connection of Cuyahoga County for Transportation Service – Medical for the Cuyahoga OPTIONS for the Elders Program for the period 7/1/2010 - 6/30/2012 for a decrease in the amount of (\$101,989.00).
23.	Department of Health and Human Services, Division of Senior & Adult Services, submitting an amendment to Contract No. CE1000530-01 with Shalom Adult Health Center, LLC for Homemaking Services for the Cuyahoga OPTIONS for the Elders Program for the period 7/1/2010 - 6/30/2012 for a decrease in the amount of (\$9,500.00).

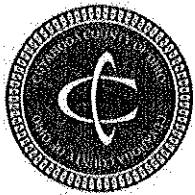
24.	Department of Health and Human Services, Division of Senior & Adult Services, submitting an amendment to CE1000531-01 with The Harvard Community Services Center for Home Delivered Meals Service for the Cuyahoga OPTIONS for Elders Program for the period 7/1/2010 - 6/30/2012 for a decrease in the amount of (\$19,348.00).
25.	Department of Health and Human Services, Division of Senior & Adult Services, submitting an amendment to Contract No. CE1000533-01 with Xcel Healthcare Providers Inc. for Homemaker Services for the OPTIONS for Elders Program for the period 7/1/2010 - 6/30/2012 for additional funds in the amount of \$2,235.00.
26.	Department of Health and Human Services, Division of Senior & Adult Services, submitting an amendment to Contract No. CE1000555-01, 02 with Jennings Center for Older Adults for Adult Day Care Service for the Cuyahoga OPTIONS for Elders Program for the period 7/1/2010 - 6/30/2012 for a decrease in the amount of (\$19,329.00).
27.	Department of Health and Human Services, Division of Senior & Adult Services, submitting an amendment to CE1000517-01 with The Eliza Jennings Services Corporation for Transportation Service - Adult Day for the Cuyahoga OPTIONS for Elders Program for the period 7/1/2010 - 6/30/2012 for additional funds in the amount \$10,967.00.
28.	Department of Health and Human Services, Division of Senior and Adult Services, submitting an amendment to Contract No. CE1000554-01 with HHCS, Inc. dba Heritage Health Care Services for Homemaker Services for the Cuyahoga OPTIONS for Elders Program for the period 7/1/2010 - 6/30/2012 for a decrease in the amount of (\$8,264.00).
29.	Department of Health and Human Services, Division of Senior and Adult Services, submitting an amendment to Contract No. CE1000556-01 with Just Like Familiee II, Inc. for Chore Services for the Cuyahoga OPTIONS for Elders Program for the period 7/1/2010 - 6/30/2012 for a decrease in the amount of (\$2,490.00).
30.	Department of Health and Human Services, Division of Senior and Adult Services, submitting an amendment to Contract No. CE1000569- 01, 02, 03 with City of Lakewood for Grab Bar Services for the Cuyahoga OPTIONS for Elders Program for the period 7/1/2010 - 6/30/2012 for a decrease in the amount of (\$3,120.00).
31.	Department of Health and Human Services, requesting authority to apply for and accept grant funds from Saint Luke's Foundation for the Fatherhood Initiative Conference in the amount of \$20,000.00 for the period 4/1/2012 - 7/31/2012.
32.	Department of Health and Human Services, submitting a contract with University Hospitals of Cleveland in the amount not-to-exceed \$128,700.00 for operational support of the Northern Ohio Poison Center of Rainbow Babies & Children's Hospital for the period 1/1/2012 - 12/31/2012.
33.	Department of Public Safety and Justice Services, submitting an amendment to Agreement No. AG1100062-01 with City of Cleveland for reimbursement of eligible expenses in connection with the FY2009 State Homeland Security Program - Law Enforcement for the period 8/1/2009 - 3/31/2012 to extend the

	time period to 5/31/2012 and for additional funds in the amount of \$73,778.94.
34.	Department of Public Safety and Justice Services/Office of Emergency Management/Cuyahoga Emergency Communications System Section, submitting a contract with Alan L. Vasu dba Vasu Systems in the amount of \$8,340.00 for lease of radio tower space, located at 351 Pearl Road, Brunswick, for use by the Cuyahoga Emergency Communications System for the period 1/1/2012 - 12/31/2012.
35.	Department of Public Safety and Justice Services/Public Safety Grants, submitting an agreement with Southwest Council of Governments valued in the amount of \$56,192.00 for the purchase of equipment for the FY2009 State Homeland Security Grant Program for the period 8/1/2009 - 4/30/2012
36.	Department of Public Works, recommending an award on RQ21875 to Johnson Controls, Inc. in the amount not-to-exceed \$411,310.00 for maintenance on the Metasys and Pneumatic Heating, Ventilation and Air Conditioning Control Systems for various County buildings for the period 4/1/2012 - 3/31/2014. (Contracts and Purchasing Board Approval No. CPB2011-377 -authority to seek proposals.)
37.	Department of Public Works, recommending to award and enter into contracts with various consultant engineering firms on RQ21765, each in the amount of \$200,000.00, for general sanitary engineering services for various projects: (Contracts and Purchasing Board Approval No. 2011-236 - authority to seek proposals). a) Contract No. CE1200144-01 with Euthenics, Inc. b) Contract No. CE1200145-01 with URS Corporation
38.	Department of Public Works, recommending to award and enter into contracts with various consultant engineering firms on RQ21543, each in the amount not-to-exceed \$200,000.00, for general architectural engineering services for various projects: (Contracts and Purchasing Board Approval No. 2011-236 - authority to seek proposals). a) Contract No. CE1200111-01 with GPD Group b) Contract No. CE1200112-01 with Irie-Kynyk-Goss Architects Inc.
39.	Department of Public Works, recommending to reject all proposals on RQ21440 for veterinary services for the period 1/2/2012 - 12/30/2014.
40.	Department of Public Works, recommending to reject RQ21880 for maintenance and repair of the Fire Alarm System located at the Justice Center for the period 4/1/2012 - 3/31/2014.
41.	Department of Public Works, requesting approval to apply for and accept grant funds from County Engineers Association of Ohio in the total amount of \$158,000.00 for a load rating analysis for local replacement and rehabilitation of various bridges: a) Bagley Road Bridge No. 05.63 in the City of Berea. b) Brookside Road Bridge No. 02.80 in the City of Independence.

	<p>c) Columbus Road Bridge No. 01.09 in the City of Bedford.</p> <p>d) Coventry Road Bridge No. 00.74 in the City of Shaker Heights.</p> <p>e) Jackson Road Bridge No. 02.08 in the Village of Moreland Hills.</p> <p>f) Jefferson Avenue Bridge No. 00.57 in the City of Cleveland.</p> <p>g) Lakeshore Boulevard Bridge No. 01.12 in the Village of Bratenahl.</p> <p>h) Miles Road Bridge No. 12.10 in the Village of Chagrin Falls.</p> <p>i) North Main Street Bridge No. 00.12 in the Village of Chagrin Falls.</p> <p>j) Old Mill Road Bridge No. 01.12 in the Village of Gates Mills.</p> <p>k) Pettibone Road Bridge No. 01.45 in the Village of Glenwillow.</p> <p>l) Pleasant Valley Road Bridge No. 02.29 in the City of Parma.</p> <p>m) Puritas Road Bridge No. 00.02 in the City of Cleveland.</p> <p>n) Ridgewood Drive Bridge No. 03.50 in the City of Parma.</p> <p>o) Solon Road Bridge No. 03.83 in the City of Solon.</p> <p>p) Stumph Road Bridge No. 00.33 in the City of Parma Heights.</p> <p>q) Triskett Road Bridge No. 01.34 in the City of Cleveland.</p> <p>r) Webster Road Bridge No. 03.69 in the City of Middleburg Heights.</p> <p>s) Wolf Road Bridge No. 01.89 in the City of Bay Village.</p>
42.	Department of Public Works, submitting an amendment (Subsidiary No. 1) to Contract No. CE1100344-01 with Chemsteel Construction Company for rehabilitation of Old Mill Road Bridge No. 162 over the Chagrin River in the Village of Gates Mills for additional funds in the amount of \$25,645.73.
43.	Department of Public Works, submitting an amendment to Contract No. CE1100102- 02 with Johnson Controls, Inc. for maintenance on the Metasys and Pneumatic Heating, Ventilation and Air Conditioning Control Systems for various County buildings for the period 1/1/2011 - 12/31/2011 to extend the time period to 3/31/2012 and for additional funds in the amount of \$51,414.00.
44.	Department of Public Works, submitting specifications and estimate of cost; requesting authority for the Director of the Office of Procurement & Diversity to advertise for proposals. a) on RQ22820 for relining of Snow Road Bridge No. 220 over the west branch of Big Creek in the City of Brook Park for an estimated cost in the amount not-to-exceed \$400,000.00.
45.	Department of Workforce Development, submitting a contract with Multi-Dimensional Services, Inc. dba Firstat Nursing Services in the amount not-to-exceed \$5,000.00 for the On-the-Job Training Program for the period 1/23/2012 - 5/31/2012.
46.	Information Services Center, submitting a contract with SHI International Corp. in the amount not-to-exceed \$7,270.34 for maintenance and software support services for Blackberry Enterprise Server Software for the period 11/1/2011 - 10/31/2012.
47.	Information Services Center, submitting a contract with SHI International Corp. in the amount not-to-exceed \$946.00 for maintenance and support services of Double -Take Software for the Sheriff's Office for the period 6/13/2011 -

	6/12/2012.
48.	Information Services Center, submitting a contract with Siruis Computer Solutions, Inc. in the amount not-to-exceed \$5,000.00 for consultant services for the DB2 System for the period 12/22/2011-2/15/2012.
49.	Information Services Center, submitting a revenue generating agreement with the Village of Bratenahl in the amount of \$7,950.00, for professional web services for the period 3/5/2012 - 3/4/2014.
50.	Juvenile Court, submitting a contract with Asian Services in Action, Inc. in the amount not-to-exceed \$7,500.00 for interpretation and translation services for the period 1/1/2012 - 3/31/2012.
51.	Juvenile Court, submitting a contract with Interchange of Northern Ohio in the amount not-to-exceed \$38,000.00 for operating a vehicle intoxicated - and driver intervention and counseling services for the period 1/1/2012 - 12/31/2013.
52.	Juvenile Court, submitting an amendment to Contract No. CE1000101-01 with Pharmed Corporation for pharmacy services for the period 1/1/2010 - 12/31/2011 to extend the time period to 3/31/2012 and for additional funds in the amount of \$99,250.00.
53.	Juvenile Court, submitting an amendment to Contract No. CE1000284-01 with ComDoc, Inc. for training, configuration and maintenance on the DocuWare System for the period 11/1/2009 - 10/31/2010 to extend the time period to 10/31/2012, to change the scope of services, effective 11/1/2010, and for additional funds in the amount of \$8,622.00.
54.	Medical Examiner, recommending a payment in the amount of \$60,000.00 to The National Academies as reimbursement of unsued grant funds in connection with the Development of DNA Database for Convicted Offenders in Pakistan Project for the period 3/1/2008 - 2/29/2010.
55.	Medical Examiner, submitting a contract with Shimadzu Scientific Instruments, Inc., sole source, in the amount not-to-exceed \$15,206.48 for maintenance on Gas Chromatograph/Mass Spectrometer for the period 2/3/2012 - 2/2/2014.
56.	Medical Examiner, submitting revenue generating agreements with various municipalities and public agencies for forensic testing services for the period 1/1/2012 - 12/31/2013: a) City of Bedford in the amount of \$6000.00. b) City of Brooklyn Heights in the amount of \$1,500.00. c) Village of Gates Mills in the amount of \$750.00. d) City of Highland Heights in the amount of \$2,500.00. e) Village of Hunting Valley in the amount of \$750.00. f) Village of Orange in the amount of \$1,250.00. g) Greater Cleveland Regional Transit Authority in the amount of \$5,000.00. h) Cleveland Metroparks Rangers in the amount of \$7,500.00.
57.	Office of Procurement & Diversity, recommending an award: Department of Public Safety and Justice Services

	a) on RQ22178 to OEM Micro Solutions, Inc. in the amount of \$71,988.00 for mobile tactical computers and accessories (State Contract No. 534285/O2011-0044 4.4(B)).
58.	Office of Procurement & Diversity, recommending an award: County Sheriff a) on RQ22152 to International Industries, Inc., in the amount of \$36,747.04 for Side Scan Sonar System GSA Contract No. GS-07F-5715P /ORC 9.48(A)(3)).
59.	Office of Procurement & Diversity, recommending an award: County Sheriff a) on RQ22598 to Brunswick Commercial & Government Products Inc., in the amount of \$464,090.00 for purchase of 350 Challenger Patrol Boat (GSA Contract No. GS-07F-0011J/ORC 9.48(A)(3)).
60.	Office of Procurement & Diversity, recommending to reject all bids received on RQ22031 for sludge removal from various wastewater treatment plants for the period 1/1/2012 - 12/31/2013; submitting revised specifications and estimate of cost in the amount not-to-exceed \$120,000.00 on RQ22952 for the period 5/1/2012 - 4/30/2014; requesting authority for the Director of the Office of Procurement & Diversity to readvertise for bids.
61.	Office of Procurement & Diversity, submitting specifications and estimate of cost; requesting authority for the Director to advertise for bids: Department of Public Works a) on RQ22844 for plumbing supplies for various County buildings for the period 5/1/2012 -4/30/2014 for an estimated cost in the amount not-to-exceed \$100,000.00.



APR 20 2012

Cuyahoga County Council

Cuyahoga County Council Memorandum

TO: C. Ellen Connally, President and Cuyahoga County Councilmembers
FROM: Joanne Gross, Senior Policy Advisor
DATE: April 20, 2012
SUBJ: 2012 Charter Amendment Proposals

Attached is a compilation of proposed Charter amendments for consideration by Council for possible placement on the November 2012 ballot. We asked Councilmembers and the Executive administration for suggestions of amendments that they considered important and urgent enough to place before the voters in this fall's general election. We did so for two reasons: cost and clarity. Because 2012 is an even-year election, it will ultimately cost the county less money to put amendments on the general election ballot than it would in an odd-year election. In addition, operational issues have been raised over the past year or so that call for clarification of Charter language and meaning.

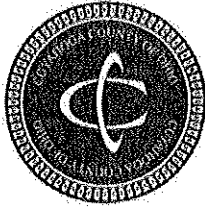
Please forward the attached to the Rules, Ethics and Charter Review Committee. A proposed timeline entails public Rules Committee discussions through May and June. Individual resolutions of amendment, if any are recommended, will be introduced for first reading in July, with subsequent 2nd and 3rd readings through August. Proposed questions and charter language are due to the Board of Elections on September 7, 2012. We are hoping to send any proposed Charter amendments to the BOE by mid to late August.

Following is a list of proposals, organized by existing Charter section with the sponsor(s) identified:

1. Clarifying Executive's authority - 2.03(1) and layoff jurisdictions -9.04; Sponsor – Executive and Director of Human Resources
2. Vacancies for Council and the Executive -clarifying time lines -2.04 and 3.07; Sponsor –Councilmember Miller
3. Actions of Council not requiring Executive approval - 3.10 (5); Sponsor – Councilmember Miller
4. Clarification of Roles of the Fiscal Officer, Treasurer, and Chief Information Officer – 5.02, 5.07, and 10.01; Sponsors – Executive, Fiscal Officer, Treasurer, Office of Procurement & Diversity, Chief Information Officer
5. Board of Revision – clarifications -6.02; Sponsor – Councilmember Miller
6. HRC Appointments - considering HRC as Council appointments -9.01; Sponsor – Councilmember Conwell
7. HRC authority and responsibilities – request for general clarification of – 9.01, 9.03, 9.04; Sponsor – Human Resource Commission
8. Purchasing Department - renaming to reflect current practice and calling for a Director -10.01 and adding 10.02; Sponsor –Councilmembers Jones and Miller
9. Internal Auditing – terms of office of Audit Committee and Internal Auditor – 11.01, 11.03; Sponsor Councilmember Connally
10. Creating the Agency of Inspector General under the Charter – new Article 14; Sponsor- Executive and Director of Human Resources.

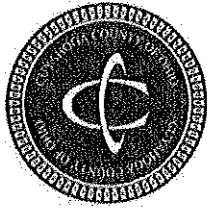
It is possible that one or more additional proposals may be submitted at a later date. But we wanted to give Council adequate time to consider these proposals fully and to allow sufficient public input as well.

Att. (10)



CHARTER REVIEW FORM

Sponsor's Name: Law Director on behalf of County Executive/HR Director
Date Submitted: April 2, 2012
Sponsor's Phone: 698-6549
Sponsor's Email: mmakhlouf@cuyahogacounty.us
GENERAL TOPIC (e.g. Council Redistricting) Clarification of Appointing Authorities
CHARTER SECTION(S) AFFECTED (e.g. Sections 3.04 (2) & (3) – Council Districts) 2.03(1) and 9.04
CURRENT LANGUAGE OF SECTIONS AFFECTED See redlines below
SUMMARY AND RATIONALE FOR CHANGE Clarify the Executive's authority in section 2.03(1) and the layoff jurisdiction under Section 9.04.
PROPOSED LANGUAGE (WITH DELETIONS CROSSED OUT AND ADDITIONS BOLDED) 2.03(1): To appoint, promote, demote, suspend, discipline and remove all County personnel, including those appointive officers provided for in Article V hereof and the employees in their departments and except those who, as provided by general law, are under the jurisdiction of officers, boards, agencies, commissions and authorities of the County other than the board of county commissioners. . . 9.04: The County Executive and the officers, offices, agencies, departments, boards and commissions and other public bodies, who under this Charter or under general law are authorized to employ persons in the service of the County, shall be appointing authorities. For purposes of layoff jurisdiction and transfer of employees, every Article V officer and every county department shall be its own jurisdiction. Consistent with Section 2.03(1), for purposes of employing, suspending, disciplining, promoting, demoting, and removing employees of the Article V officers and any department, approval of the County Executive shall be required. The County Executive may delegate such authority to any officers as he or she sees fit.



CHARTER REVIEW FORM

Sponsor's Name: Dale Miller
Date Submitted: February 6, 2012
Sponsor's Phone: (216) 698-2011
Sponsor's Email: damiller@cuyahogacounty.us
GENERAL TOPIC (e.g. Council Redistricting)
Vacancies for Council and Executive
CHARTER SECTION(S) AFFECTED (e.g. Sections 3.04 (2) & (3) – Council Districts)
Section 2.04 – Vacancy & Section 3.07 Vacancies; Length of Appointment
CURRENT LANGUAGE OF SECTIONS AFFECTED
<p>Section 2.04 Vacancy:</p> <p>In the event the office of the County Executive becomes vacant by reason of death, resignation, removal from office, failure to remain an elector of the County or for any other reason, the President of Council shall succeed to the office of County Executive on an interim basis. If a vacancy occurs in the first or second year of a four-year term, the interim succession shall be for a period until the next countywide general election, at which time the position shall be filled for the principal term. If a vacancy occurs in the third or fourth year of a four-year term, the interim succession shall extend until the next countywide general election, at which time the position shall be filled for the next four-year term. The interim succession of the President of Council to the office of County Executive as provided herein shall create a vacancy in the membership of County Council and in the position of President of Council. Upon the occurrence of a vacancy in the position of President of Council, the Vice-President of Council shall assume the position of President, and the Council shall elect a member to serve as Vice-President. The Council seat vacated by the former Council president shall be filled in the manner described.</p> <p>Section 3.07 Vacancies; Length of Appointment:</p> <p>If a vacancy occurs in the first or second year of a four-year term, the interim appointment shall be for a period until the next countywide general election, at which time the position shall be filled for the remainder of the unexpired term. If a vacancy occurs in the third or fourth year of a four-year term, the interim appointment shall extend until the next countywide general election, at which time the position shall be filled for the next four-year term.</p>

SUMMARY AND RATIONALE FOR CHANGE

Article 2, Section 4 and Article 3, Section 7 deal with the filling of vacancies in the office of County Executive and County Council, respectively. Both articles provide for interim appointments, a process that does not change with this amendment. Article 2, Section 4 provides that when there is a vacancy for County Executive, the President of Council becomes County Executive on an interim basis. Article 3, Section 5 provides that when there is a vacancy for member of County Council, the precinct committee members of the same political party and district as the outgoing member make the interim appoint. Article 3, Section 6 provides that the County Council makes than interim appointment when the outgoing Council member does not belong to a political party that has precinct committee members.

Article 2, Section 4 and Article 3, Section 7 then go on to provide for an election to fill the vacancy following the interim appointment for County Executive and County Council, respectively. These sections provide that if the vacancy occurs in the first or second year of the term, the interim appointment shall extend until the next countywide general election, at which time the position shall be filled for the remainder of the unexpired term. This language creates two problems. First, if the vacancy occurs before the mid-term election, but after a point which is a reasonable time before the filing deadline, it becomes unclear how the election would be held. Second, the current language provides for persons elected to fill vacancies to take office immediately upon election. This might be possible for County Council members, but certainly would not be practical for the County Executive.

The proposed amendment corrects the first problem by specifying that the vacancy must occur at least 30 days before the filing deadline for the primary for the mid-term election for there to be an election for the unexpired term. Otherwise, the interim appointment is for the remainder of the term. The proposed amendment corrects the section problem by specifying that the interim appointment extends until the end of the calendar year following the mid-term election, after which the unexpired term begins. Finally, the amendment makes a non-substantive change in the last line of Article 4, Section 2, stating the charter sections to be used in filling a council vacancy caused when the President of Council becomes County Executive.

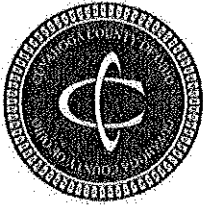
PROPOSED LANGUAGE (WITH DELETIONS CROSSED OUT AND ADDITIONS BOLDED)**2.04 Vacancy**

In the event the office of the County Executive becomes vacant by reason of death, resignation, removal from office, failure to remain an elector of the County or for any other reason, the President of Council shall succeed to the office of County Executive on an interim basis. If a vacancy occurs in the first or second year of a four-year term, the interim succession shall be for a period until the next countywide general election, at which time the position shall be filled for the principal term. If a vacancy occurs in the third or fourth year of a four-year term, the interim succession shall extend until the next countywide general election, at which time the position shall be filled for the next four-year term. **at least thirty (30) days prior to the filing deadline for the primary for the countywide general election held during the second year of a four-year term, the interim appointment shall be for a period until the end of the calendar year following that same countywide general election, at which election the position shall be**

filled for the remainder of the unexpired term. Otherwise, the interim appointment shall extend for the remainder of the four-year term. The interim succession of the President of Council to the office of County Executive as provided herein shall create a vacancy in the membership of County Council and in the position of President of Council. Upon the occurrence of a vacancy in the position of President of Council, the Vice-President of Council shall assume the position of President, and the Council shall elect a member to serve as Vice-President. The Council seat vacated by the former Council president **President of Council** shall be filled in the manner described herein **as provided for in Article 3, Section 5 or 6, as applicable.**

3.07 Vacancies; Length of Appointment

If a vacancy occurs in the first or second year of a four-year term, the interim appointment shall be for a period until the next countywide general election, at which time the position shall be filled for the remainder of the unexpired term. If a vacancy occurs in the third or fourth year of a four-year term, the interim appointment shall extend until the next countywide general election, at which time the position shall be filled for the next four-year term. **at least thirty (30) days prior to the filing deadline for the primary for the countywide general election held during the second year of a four-year term, the interim appointment shall be for a period until the end of the calendar year following that same countywide general election, at which election the position shall be filled for the remainder of the unexpired term. Otherwise, the interim appointment shall extend for the remainder of the four-year term.**



CHARTER REVIEW FORM

Sponsor's Name: Dale Miller
Date Submitted: February 22, 2012
Sponsor's Phone: (216) 698-2011
Sponsor's Email: damiller@cuyahogacounty.us
GENERAL TOPIC (e.g. Council Redistricting)
Actions of Council not requiring presentation to the Executive for approval or disapproval
CHARTER SECTION(S) AFFECTED (e.g. Sections 3.04 (2) & (3) – Council Districts)
Section 3.10 (5) Adoption by Council
CURRENT LANGUAGE OF SECTIONS AFFECTED
(5) Action by Council. No action of the Council shall be valid or binding unless adopted by an affirmative vote of at least a majority of the members of the Council. Each ordinance shall be signed by the presiding officer and promptly presented by the Clerk of Council to the County Executive for approval or disapproval.
SUMMARY AND RATIONALE FOR CHANGE
<p>The Charter states in Article 3, Section 9 that "all powers of the Council shall be exercised by ordinance or resolution" and states in Article 3, Section 10, Subsection 5 that "each ordinance or resolution shall be...promptly presented by the Clerk or Council to the County Executive for approval or disapproval." Taken together, these sections require the Executive to review all Council actions. However, there are some actions for which Executive review is not necessary nor should it be required. This amendment creates exceptions for an appropriate list of actions.</p> <p>The first two items (a. & b.) relate to the Council's right to set its own rules and order of business, per Article 3, Section 10, Subsection 2. The next three items (c.-e.) enable Council on its own to determine its office organization, hire staff, and enter into contracts for its own office operations, consistent with the County's operating budget. The next two (f. & g.) create exceptions for the confirmation of Executive appointments and the making of appointments granted specifically to the Council. The next two (h. & i.) relate to Council's investigatory powers as provided in Article 3, Section 9, Subsection 10 and Article 3, Section 12. Since such investigative actions would probably relate to activities of the Executive branch, it would not make sense to require Executive approval to exercise them. The final item (j.) creates an exception for submission of proposed Charter amendments to the voters of Cuyahoga County, since Article 10, Section 4 of the Ohio Constitution clearly states that only a 2/3 of the Legislative Authority is required for such action.</p> <p>Finally, the word "adopted" is added in the second line for clarification.</p>

PROPOSED LANGUAGE (WITH DELETIONS CROSSED OUT AND ADDITIONS BOLDED)

(5) **Adoption by Council.** No action of the Council shall be valid or binding unless adopted by an affirmative vote of at least a majority of the members of Council. Each **adopted** ordinance or resolution shall be signed by the presiding officer and promptly presented by the Clerk of Council to the County Executive for approval or disapproval. **Notwithstanding the foregoing, the following actions shall be finally approved or disapproved upon action by Council, without presentation to the County Executive for approval or disapproval:**

a. Adoption or amendment of the rules and order of business of the Council;

b. Adoption of the schedule of Council meetings, creation of committees, and other actions relating to the internal operations of the Council;

c. Adopting an organizational structure for the Council office, consistent with the County's operating budget;

d. Hiring and setting compensation for employees of the Council office, consistent with the County's operating budget;

e. Approval of contracts or amendments to contracts not to exceed \$100,000 for services for the Council office, consistent with the County's operating budget;

f. Confirmation of appointments recommended by the County Executive;

g. Making of appointments designated in this Charter to be made by Council;

h. Adoption of a resolution to require the attendance of any County employee or officer at Council meetings;

i. Adoption of a resolution to compel the attendance of witnesses, issue subpoenas, or refer matters to the Prosecuting Attorney in accordance with Article 3, Section 12;

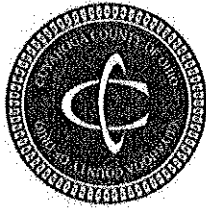
j. Submission of proposed amendments to this Charter to the electors of Cuyahoga County.



CHARTER REVIEW FORM

Sponsor's Name: Law Director on behalf of County Executive/Fiscal Officer/Treasurer/OPD/CIO
Date Submitted: April 2, 2012
Sponsor's Phone: 698-6549
Sponsor's Email: mmakhlouf@cuyahogacounty.us
GENERAL TOPIC (e.g. Council Redistricting)
Clarification of the roles of the Fiscal Officer, Treasurer, and Chief Information Officer
CHARTER SECTION(S) AFFECTED (e.g. Sections 3.04 (2) & (3) – Council Districts)
5.02, 5.07 and 10.01
CURRENT LANGUAGE OF SECTIONS AFFECTED
See redlines below
SUMMARY AND RATIONALE FOR CHANGE
The intent is to fix the operational issues encountered. The proposed changes consolidate the Office of Procurement and Diversity and Treasurer within the Department of Finance and Operations, which is the normal municipal model. The proposed change clarifies the role of the CIO in reviewing IT purchases.
PROPOSED LANGUAGE (WITH DELETIONS CROSSED OUT AND ADDITIONS BOLDED)
5.02(1): The Fiscal Officer shall lead the Department of Finance and Operations and shall exercise all powers and perform all duties now or hereafter vested in or imposed by general law upon county auditors and county recorders, and the powers and duties of clerks of court of common pleas other than those powers and duties related to serving the operation of the courts, and such other powers and duties not inconsistent herewith as provided herein or by ordinance. The Fiscal Officer shall prepare and maintain the tax maps for the County. Effective January 1, 2013, the County archives and the office of County Treasurer are consolidated within the Department of Finance and Operations, which shall exercise all powers and perform all duties relating to archives and all powers and duties now or hereafter vested in or imposed by general law upon county treasurers.
Delete Section 5.07.
10.01: Division of Procurement and Diversity Department of Purchasing

~~There shall be a Department of Purchasing.~~ **The Department of Finance and Operations shall contain a Division of Procurement and Diversity** under the direction of the County Executive, which shall be responsible for . . . **All purchases relating to information technology shall be submitted to the County's Chief Information Officer for review and approval prior to submission to the appropriate authority determined by county ordinance for the approval of contracts.**



CHARTER REVIEW FORM

Sponsor's Name: Dale Miller
Date Submitted: March 27, 2012
Sponsor's Phone: (216) 698-2011
Sponsor's Email: damiller@cuyahogacounty.us
GENERAL TOPIC (e.g. Council Redistricting)
Composition, appointment, duties, and administration of the Board of Revision and Board of Revision Hearing Boards
CHARTER SECTION(S) AFFECTED (e.g. Sections 3.04 (2) & (3) – Council Districts)
SECTION 6.02 BOARD OF REVISION
CURRENT LANGUAGE OF SECTIONS AFFECTED
<p>§ 6.02 Board of Revision</p> <p>There shall be one or more Boards of Revision, each consisting of three electors of the County. Two members of each board, who shall not be of the same political party, shall be appointed by the Council, and one member shall be appointed by the County Executive, each for a term of three years. Each Board of Revision shall exercise all duties of a county board of revision as prescribed by general law. The Council may provide for compensation for members of a Board of Revision.</p>
SUMMARY AND RATIONALE FOR CHANGE
<p>Serious issues have arisen regarding the composition, organization, and operation of the Board of Revision, and this amendment is designed to be a comprehensive update. The first thing that this amendment does, which the current language fails to do, is to distinguish between the statutory Board of Revision and the Hearing Boards. The Ohio Revised Code comprises the Board of Revision as the County Auditor, Treasurer, and one County Commissioner. Rather than making a literal translation of officers, this amendment tracks the ORC's intention of some separation of powers on the Board, and comprises it as the Executive, Fiscal Officer, and one member of Council, appointed by the Council President. The Council appointee serves a two</p>

year term, which expires on the off years from Council terms. The Council President is also given power to appoint for the unexpired term in the event of a vacancy. The amendment also provides that members of the statutory Board of Revision receive no additional compensation in addition to their regular compensation.

Like current language, the Board of Revision is given all the duties of Boards of Revision under state law, but is amended to read more broadly "powers and duties," and an exception is added to say that if the Charter provides anything different, the Charter provision would apply.

The second paragraph of the amendment clarifies authority for the administrative procedures of the Board of Revision, which is lacking in current language. The statutory Board of Revision is tasked to develop its own rules and procedures, consistent with the Charter and general law. The statutory Board is also directed to appoint an administrator and other assistants as needed for its operations, consistent with the County's operating budget. The Administrator is given responsibility for the office operations of the Board of Revision and the Hearing Boards, including setting the hearing schedules. The Board of Revision, with the assistance of the Fiscal Officer and the administrator of the Human Resources Commission (HRC) is directed to set compensation for the administrative staff, who are designated as unclassified employees. The administrator of the HRC, rather than the HRC itself, is designated, so that assistance may be provided without requiring formal HRC Board action.

The Board of Revision is then given the power to create and appoint members to one or more Hearing Boards. The Hearing Boards are given the same powers to hear complaints on property valuation as are given to board of revision hearing boards under general law, which means that a decision by the Hearing Board is the decision of the Board of Revision. Appeals would be to the courts and not to the Board of Revision.

The Board of Revision is directed to determine qualifications for Hearing Board members to insure that they are skilled in appraisal, real estate, and/or law, but the exact specifications are left to the Board of Revision. The political party limitation on Hearing Board composition found in current language is retained. The Board of Revision appoints the Hearing Board members, subject to confirmation by Council, with Council action required within 30 days. The Board of Revision is also given power, not expressed in current language, to make appointments for the unexpired term to fill vacancies, also subject to confirmation.

As in current language, the term for the Hearing Board members is for three years, but two exceptions are added. First, the Board of Revision is empowered to create temporary Hearing Boards with a term of up to one year to clear backlogs or anticipate heavy workloads. Second, the Board of Revision is directed to adjust Hearing Board terms so that the ending date of the various Hearing Boards is staggered. This should enable better planning and workload

management.

The Council, with the assistance of the Board of Revision and the administrator of the HRC is tasked to develop a compensation plan for Hearing Board members, but the Board of Revision itself will set the compensation for individual Hearing Board hires, within that plan. The Hearing Board members are designated as full time, unclassified employees of the Board of Revision. Finally, this amendment provides for removal of Hearing Board members. Such removal must be for cause, requires approval by the Board of Revision, and confirmation by Council.

PROPOSED LANGUAGE (WITH DELETIONS CROSSED OUT AND ADDITIONS BOLDED)

SECTION 6.02 BOARD OF REVISION

There shall be ~~one or more~~ **a Board** Boards of Revision, each consisting of three electors of the County. Two members of each board, who shall not be of the same political party, shall be appointed by the Council, and one member shall be appointed by the County Executive, each for a term of three years. which shall consist of the County Executive, the Fiscal Officer, and one County Councilperson, who shall be appointed by the Council President to a two-year term, ending at the end of each odd-numbered calendar year, or for the remainder of a two year term if a vacancy occurs. The Each Board of Revision shall exercise all powers and duties of a county board of revision as prescribed by general law, except as otherwise provided in this Charter. The Council may provide for compensation for members of a Board of Revision. There shall be no additional compensation for members of the Board of Revision in addition to their regular compensation by the County.

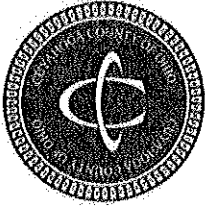
The Board of Revision shall determine its own rules and procedures, consistent with this charter and general law and shall appoint an Administrator and such other assistants as it deems necessary for the efficient performance of its duties, consistent with the County's operating budget. The Administrator shall be responsible for the office operations of the Board of Revision and the Hearing Boards and shall set the hearing schedules for hearing of complaints regarding the valuation of real property. The Board of Revision, with the assistance of the Fiscal Officer and the administrator of the Human Resources Commission, shall determine compensation for its administrative staff, who shall be unclassified employees.

The Board of Revision may create one or more Hearing Boards, which shall have the same

powers to hear and make decisions on complaints as to the value of real property that are given to board of revision hearing boards by general law. The Board of Revision shall establish qualifications for members of the Hearing Boards to insure that such members have experience and proven ability in the areas of appraisal, real estate and/or law. Each Hearing Board shall consist of three electors of the County, of which not more than two may be of the same political party, appointed by the Board of Revision, subject to confirmation by the Council. If a position on any Hearing Board becomes vacant, the Board of Revision shall appoint a new member for the remainder of the term in the same way that the original members were appointed. If the Council fails to act on the question of any such appointment within thirty days of the date that the Board of Revision submits such appointment to Council for its consideration, that appointment shall be deemed confirmed without further action by the Council.

Each Hearing Board member shall be appointed to a term of three years, except that in consultation with the Administrator, the Board of Revision may create one or more temporary Hearing Boards with a term of up to one year in order to clear backlogs or in anticipation of heavy workloads. The above provisions on length of term notwithstanding, the Board of Revision shall, if it appoints more than one Hearing Board, adjust the term of future appointments so that the ending dates of the various Hearing Boards are staggered, but the terms of all the members of any one Hearing Board end at the same time.

The Council, in consultation with the Board of Revision and the administrator of the Human Resources Commission, shall determine a compensation plan for members of the Hearing Boards, who shall be considered full-time unclassified employees of the Board of Revision. The Board of Revision may remove a member of a Hearing Board for cause, subject to confirmation by the Council, using the same confirmation process as for appointment.



CHARTER REVIEW FORM

Sponsor's Name: Councilwoman Yvonne Conwell
Date Submitted: February 22, 2012
Sponsor's Phone: 216-698-2017
Sponsor's Email: yconwell@cuyahogacounty.us
GENERAL TOPIC (e.g. Council Redistricting)
Human Resource Commission Appointments
CHARTER SECTION(S) AFFECTED (e.g. Sections 3.04 (2) & (3) – Council Districts)
9.01 Human Resource Commission
CURRENT LANGUAGE OF SECTIONS AFFECTED
<p>The County Executive, subject to confirmation by the Council, shall appoint the members of a Human Resource Commission, consisting of three electors of the County having experience in personnel matters or personnel administration and who are supportive of equal opportunity considerations. No more than two of the three members of the Human Resource Commission shall be members of the same political party. The Human Resource Commission shall be responsible for administering, for and in cooperation with the officers, agencies, boards and commissions of the County, an efficient and economical system for the employment of persons in the public service of the County according to merit and fitness. The County's human resources policies and systems, including ethics policies for County employees, shall be established by ordinance and shall be administered in such manner as will eliminate unnecessary expense and duplication of effort, while ensuring that persons will be employed in the public service without discrimination on the basis of race, color, religion, sex, national origin, sexual orientation, disability, age or ancestry.</p> <p>The term of office of each member of the Human Resource Commission shall be six years. The terms shall be staggered so that no term expires within less than two years of the expiration of any other term. The County Executive shall fill a vacancy occurring for an unexpired term in the same manner as a regular appointment.</p> <p>Of the terms of office for the initial appointees, one shall be appointed for a term of six years, one shall be appointed for a term of four years and one shall be appointed for a term of two years. The County Executive shall nominate the initial appointees to the Human Resource Commission not later than March 1, 2011 and thereafter within thirty days after the occurrence of a vacancy.</p> <p>No member of the Human Resource Commission shall hold any other public office or public employment with the County. The Council shall establish a per diem compensation for the members of the Human Resource Commission.</p>

The County Executive may remove any member of the Human Resource Commission for inefficiency, neglect of duty or malfeasance in office after notice and public hearing before the Council, provided that eight members of the Council concur.

SUMMARY AND RATIONALE FOR CHANGE

The Human Resource Commission (HRC) serves as the appeal board for the Executive's decisions regarding employee discipline, layoffs and other personnel related matters. Even though HRC members are appointed to terms and act as an independent Commission, because they are appointed by and can be removed upon an initial action by the Executive, this generates a potential conflict. To avoid this conflict, the Council alone should appoint and be able to remove HRC members.

PROPOSED LANGUAGE (WITH DELETIONS CROSSED OUT AND ADDITIONS BOLDED)

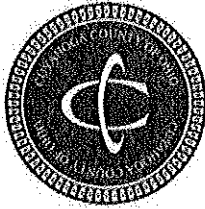
The ~~County Executive, subject to confirmation by the Council,~~ **Council** shall appoint the members of a Human Resource Commission, consisting of three electors of the County having experience in personnel matters or personnel administration and who are supportive of equal opportunity considerations. No more than two of the three members of the Human Resource Commission shall be members of the same political party. The Human Resource Commission shall be responsible for administering, for and in cooperation with the officers, agencies, boards and commissions of the County, an efficient and economical system for the employment of persons in the public service of the County according to merit and fitness. The County's human resources policies and systems, including ethics policies for County employees, shall be established by ordinance and shall be administered in such manner as will eliminate unnecessary expense and duplication of effort, while ensuring that persons will be employed in the public service without discrimination on the basis of race, color, religion, sex, national origin, sexual orientation, disability, age or ancestry.

The term of office of each member of the Human Resource Commission shall be six years. The terms shall be staggered so that no term expires within less than two years of the expiration of any other term. The ~~County Executive~~ **Council** shall fill a vacancy occurring for an unexpired term in the same manner as a regular appointment.

Of the terms of office for the initial appointees, one shall be appointed for a term of six years, one shall be appointed for a term of four years and one shall be appointed for a term of two years. The County Executive shall nominate the initial appointees to the Human Resource Commission not later than March 1, 2011 and thereafter within thirty days after the occurrence of a vacancy.

No member of the Human Resource Commission shall hold any other public office or public employment with the County. The Council shall establish a per diem compensation for the members of the Human Resource Commission.

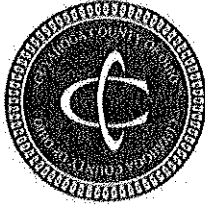
The ~~County Executive~~ **Council** may remove any member of the Human Resource Commission for inefficiency, neglect of duty or malfeasance in office after notice and public hearing before the Council, provided that eight members of the Council concur.



CHARTER REVIEW FORM

Sponsor's Name: Human Resource Commission
Date Submitted: March 29, 2012
Sponsor's Phone: 216-443-5675
Sponsor's Email: rkopcienski@gmail.com
GENERAL TOPIC (e.g. Council Redistricting)
The Human Resource Commission requests that language in the Charter which speaks to the Commission's authority and realm of responsibilities be clarified.
CHARTER SECTION(S) AFFECTED (e.g. Sections 3.04 (2) & (3) – Council Districts)
Sections 9.01, 9.03 and 9.04
CURRENT LANGUAGE OF SECTIONS AFFECTED
In 9.01: "The HRC shall be responsible for administering, for and in cooperation with the officers, agencies, boards and commissions of the County, an efficient and economical system for the employment of persons <i>in the public service of the County.</i> " In 9.03: "The HRC shall administer a clear, <i>countywide</i> classification and salary administration system.", and "The classification system shall, to the extent permitted by the Ohio Constitution, include the employees of <i>all offices, officers, agencies, departments, boards, commissions or other public bodies, other than separate political subdivisions, that are supported in whole or in part from taxes levied, or other financial assistance provided, by the County.</i> " In 9.04: " <i>No appointing authority shall appoint a person to fill a vacancy in the classified service who does not meet the qualifications for that position approved by the HRC.</i> "
SUMMARY AND RATIONALE FOR CHANGE
The Commission has considered various possible interpretations of these terms and phrases and requests clarification as to the intent of the scope of authority and responsibilities of the Commission.
PROPOSED LANGUAGE (WITH DELETIONS CROSSED OUT AND ADDITIONS BOLDED)

The Commission is not requesting specific language to be adopted, but only requests that the language in the Charter is clarified as to which entities are included in the Commission's scope of responsibility and authority.



CHARTER REVIEW FORM

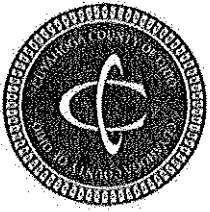
Sponsor's Name: Councilpersons Pernel Jones, Jr. and Dale Miller
Date Submitted: 2/15/12
Sponsor's Phone: Jones: (216) 698-2019 Miller: (216) 698-2011
Sponsor's Email: pjones@cuyahogacounty.us damiller@cuyahogacounty.us
GENERAL TOPIC (e.g. Council Redistricting)
Purchasing
CHARTER SECTION(S) AFFECTED (e.g. Sections 3.04 (2) & (3) – Council Districts)
Amending section 10.01 & adding section 10.02
CURRENT LANGUAGE OF SECTIONS AFFECTED
SECTION 10.01 DEPARTMENT OF PURCHASING. There shall be a Department of Purchasing under the direction of the County Executive, which shall be responsible, except as otherwise provided by this Charter or by ordinance, and to the extent permitted by the Ohio Constitution, for the purchase of goods and services required by all offices, officers, agencies, departments, boards, commissions or other public bodies, other than separate political subdivisions, that are supported in whole or in part from taxes levied, or other financial assistance provided by the County.
SUMMARY AND RATIONALE FOR CHANGE
Following current practice, this amendment uses the name "Procurement and Diversity," rather than "Purchasing" to describe the county department that handles contracting and purchasing. The words "equitable, effective, and efficient" are added to describe the blended goals of the county's contracting and purchasing operation. The Charter currently provides for the department, but does not provide for a Director, unlike the other Charter-mandated departments. This amendment adds new Article 10, Section 2 to provide for appointment, qualifications, and duties of the Director of Purchasing and Diversity and provides that the Director may report either directly to the Executive or to the Fiscal Officer, as determined by ordinance.
PROPOSED LANGUAGE (WITH DELETIONS CROSSED OUT AND ADDITIONS BOLDED)

Section 10.01 Department of Purchasing Procurement and Diversity

There shall be a Department of Purchasing Procurement and Diversity under the direction of the County Executive, which shall be responsible, except as otherwise provided by this Charter or by Ordinance, and to the extent permitted by the Ohio Constitution, for the equitable, effective, and efficient purchase of goods and services required by all offices, officers, agencies, departments, boards, commissions, or other public bodies, other than separate political subdivisions, that are supported in whole or in part from taxes levied, or other financial assistance by the County.

Section 10.02 Director of Procurement and Diversity; Appointment, Duties, and Qualifications

The Director of Procurement and Diversity shall be appointed by the County Executive, subject to confirmation by the Council, shall be the head of the Department of Procurement and Diversity, and shall serve at the pleasure of the County Executive. The person so appointed shall have at least five (5) years of experience in the purchase of goods and services and contract administration in either the public or the private sector and at least two (2) years of upper-level management experience, preferably with responsibility for the purchase of goods and services and contract administration, in either the public or private sector. The Director of Procurement and Diversity shall report either to the County Executive directly or to the Fiscal Officer, as the Council shall provide by Ordinance.



CHARTER REVIEW FORM

Sponsor's Name: C. Ellen Connally
Date Submitted: 03/30/2012
Sponsor's Phone: 216-698-2023
Sponsor's Email: ceconnally@cuyahogacounty.us
GENERAL TOPIC (e.g. Council Redistricting)
Internal Auditing
CHARTER SECTION(S) AFFECTED (e.g. Sections 3.04 (2) & (3) – Council Districts)
Sections 11.01 & 11.03
CURRENT LANGUAGE OF SECTIONS AFFECTED
<p>SECTION 11.01 COUNTY AUDIT COMMITTEE. The County Audit Committee shall provide internal auditing to assist the County Executive, Fiscal Officer, the Council, and other county officers and departments, institutions, boards, commissions, authorities, organizations, and agencies of the County government funded in whole or in part by County funds in providing taxpayers of the County with efficient and effective services. The County Audit Committee shall consist of the Fiscal Officer, who shall serve as chair of the committee, the County Executive, the President of Council and two residents of the County appointed by the County Executive and confirmed by Council. The County Audit Committee shall meet at least quarterly and shall oversee internal and external audits.</p> <p>SECTION 11.03 DIRECTOR OF INTERNAL AUDITING: APPOINTMENT, DUTIES AND QUALIFICATIONS. The Director of Internal Auditing shall be the head of the Department of Internal Auditing. The Director of Internal Auditing shall be a Certified Internal Auditor or member of the Institute of Internal Auditors or a similar successor organization and shall be subject to, and follow at all times, the Code of Ethics for Certified Internal Auditors or a similarly recognized code of ethics established by the Institute of Internal Auditors or a similar successor organization. The County Audit Committee shall recommend to the Council one or more candidates for appointment as the Director of Internal Auditing. The Council shall make the appointment, which shall be for a term of four years, or ending with the end of the term of office of the then County Executive, whichever comes first. The Director of Internal Auditing may be dismissed by the Council for cause, following a hearing at which the Director of Internal Auditing shall have had the opportunity to be represented by counsel and to present his or her case for retention in office. The Director of Internal Auditing shall interview and make recommendations for the hiring of staff for the Department of Internal Auditing to the County Audit Committee, which shall approve or reject such recommendations.</p>

SUMMARY AND RATIONALE FOR CHANGE**Summary:**

The change to Section 11.01 staggers the terms of the appointed members of the County Audit Committee to end one year following the end of the term of the current County Executive and creates a procedure for removal and replacement of an appointed member of the County Audit Committee prior to the end of term. The change to Section 11.03 staggers the term of the Director of Internal Auditing to end two years following the end of the term of the current County Executive, and creates a procedure for appointing an Interim Director of Internal Auditing should there be a vacancy in the position prior to the end of term.

Rationale:

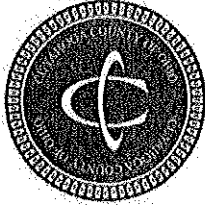
The purpose of this amendment is to reduce the probability of an interruption in the business of the County Audit Committee and the Department of Internal Auditing. The one-year gap between the end of the County Executive term and the appointed member term allows for a period of time during which a newly elected County Executive may find and vet candidates to appoint to the Committee. The two-year gap between the end of the County Executive term and the Director of Internal Auditing term allows for a year-long period of time during which a newly structured Audit Committee can find and vet candidates for the Director position. The ex officio members of the Committee will transfer automatically, negating any need for terms or staggering of their terms.

PROPOSED LANGUAGE (WITH DELETIONS CROSSED OUT AND ADDITIONS BOLDED)**SECTION 11.01 COUNTY AUDIT COMMITTEE.**

The County Audit Committee shall provide internal auditing to assist the County Executive, Fiscal Officer, the Council, and other county officers and departments, institutions, boards, commissions, authorities, organizations, and agencies of the County government funded in whole or in part by County funds in providing taxpayers of the County with efficient and effective services. The County Audit Committee shall consist of the Fiscal Officer, who shall serve as chair of the committee, the County Executive, the President of Council and two residents of the County appointed by the County Executive and confirmed by **Council for a term ending one year following the end of the term of office of the then County Executive. Upon a vacancy of an appointed position on the County Audit Committee, the County Executive shall appoint a replacement to full the incomplete term, subject to confirmation by Council. An appointed member of the County Audit Committee may be removed at the request of a majority of the County Audit Committee, subject to confirmation by Council.** The County Audit Committee shall meet at least quarterly and shall oversee internal and external audits.

SECTION 11.03 DIRECTOR OF INTERNAL AUDITING: APPOINTMENT, DUTIES AND QUALIFICATIONS.

The Director of Internal Auditing shall be the head of the Department of Internal Auditing. The Director of Internal Auditing shall be a Certified Internal Auditor or member of the Institute of Internal Auditors or a similar successor organization and shall be subject to, and follow at all times, the Code of Ethics for Certified Internal Auditors or a similarly recognized code of ethics established by the Institute of Internal Auditors or a similar successor organization. The County Audit Committee shall recommend to the Council one or more candidates for appointment as the Director of Internal Auditing. The Council shall make the appointment, which shall be ~~for a term of four years, or ending with the end of the term of office of the then County Executive, whichever comes first~~ **end two years following the end of the term of office of the then County Executive.** The Director of Internal Auditing may be dismissed by the Council for cause, following a hearing at which the Director of Internal Auditing shall have had the opportunity to be represented by counsel and to present his or her case for retention in office. **In the case of a vacancy prior to the end of the appointed term of the Director of Internal Auditing, the County Audit Committee shall recommend to the Council one or more candidates for appointment as Director of Internal Auditing to fill the incomplete term.** The Director of Internal Auditing shall interview and make recommendations for the hiring of staff for the Department of Internal Auditing to the County Audit Committee, which shall approve or reject such recommendations.



CHARTER REVIEW FORM

Sponsor's Name: Law Director on behalf of County Executive/HR Director
Date Submitted: April 2, 2012
Sponsor's Phone: 698-6549
Sponsor's Email: mmakhlouf@cuyahogacounty.us
GENERAL TOPIC (e.g. Council Redistricting)
Establishing the Independent Agency of Inspector General
CHARTER SECTION(S) AFFECTED (e.g. Sections 3.04 (2) & (3) – Council Districts)
CURRENT LANGUAGE OF SECTIONS AFFECTED
SUMMARY AND RATIONALE FOR CHANGE
Creating the independent Agency of Inspector General
PROPOSED LANGUAGE (WITH DELETIONS CROSSED OUT AND ADDITIONS BOLDED)
Add the following new section to the Charter:
SECTION 14.01 AGENCY OF INSPECTOR GENERAL
The County's Agency of Inspector General shall serve as the County's chief ethics officer and shall have all powers and duties to investigate fraud, corruption, waste, abuse, misfeasance, malfeasance, and nonfeasance, including the power and duties to investigate all county contracts, without interruption from any other public official or employee. The Inspector General shall have the independent power to issue subpoenas and to conduct sworn examinations and depositions as necessary for the Agency to conduct its functions.
14.01(1) Initial Term, Appointment, Term, and Removal of the Inspector General
(a) The initial term of the Inspector General shall continue until June 30, 2016, and the incumbent Inspector General shall have the right to continue to serve as the County's first Inspector General

without any further action needed until June 30, 2016. Effective July 1, 2016, the Inspector General shall be appointed by the County Executive, subject to confirmation by County Council, for five-year terms.

(b) In the case of a vacancy in the position of Inspector General, the Executive shall appoint a successor Inspector General, subject to confirmation of Council, to fill the remaining term of the Inspector General. The Deputy Inspector General shall serve as the Acting Inspector General during any vacancy.

(c) The County Executive may remove the Inspector General from office for inefficiency, neglect of duty, or malfeasance in office after notice and public hearing before the Council, provided that eight members of the Council concur. The County Council may remove the Inspector General from office after notice and a public hearing before the Council, provided that the eleven members of the Council concur.

14.01(2) Contracting with other Entities

The County shall have the right to contract on behalf of the Agency of Inspector General to have the Agency of Inspector General provide similar services to any other entities, county hospitals, agencies, authorities, municipalities, districts, or political subdivisions.

14.01(3) Confidential Investigatory Files.

Without regard to how such documents are received by the Agency, all documents prepared or received by the Agency of the Inspector General, including, but not limited to, all complaints, tips, hotline messages, and any other filings and submittals received by the Agency shall be considered part of the Inspector General confidential investigatory files. Such records shall be exempt from disclosure until the matter is concluded and the investigation is closed by the Inspector General and any other investigatory agencies with jurisdiction over the matter.

14.01(4) Agency of Inspector General's Budget, Facilities, Furniture, Equipment, and Software.

(a) The County Council shall appropriate funds for the Agency of Inspector General sufficient for the Agency to exercise its powers and duties as established herein. The budget of the Agency of Inspector General shall be based on a fixed formula established by county ordinance in order to ensure that the Agency can function without political interference. If the County Council fails to appropriate the necessary funds for the Agency to carry out its functions as provided herein, the Agency shall have the right to institute legal action in court to compel the County to appropriate the necessary funds for its operations.

(b) The County shall provide the Agency of Inspector General with appropriately located office space and sufficient physical facilities, including office furniture, equipment, and software commensurate with other County departments of similar size and needs.

14.01(5) Limitations on the Agency of Inspector General

(a) The Inspector General shall not interfere with any ongoing criminal, administrative, civil, or such other investigation or prosecution in the performance of his/her duties.

(b) The Inspector General shall manage the Agency and conduct all investigations in a manner that protects the constitutional and civil rights of any person who is the subject of an investigation as well as the constitutional and civil rights of any potential witnesses.

COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO

MOTION NO. M2012-0016

Sponsored by: Council President Connally

A Motion confirming the County Executive's appointment of Bonita Teeuwan to serve on the Cuyahoga County Justice Center Building Committee, and declaring the necessity that this Motion become immediately effective.

WHEREAS, the Justice Center serves as the center of operations for the legal and justice affairs of both the City of Cleveland and Cuyahoga County; and,

WHEREAS, the purpose of the Committee is to coordinate the use, operation and maintenance of the Justice Center; and,

WHEREAS, according to the Cuyahoga County Justice Center Building Committee by-laws, "the Committee shall be comprised of one representative each from the following offices: the County Prosecutor, the Clerk of the Court of Common Pleas, the County Sheriff, a person appointed by the Judges of the Court of Common Pleas, the three County Commissioners, a person appointed by the Municipal Judges, the City Clerk of Courts, the City Prosecutor and the Mayor of the City"; and,

WHEREAS, the individual appointed will be appointed to fill a vacancy as a County Official and shall have a term commencing immediately upon signature of this Motion; and,

WHEREAS, the Cuyahoga County Charter Section 6.04, entitled Special Boards and Commissions, states that "[w]hen general law or any agreement with another public agency or court order provides for appointment of members of a special board or commission or other agency by the board of county commissioners, such appointment shall be made by the County Executive, subject to confirmation by the Council;" and,

WHEREAS, the County Executive has nominated Bonita Teeuwan, Cuyahoga County Director of Public Works, to serve on the Cuyahoga County Justice Center Building Committee; and,

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Motion become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

NOW, THEREFORE, BE IT APPROVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Council of Cuyahoga County hereby confirms the appointment of Bonita Teeuwan, to serve on the Cuyahoga County Justice Center Building Committee to fill a vacancy, commencing immediately.

SECTION 2. It is necessary that this Motion become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of the County. Provided that this Motion receives the affirmative vote of eight members of Council, this Motion shall become immediately effective.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Motion were passed in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Motion was duly approved.

Yeas:

Nays:

County Council President

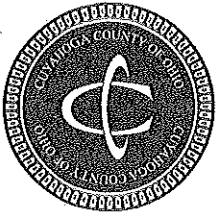
Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 2012



EDWARD FITZGERALD
Cuyahoga County Executive

March 19, 2012

MAR 23 2012

Cuyahoga County Council

C. Ellen Connally, President
Cuyahoga County Council
Cuyahoga County Administration Building
1219 Ontario Street, 4th Floor
Cleveland, OH 44113

Re: Cuyahoga County Justice Center Building Committee

Dear President Connally:

As you know, our Justice Center serves as the center of operations for the legal and justice affairs of both the City of Cleveland and Cuyahoga County. Municipal and County Court facilities are housed here as well as other related enterprises. To operate and maintain this building, a Building Committee was established by agreement with the City of Cleveland. This body is composed of representatives from all involved agencies. I am nominating the following to serve on this Committee:

- **Bonnie Teeuwen, Cuyahoga County Director of Public Works**

As the Director of Public Works, Ms. Teeuwen oversees our property inventory and is well suited for this Committee. In addition, as County Executive, I serve on this body in an *ex officio* capacity and I have named Andrea Rocco, Special Counsel to the Executive, as my designee for this Committee.

The Justice Center is the hub for legal and justice affairs in this County. It is vital that we work collaboratively with the City of Cleveland to insure that this important facility is operated and maintained in an appropriate fashion.

Should you or any of your colleagues have any questions, please feel free to contact my Special Assistant, James Boyle at 216-698-2089.

Sincerely,

Edward FitzGerald
Cuyahoga County Executive

cc: Bonnie Teeuwen
Andrea Rocco, Esq.
Councilwoman Yvonne Conwell

Exhibit A

BUILDING COMMITTEE BY-LAWS

I. The Committee

The Committee shall be comprised of one representative each from the following offices: the County Prosecutor, the Clerk of the Court of Common Pleas, the County Sheriff, a person appointed by the Judges of the Court of Common Pleas, the three County Commissioners, a person appointed by the Municipal Judges, the City Clerk of Courts, the City Prosecutor and the Mayor of the City. Each representative shall be entitled to one (1) vote.

II. Purposes of the Committee

The purpose of the Committee is to coordinate the use, operation and maintenance of the Justice Center. The following actions must be approved by the Committee before taking effect: 1) the adoption of the annual budget; 2) any proposal affecting general conditions of the Justice Center as a whole; or 3) any proposal affecting the allocation of space among the various entities using the Justice Center.

III. Regular Meetings; Notice

A meeting shall be convened at least once each year during the term of the Settlement Agreement dated March 5, 199~~2~~³, by and between the City of Cleveland and the County of Cuyahoga. Each representative shall have the right to convene a meeting upon at least three (3) days written notice to the other representatives specifying the place, date and hour of the meeting and the general nature of the business to be transacted thereat.

IV. Quorum: Majority

No action shall be deemed taken unless a minimum of two (2) representatives of the City are present. No action shall be deemed taken unless two-thirds (2/3) of the representatives in attendance at the meeting assent thereto.

V. Amendments

These By-Laws may be amended, altered and repealed, and new By-Laws may be adopted, by the Committee at any meeting.

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0071

Sponsored by: Councilmembers Brady and Conwell and County Executive FitzGerald	A Resolution supporting The MetroHealth System's and State of Ohio's Medicaid Waiver Demonstration application to the U.S. Centers for Medicaid and Medicare Services, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Cuyahoga County residents have median incomes 18 percent below national levels and Cleveland city residents earn about half the national average; and

WHEREAS, an estimated 158,000 Cuyahoga County adults are estimated to be uninsured, and do not presently qualify for Medicaid programs; and

WHEREAS, Cleveland is the third poorest city in the nation, and over 60 percent of the region's poor now live in the surrounding suburbs; and,

WHEREAS, as the public hospital, The MetroHealth System provides healthcare to all, regardless of a patient's ability to pay; and,

WHEREAS, The MetroHealth System provided over 226,000 uninsured patient visits in 2011, an increase of 42 percent since 2008; and,

WHEREAS, all 11 MetroHealth primary care practices have achieved the highest level of recognition from the National Center for Quality Assurance; and,

WHEREAS, MetroHealth has been recognized by Better Health Greater Cleveland for providing outstanding care to uninsured and Medicaid patients with diabetes, heart failure, and high blood pressure; and,

WHEREAS, The MetroHealth System, Cuyahoga County, and the U.S. Centers for Medicare and Medicaid Services (CMS) have an opportunity to partner to reduce the uninsured rate in Cuyahoga County, to improve the health status and quality of care for thousands of county residents, and help prepare the safety net system and uninsured individuals for the health coverage expansion in 2014 through a waiver of existing rules from CMS, such waivers being the standard practice for demonstrating new and innovative ways of providing health care; and

WHEREAS, the State of Ohio in conjunction with The MetroHealth System will submit the Medicaid Waiver Demonstration application to CMS on or about April 24, 2012; and

WHEREAS, it is necessary that this Resolution become immediately effective in order to ensure Cuyahoga County's timely transmittal of this resolution of support to CMS.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council and Cuyahoga County Executive wholeheartedly support the Medicaid Waiver Demonstration application by the State of Ohio in conjunction with The MetroHealth System to the U.S. Centers for Medicaid and Medicare Services (CMS).

SECTION 2. That it is necessary that this Resolution become immediately effective in order to ensure timely transmittal to CMS. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 3. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

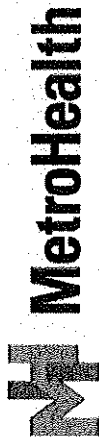
Date

Journal CC006
April 24, 2012

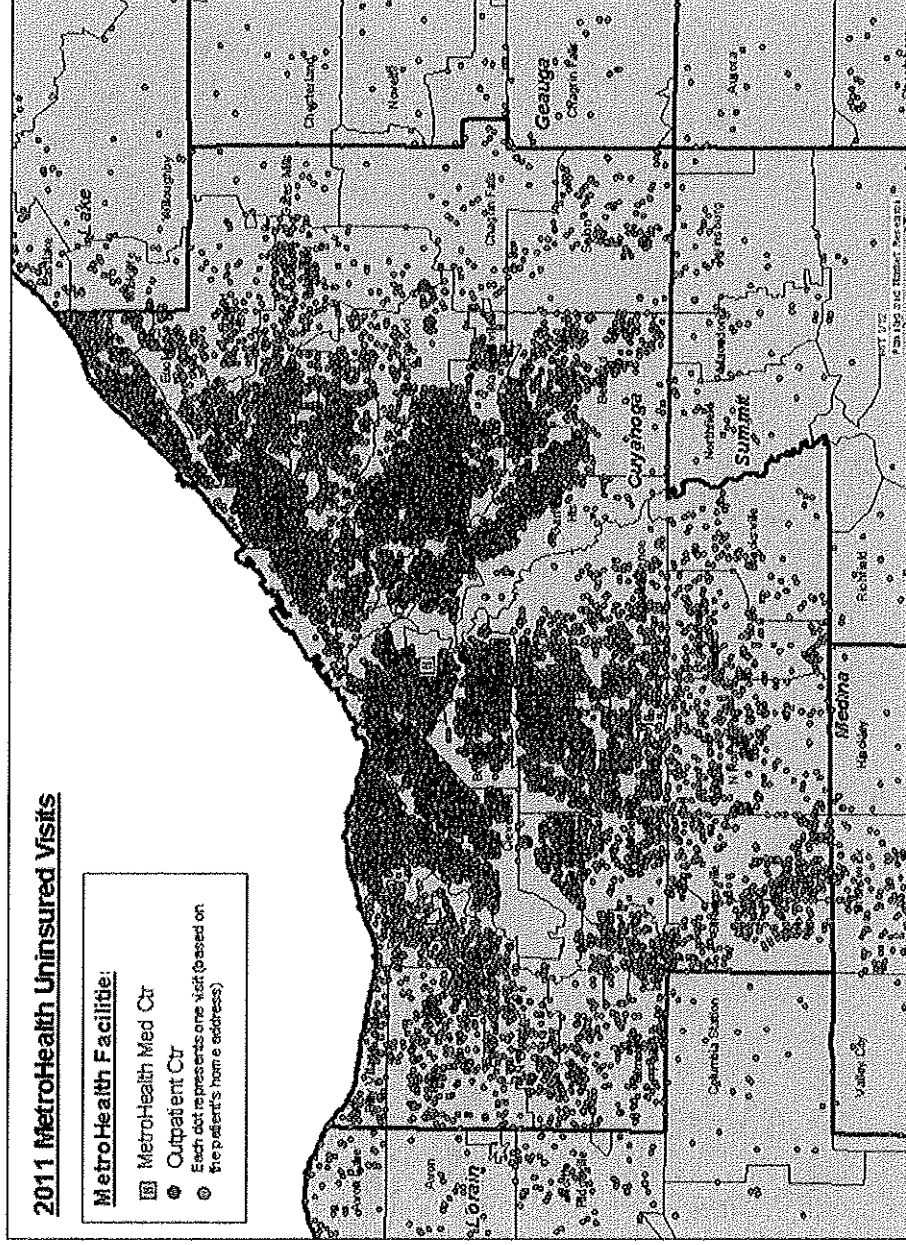
The MetroHealth System: Building a Bridge to Reform for Cuyahoga County's Uninsured Adults

**Presentation to The Cuyahoga County Council
Health and Human Services Committee**

March 29, 2012




Mission: 226,000 Uninsured Patient Visits in 2011— up 42% since 2008



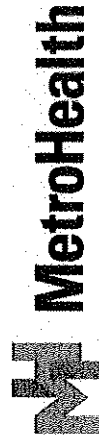
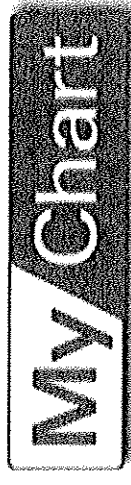
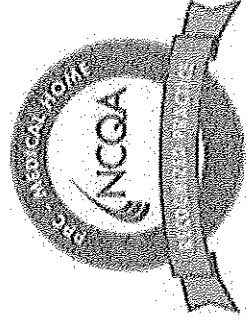
Driving Strategies: 2012 & Beyond

- In 2012, Implement Medicaid Waiver
- Improve Quality
- Create Access
- Deliver the Budget
- Grow the Network
- Renew Main Campus

<p>DRIVING STRATEGIES</p> <p>Improve Quality Create Access Deliver the Budget Grow the Network Renew Main Campus In 2012: Implement Medicaid Waiver</p>	
--	---

Committed to Improving Quality

- All 11 primary care practices have achieved the highest level of NCQA medical home recognition.
- Primary care practices are recognized by *Better Health Greater Cleveland* for outstanding care of uninsured and Medicaid patients with diabetes, heart failure and high blood pressure.
- Improving patient access through technology leadership: launched MyChart and e-prescribing in 2011.
- Created *Partners in Care*; creating a high quality medical home for 16,000 uninsured patients.



Waiver Background

- Cuyahoga County is estimated to have well over 141,000 uninsured adults, and **one out of 3 of them has an income below 100% of the federal poverty level (\$11,170 a year for a single person).**
- In 2011, The MetroHealth System (MHS) provided health care to **56,758 uninsured adults**
- The Affordable Care Act **provides MHS an opportunity to partner with the State of Ohio to offer health covered adults** via a Medicaid waiver to thousands of low-income uninsured adults without spending additional state or local dollars.

Purpose Of Medicaid Waiver

The waiver presents an opportunity to reduce the uninsured rate in Cuyahoga County, to improve the health status and quality of care for thousands of county residents, and to help prepare the safety net system and uninsured individuals for the health coverage expansion in 2014.

Who's Eligible for the Medicaid Waiver

- ✓ Cuyahoga County residents only
- ✓ 19 to 64 years old
- ✓ Uninsured
- ✓ Not eligible for regular Medicaid
- ✓ Income at or below 133% of Federal Poverty Level (\$14,856 for a family of 1)
- ✓ U.S. Citizen or a legal immigrant in U.S. for 5 years or more

Benefits of a Medicaid Waiver

- Estimated 20,000 uninsured adults get Medicaid coverage and accessible high quality health care services.
- Newly insured individuals enrolled in a patient centered medical home; delivering better care and outcomes.
- Access to new benefits like pharmacy, behavioral health, durable medical equipment, etc.
- No co-pays or cost sharing for those enrolled onto the Medicaid waiver.
- Streamlined eligibility
- Consistent with Ohio Medicaid reforms emphasizing care coordination, patient wellness, medical homes, and improved quality of care.

Consumer Eligibility is Streamlined Under Waiver

- Eligibility based on income only, no assets and or income disregards
- Consumers will be able to apply on line 24/7, by phone, or at any of our locations.
- MetroHealth patients who've been determined eligible for MetroHealth waiver, and provided income and citizenship information will be auto-enrolled.
- No re-determinations required for 18 month time period of the waiver.

Who Provides the Services?

- Enrollees required to obtain services from the MetroHealth System and or its designated community partners.
- Community partners will include Federal Qualified Health Centers, Community Mental Health Agencies, Home Care, and Pharmacy providers.
- Primary care services will be delivered in an NCQA recognized medical home with an integrated electronic health record.

What Services are Proposed to be Covered?

- Inpatient and Outpatient
- Primary Care
- Pharmacy
- Dental
- Transportation
- Behavioral Health
- Diabetic Supplies & Insulin
- Emergency & Urgent Care
- Durable Medical Equipment
- Preventive Exams & Screenings
- Family Planning
- Home Care

This list is subject to change based upon state and federal review.

What Services Aren't Proposed to be Covered?

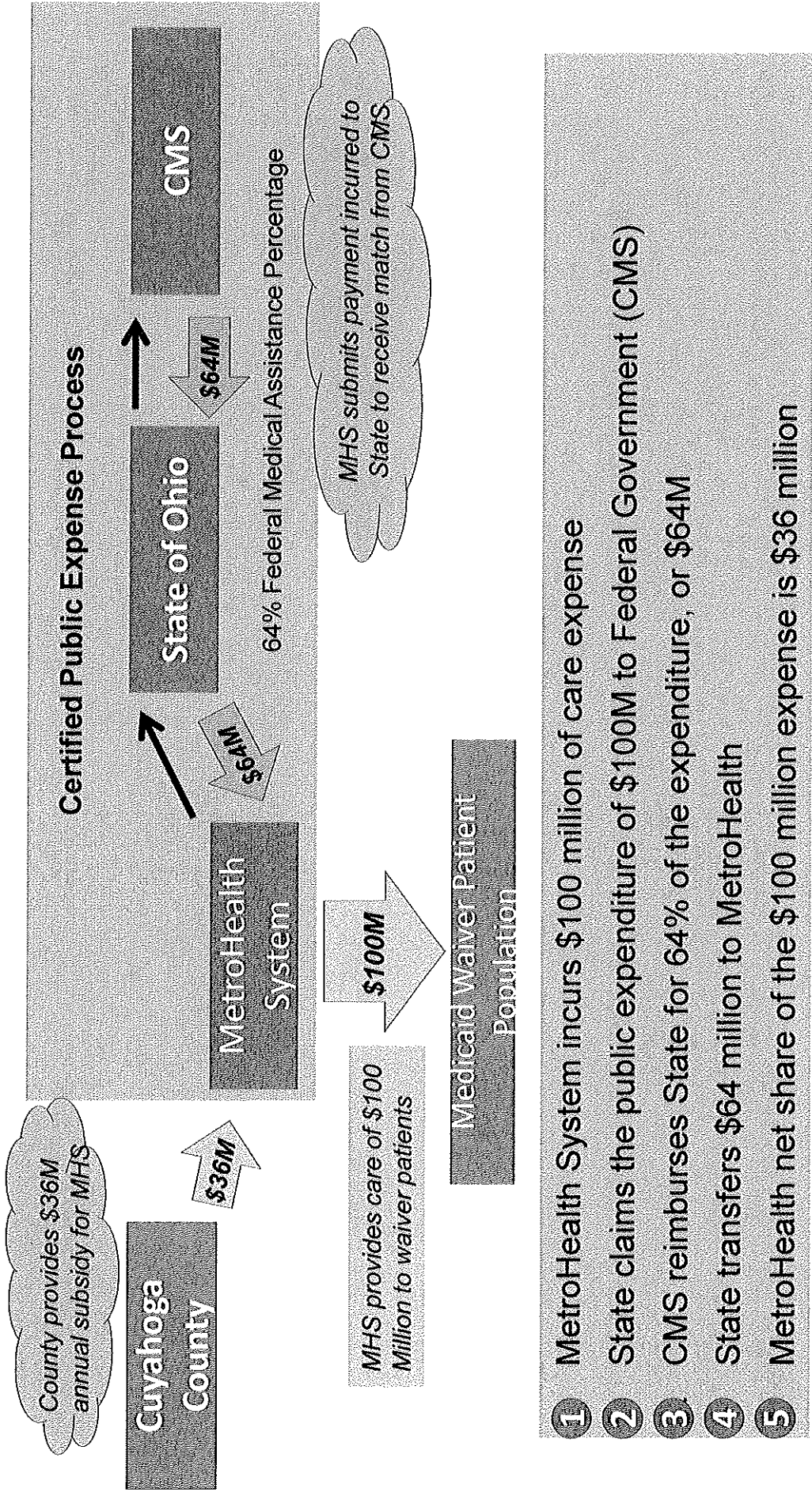
- Services delivered outside of network, other than emergency care
- Infertility Services
- Cosmetic Surgery
- Over the counter drugs
- Chiropractic Services
- Private duty nursing
- ICF-MR Services
- Hospice

This list is subject to change based upon state and federal review.

How the Medicaid Waiver is Financed in Four Steps

1. MetroHealth certifies to the State a public expenditure on behalf of a Medicaid Waiver eligible individual for an eligible service.
2. State certifies the expenditures to CMS.
3. CMS then sends the federal share (64%) of the expenditure to the State.
4. State sends federal share of the expenditure to MetroHealth.

Medicaid Waiver Leverages County Subsidy



- 1 MetroHealth System incurs \$100 million of care expense
- 2 State claims the public expenditure of \$100M to Federal Government (CMS)
- 3 CMS reimburses State for 64% of the expenditure, or \$64M
- 4 State transfers \$64 million to MetroHealth
- 5 MetroHealth net share of the \$100 million expense is \$36 million



“The Triple Aim”

- *Improve the health of the population;*
- *Enhance the patient experience of care (including quality, access, and reliability);*
and
- *Reduce, or at least control, the per capita cost of care.*

Next Steps

- MetroHealth submits Medicaid Waiver application to State of Ohio in April, 2012
- State of Ohio submits Medicaid Waiver application to Centers for Medicare and Medicaid Services (CMS) in April, 2012
- Waiver online at <http://jfs.ohio.gov/ohp/index.stm>
- Elected officials, community leaders, the general public will be encouraged to express their support for the waiver to U.S. Dept. of Health and Human Services, and CMS once it has been submitted.
- July 1, 2012 is our target start date for the waiver.

Public Comment Welcomed

Written comments may be sent to and reviewed by the public at the Office of Ohio Health Plans, P.O. Box 182709, Columbus, Ohio 43218-2709 or e-mail to Medicaid@jfs.ohio.gov. Correspondence should be directed to the attention of Mr. John McCarthy, Ohio Medicaid Director.

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0072

<p>Sponsored by: County Executive FitzGerald/Departments of Law and Public Works/Division of Animal Shelter</p>	<p>A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and Waste Paper Drivers Union, Local 244, affiliated with the International Brotherhood of Teamsters, consisting of approximately 8 employees in the Department of Public Works/Division of Animal Shelter for the period 1/1/2012 - 12/31/2014; directing that funds necessary to implement the Collective Bargaining 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.</p>
--	---

WHEREAS, the Cuyahoga County Department of Law has been engaged in collective bargaining negotiations with the Waste Paper Drivers Union, Local 244, affiliated with the International Brotherhood of Teamsters (hereinafter collectively referred to as "Teamsters Local 244"), for a successor collective bargaining agreement ("CBA") consisting of approximately 8 employees in the Department of Public Works/Division of Animal Shelter; and,

WHEREAS, the current CBA between Cuyahoga County and the Teamsters Local 244 was effective for a time period of 1/1/2008 - 12/31/2011 and has now expired; and,

WHEREAS, the parties have met on multiple occasions to negotiate new terms and have reached a tentative agreement on a successor collective bargaining agreement; and,

WHEREAS, on April 12, 2012, the members in the Teamsters Local 244 met and unanimously voted to ratify the proposed successor collective bargaining agreement in full; and,

WHEREAS, O.R.C. 4117.10 (B) requires that a public employer submit a request for funds necessary to implement an agreement, and for approval of any other matter requiring the approval of the appropriate legislative body to the legislative body within thirty days of the date on which the parties finalize the agreement, unless

otherwise specified or if the legislative body is not in session at the time, then within fourteen days after it convenes; and,

WHEREAS, O.R.C. 4117.10(B) further states that the legislative body must approve or reject the submission as a whole, and the submission is deemed approved if the legislative body fails to act within thirty days after the public employer submits the agreement; and,

WHEREAS, the Department of Law and the County Executive are recommending that Council approve the proposed Collective Bargaining Agreement; and,

WHEREAS, it is necessary that this Resolution become immediately effective to ensure the efficient operation of the Cuyahoga County Animal Shelter.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Cuyahoga County Council hereby approves the Collective Bargaining Agreement between Cuyahoga County and the Waste Paper Drivers Union, Local 244, affiliated with the International Brotherhood of Teamsters (Teamsters Local 244), consisting of approximately 8 employees in the Department of Public Works/Division of Animal Shelter for the period of 1/1/2012 - 12/31/2014, and authorizes the County Executive to execute all documents consistent with this Resolution.

SECTION 2. Funds necessary to implement the amended CBA between the County and Teamsters Local 244 shall be budgeted and appropriated.

SECTION 3. It is necessary that this Resolution become immediately effective in order that critical services provided by the Cuyahoga County Animal Shelter can continue without interruption, and to provide for the usual, daily operation of the County. Provided that this Resolution receives the affirmative vote of at least eight members of County Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President Date

County Executive Date

Clerk of Council Date

Journal CC006
April 24, 2012

County Council of Cuyahoga County, Ohio

Ordinance No. O2011-0056

Sponsored by: Councilmember Greenspan	An Ordinance establishing a General Fund, Fund Balance Reserve Policy and Replenishment Plan; and declaring the necessity that this Ordinance become immediately effective.
--	--

WHEREAS, the Cuyahoga County Charter provides for the transition, effective January 1, 2011, to a county governed by an elected County Executive and an eleven member elected County Council; and,

WHEREAS, the County Council has the power to establish by ordinance a General Fund, Fund Balance Reserve Policy and Replenishment Plan; and,

WHEREAS, the County Council has, through the 2012-2013 Biennial Budget Goals, strived to achieve a goal of an unreserved fund balance of 25% (twenty-five percent) reserve balance to current year expenditure ratio of the General Fund as an undedicated General Fund, fund balance reserve; and,

WHEREAS, the County Council is desirous of replenishing the General Fund, Fund Balance Reserve should the County Council vote to use any such funds; and,

WHEREAS, a formal reserve policy and a replenishment plan is recommended by various finance and accounting professional organizations and independent bond rating agencies; and,

WHEREAS, it is recognized by the Government Accounting Standards Board and the Government Finance Officers Association that it is prudent for local government entities to establish a formal reserve policy for General Operating Funds; and,

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue and to continue the usual and daily operation of the County.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The County Council hereby establishes twenty-five percent (25%) of the current fiscal year's General Fund ongoing budgeted operating expenditures as a General Fund, fund balance reserve.

SECTION 2. The reserve may only be used to stabilize revenues, mitigate a projected deficit in the current operating period, retire or defease outstanding bonds or notes of the County, fund one-time or unanticipated expenditures, and pay judgments or otherwise settle legal disputes and claims.

SECTION 3.

- A. Any legislation that results in reducing General Fund reserves below the twenty-five percent (25%) threshold shall contain a provision authorizing the use of reserves.
- B. The County Executive shall inform the Council, with at least one hundred twenty (120) days' notice whenever possible, whenever the County has obligations that would reasonably be expected to result in the General Fund reserve declining below the twenty-five percent (25%) threshold.
- C. At any other time that the Council determines that the use of General Fund reserves within the twenty-five percent (25%) threshold is needed for one or more of the reasons provided for in Section 2, the Council shall by resolution, authorize the use of such reserves.

SECTION 4. Not later than one hundred twenty (120) days after the enactment of legislation containing the authorization described in Section 3A, receipt of notification as described in Section 3B, or enactment of a resolution as provided for in Section 3C, the County shall, by resolution, enact a General Fund Reserve Replenishment Plan, which shall include all of the following:

- A. An estimate of the extent to which reserves within the twenty-five percent (25%) threshold shall need to be expended;
- B. A timetable for restoring the General Fund Reserve to the twenty-five percent (25%) threshold or greater; and
- C. The ways and means to be used to replenish the General Fund Reserve.

Following enactment of a General Fund Reserve Replenishment Plan, the County Executive and County Council shall monitor performance under the plan on at least a quarterly basis and amend the plan as needed to respond to changing circumstances.

SECTION 5. Effective Date. It is necessary that this Ordinance become immediately effective in order that critical services being provided by Cuyahoga County can continue without interruption, and to continue the usual daily operation of the County. Provided that this Ordinance receives the affirmative

vote of eight members of the County Council, this Ordinance shall become immediately effective upon signature of the County Executive.

SECTION 6. It is found and determined that all formal actions of this Council meeting and relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Ordinance was duly enacted.

Yeas:

Nays:

County Council President Date

County Executive Date

Clerk of Council Date

First Reading/Referred to Committee: December 6, 2011

Committee(s) Assigned: Finance & Budgeting

Second Reading: April 24, 2012

Journal _____
_____, 2011

County Council of Cuyahoga County, Ohio

Ordinance No. O2011-0058

Sponsored by: Councilmember Greenspan	An Ordinance establishing a Health and Human Services Levy Fund, Fund Balance Reserve Policy and Replenishment Plan; and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, the Cuyahoga County Charter provides for the transition, effective January 1, 2011, to a county governed by an elected County Executive and an eleven member elected County Council; and

WHEREAS, the County Council has the power to establish by ordinance a Health and Human Services Levy Fund Balance Reserve Policy and Replenishment Plan; and,

WHEREAS, the County Council has, through the 2012-2013 Biennial Budget Goals, strived to achieve a goal of an unreserved fund balance of 15% (fifteen percent) reserve balance to current year expenditure ratio of the Health and Human Services Levy Fund as an undedicated Health and Human Services Levy Fund, fund balance reserve; and,

WHEREAS, the County Council is desirous of replenishing the Health and Human Services Levy Fund, Fund Balance Reserve should the County Council vote to use any such funds; and,

WHEREAS, a formal reserve policy and a replenishment plan is recommended by various finance and accounting professional organizations and independent bond rating agencies; and,

WHEREAS, it is recognized by the Government Accounting Standards Board and the Government Finance Officers Association that it is prudent for local government entities to establish a formal reserve policy for Health and Human Services Operating Funds; and,

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue and to continue the usual and daily operation of the County.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The County Council hereby establishes 10% (ten percent) of the current fiscal year's Health and Human Services Levy Fund ongoing budgeted operating expenditures as a Health and Human Services Levy Fund, fund balance reserve except that the Health and Human Services Levy Fund, fund balance reserve shall be 15% (fifteen percent) through December 31, 2013.

SECTION 2. The reserve may only be used to stabilize revenues, mitigate a projected deficit in the current operating period, retire or defease outstanding bonds or notes of the County, fund one-time or unanticipated expenditures, and pay judgments or otherwise settle legal disputes and claims.

SECTION 3.

- A. Any legislation that results in reducing Health and Human Services Levy Fund reserves below the reserve balance target set in Section 1 shall contain a provision authorizing the use of reserves.
- B. The County Executive shall inform the Council, with at least one hundred twenty (120) days' notice whenever possible, whenever the County has obligations that would reasonably be expected to result in the Health and Human Services Levy Fund reserve declining below the reserve balance target set in Section 1.
- C. At any other time that the Council determines that the use of Health and Human Services Levy Fund reserves within the reserve balance target set in Section 1 are needed for one or more of the reasons provided for in Section 2, the Council shall, by resolution, authorize the use of such reserves.

SECTION 4. Not later than one hundred twenty (120) days after the enactment of legislation containing the authorization described in Section 3A, receipt of notification as described in Section 3B, or enactment of a resolution as provided for in Section 3C, the Council shall, by resolution, enact a Health and Human Services Levy Fund, Reserve Replenishment Plan, which shall include all of the following:

- A. An estimate of the extent to which reserves within the reserve balance target set in Section 1 shall need to be expended;
- B. A timetable for restoring the Health and Human Services Levy Fund Reserve to the reserve balance target set in Section 1 or greater; and
- C. The ways and means to be used to replenish the Health and Human Services Levy Fund Reserve.

Following enactment of a Health and Human Services Levy Fund, Reserve Replenishment Plan, the County Executive and County Council shall monitor performance under the plan on at least a quarterly basis and amend the plan as needed to respond to changing circumstances.

SECTION 5. Effective Date. It is necessary that this Ordinance become immediately effective in order that critical services being provided by Cuyahoga County can continue without interruption, and to continue the usual daily operation of the County. Provided that this Ordinance receives the affirmative vote of eight members of the County Council, this Ordinance shall become immediately effective upon signature of the County Executive.

SECTION 6. It is found and determined that all formal actions of this Council meeting and relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Ordinance was duly enacted.

Yeas:

Nays:

County Council President Date

County Executive Date

Clerk of Council Date

First Reading/Referred to Committee: December 6, 2011

Committee(s) Assigned: Finance & Budgeting

Second Reading: April 24, 2012

Journal _____
_____, 2011

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0073

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution amending the 2012/2013 Biennial Operating Budget for 2012 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.
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WHEREAS, on December 13, 2011, the Cuyahoga County Council adopted the 2012/2013 Biennial Operating Budget and Capital Improvements Program (Resolution No. R2011-0291) establishing the 2012/2013 biennial budgets for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the 2012/2013 Biennial Operating Budget for 2012 to reflect budgetary funding increases, funding reductions, to transfer budget appropriations, and to transfer cash between budgetary funds, in order to accommodate the operational needs of certain County departments, offices, and agencies; and

WHEREAS, it is further necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the 2012/2013 Biennial Operating Budget for 2012 be amended to provide for the following additional appropriation increases and decreases:

<u>Fund Nos./Budget Accounts</u>	<u>Journal Nos.</u>
A1. 01A001 - General Fund	BA1200342
CC012054 – Human Resources	
Other Expenses	\$ (31,284.35)
Capital Outlay	\$ (997.76)
A2. 01A001 - General Fund	
CC012112 – Employment	
Other Expenses	\$ (28,475.75)

A3.	01A001 - General Fund CC012138 – Human Resources - Payroll Other Expenses	\$	(17,515.40)
A4.	01A001 - General Fund CC126912 – Labor Relations Other Expenses	\$	(0.97)

Funding Source: General Fund.

B1.	67A003 – Workers’ Compensation Retro. ‘03 CC498808 – Workers’ Compensation Retro. ‘03 Other Expenses	\$	117,000.00	BA1200335
B2.	67A006 – Workers’ Compensation Retro. ‘06 CC498832 – Workers’ Compensation Retro. ‘06 Other Expenses	\$	205,000.00	
B3.	67A007 – Workers’ Compensation Retro. ‘07 CC498840 – Workers’ Compensation Retro. ‘07 Other Expenses	\$	54,000.00	
B4.	67A008 – Workers’ Compensation Retro. ‘08 CC498857 – Workers’ Compensation Retro. ‘08 Other Expenses	\$	105,000.00	
B5.	67A010 – Workers’ Compensation Retro. ‘10 CC498873 – Workers’ Compensation Retro. ‘10 Other Expenses	\$	282,000.00	

Funding Source: The source of funding is charges to County agencies for workers’ compensation insurance based on injury risk levels

C.	22A022- Shelter + Care ‘09 Renewal - TRA HS753509 – Shelter + Care ‘11 Renewal - TRA Other Expenses	\$	10,116,156.00	BA1200220
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Funding Source: United States Department of Housing & Urban.

D.	24A435 – Cuyahoga Tapestry System of Care (CTSOC) CF135004 – DCFS-Cuy Tapestry System of Care Personal Services	\$	(64,595.58)	BA1200219
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Funding Source: Health & Human Services Levy Fund.

E.	24A301 – Children & Family Services CF135467 – Administrative Services - CFS Personal Services	\$	64,595.58	BA1200221
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Funding Source: Health & Human Services Levy Fund.

F.	61A607 – Centralized Custodial Fund	BA1200193
	CT571000 – Buildings & Grounds - Administration	
	Other Expenses	\$ 400,000.00

Funding Source: Funding for the Centralized Custodial Fund comes from space maintenance charges on user agencies.

G.	22A250 – Home Weatherization Assistance Program	BA1200194
	(HWAP) 2011	
	DV725267 – HWAP Department of Energy Health & Safety 2011	
	Other Expenses	\$ 1,518.12

Funding Source: Department of Energy.

H.	21S027 – ARRA-Early Case Disposition 2009/2013	BA1200337
	PD736934 – ARRA –Early Case Disposition 2009/2013	
	Personal Services	\$ 30,000.00

Funding Source: United States Department of Justice, Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant (JAG) program.

I.	21S598 – ARRA-Justice Reform Initiative 2009/2013	BA1200338
	CO719302 – ARRA –Justice Reform Initiative 2009/2013	
	Personal Services	\$ 232,294.00
	Other Expenses	\$ 35,000.00
	Capital Outlay	\$ 119,206.00

Funding Source: United States Department of Justice, Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant (JAG) program.

J.	40S014 - Capital Projects ARRA	BA1200345
	CC770933 – Fairgrounds Wind Turbine Project	
	Capital Outlay	\$ 1,275,000.00

Funding Source: Funding is from Federal Stimulus dollars and a state grant.

K.	40A069 - Capital Projects Fund	BA1200346
	CC768010 – Real Estate Portfolio Consolidation	
	Other Expenses	\$ 390,000.00

Funding Source: Funding is from a future debt issuance and other funding sources.

L.	40A069 – Capital Projects Fund	BA1200347
	CC768028 – Law Department Renovation 4 th Floor Admin	
	Personal Services	\$ 154,500.00
	Capital Outlay	\$ 95,500.00

Funding Source: General Fund Improvement subsidy.

M.	40A069 – Capital Projects Fund		BA1200348
	CC767962 – Medical Examiner Regional Crime Lab Build Out		
	Other Expenses	\$	210,400.00

Funding Source: General Fund reserve dollars.

N.	40A069 – Capital Projects Fund		BA1200349
	CC768036 – Probate Court – Rms 121 & 131 Courthouse		
	Personal Services	\$	48,800.00
	Capital Outlay	\$	15,000.00

Funding Source: Funding is General Fund Improvement Subsidy.

O.	21S029 – ARRA-Early Case Disposition 2009/2013		BA1200328
	PR736942 – ARRA-Early Case Disposition 2009/2013		
	Personal Services	\$	100,428.22
	Other Expenses	\$	25,571.78

Funding Source: American Recovery and Reinvestment Act-United States Department of Justice Bureau of Justice Assistance Edward Byrne memorial Justice Assistance Grant Program.

P.	21A108 – Prisoner Reentry Program		BA1200333
	JA757898 – Prisoner Reentry Program		
	Other Expenses	\$	(6,257.80)

Funding Source: United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance.

Q.	21A277 – State Homeland Security Program Exercise FY2008		BA1200353
	JA752105 – State Homeland Security Program (SHSP) Exercise FY2008		
	Other Expenses	\$	(3,745.86)

Funding Source: United States Department of Homeland Security.

SECTION 2. That the 2012/2013 Biennial Operating Budget for 2012 be amended to provide for the following appropriation transfers:

<u>Fund Nos./Budget Accounts</u>		<u>Journal Nos.</u>
A. FROM:	01A001 – General Fund	BA1200339
	FS109637 – Financial Reporting	
	Other Expenses	\$ 66,700.00
TO:	01A001 – General Fund	
	FS109611 – Fiscal Office Administration	
	Other Expenses	\$ 66,700.00

Funding Source: General Fund.

B. FROM: 01A001 – General Fund **BA1200343**
CC013052 – Office of Budget and Management
Other Expenses \$ 18,992.20

TO: 01A001 – General Fund
FS109629 – Office of Budget and Management
Other Expenses \$ 18,992.20

Funding Source: General Fund.

C. FROM: 22S274 – Home Weatherization Assistance Program **BA1200189**
(HWAP) American Recovery and Reinvestment **BA1200191**
Act (ARRA) 2009-2010
DV725192 – HWAP ARRA Dept of Energy Administration 09 - 10
Other Expenses \$ 14,600.00

TO: 22S274 – Home Weatherization Assistance Program
(HWAP) American Recovery & Reinvestment Act (ARRA) 09- 10
DV725218 – HWAP ARRA Department of Energy Support 09- 10
Other Expenses \$ 14,600.00

Funding Source: Department of Energy.

D. FROM: 22S274 – Home Weatherization Assistance Program **BA1200190**
(HWAP) American Recovery & Reinvestment Act (ARRA) 09- 10
DV725218 – HWAP ARRA Dept of Energy Support 09- 10
Personal Services \$ 5,950.54

TO: 22S274 – Home Weatherization Assistance Program
(HWAP) American Recovery & Reinvestment Act (ARRA) 09-10
DV725218 – HWAP ARRA Dept of Energy Support 2009-2010
Other Expenses \$ 5,950.54

Funding Source: Department of Energy.

E. FROM: 21A058 – FY11 Second Chance Act Adult Offender **BA1200331**
HS157354– FY11 Second Chance Act Adult Offender ReEntry
Other Expenses \$ 12,467.00

TO: 21A058 – FY11 Second Chance Act Adult Offender ReEntry
HS157354 – FY11 Second Chance Act Adult Offender ReEntry
Personal Services \$ 12,467.00

Funding Source: United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance.

April 17, 2012

Clerk of County Council

Dear Ms. Schmotzer:

What follows is a brief summary of the fiscal items, which will be presented for your consideration for adoption on first reading at the regular County Council meeting scheduled for April 24, 2012.

Additional Appropriation Summary – Additional appropriations are needed when there is a new or increased revenue source, or a revision to the original budget appropriation that is required to cover expenses that exceed the original estimate. A budget review document is provided for General Fund and Health & Human Services Levy Fund impact items.

A reduction in appropriation is requested in conjunction with the close out of a program, grant, project or decertification of an encumbrance.

General Fund/Health & Human Services	Amount
Human Resources – Decreasing appropriation from decertified encumbrances in old structure of Human Resources. Those still in use will be encumbered in the new structure. Funding is from the General Fund.	-\$78,274.23
Children & Family Services/Tapestry System of Care/Administrative Services – A decrease in appropriation from Cuyahoga Tapestry System of Care (\$64,595.58) and corresponding increase to move appropriation for a of a staff member to Administrative Services fund. Funding is from the Health & Human Services Levy Fund.	\$0.00
TOTAL	(\$78,274.23)

Other Operating Funds	Amount
Workers' Compensation Retrospective – Increasing appropriation to provide sufficient funds to cover current year expenses. In May, once claims and premiums are paid, accounts with surplus appropriations will be decreased. Funding is from charges to agencies for workers compensation insurance based on injury risk levels. See OBM Review document.	\$763,000.00
Public Works/Centralized Services – Additional appropriation to certify two architectural and engineering contracts. Funding is from space maintenance charges to user agencies. See OBM Review document.	\$400,000.00
TOTAL	\$1,163,000.00

Grants/Projects	Amount
Human Services/Shelter + Care – To appropriate the Shelter + Care '09 Renewal – TRA grant from the U.S. Department of Housing and Urban Development.	\$10,116,156.00
Development – Increase in appropriation in the 2011 Home Weatherization Assistance Program for landlord deposits for furnace and hot water tank replacements. Funding is from the Department of Energy.	\$1,518.12
Public Defender – Additional appropriation to cover one attorney for the Early Case Disposition grant from the U.S. Department of Justice, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant (JAG).	\$30,000.00
Common Pleas - Additional appropriation to provide psychiatric services and placements in the Community Based Correctional Facility (CBCF), staffing in the Court's Drug Court, and space renovation for attorney/client conferences for the Early Case Management (ECM) within the Justice Reform Initiative. Funding is from the U.S. Department of Justice, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant (JAG).	\$386,500.00
Capital Projects Fund – To establish appropriations for the Fairgrounds Wind Turbine project. Funding is from Federal Stimulus dollars, and a state grant.	\$1,275,000.00
Capital Projects Fund – To establish appropriations to cover a contract for an architectural and engineering firm for the Real Estate Portfolio Consolidation project. Funding is from a future debt issuance.	\$390,000.00
Capital Projects Fund – To establish appropriation to cover the Law Department renovation on the 4 th floor of the Administration Building. Funding is from General Fund.	\$250,000.00
Capital Projects Fund – To establish to establish appropriations to cover a contract for an architectural and engineering firm for the Medical Examiner's Regional Crime Lab Build-Out. Funding is from General Fund reserve dollars.	\$210,400.00
Capital Projects Fund – To establish appropriations for the Probate Court renovation of rooms 121 and 131 in the Courthouse. Funding is a General Fund Improvement subsidy.	\$63,800.00
Prosecutor/ARRA Early Case Disposition – To appropriate the Early Case Disposition grant from the U.S. Department of Justice, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant (JAG) to cover the hire of a full	\$126,000.00

time Attorney.	
Justice Services – Decrease in appropriation in the Prisoner Reentry Program FY2011 to close-out grant from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance.	-\$6,257.80
Justice Services – Decrease in appropriation in the State Homeland Security Program Exercise FY2008 to close-out grant from the U.S. Department of Homeland Security.	-\$3,745.86
TOTAL	\$12,839,370.46

Total Additional Appropriations - All Funds	\$13,924,096.23
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The following represents the overall changes made to the 2012-2013 Biennial Appropriation Measure for 2012 since its adoption on December 13, 2011 Resolution # R2011-0291. The changes reflect the Additional Appropriations, Appropriation Transfers and Cash Transfers to the original adopted appropriation resolution.

APPROPRIATION STATUS SUMMARY:

	<u>04/24 Agenda</u>	<u>Year to Date</u>	<u>Adjusted Annual Appropriation</u>
General Fund Impact	\$ (78,274.23)	\$ 810,928.77	\$ 354,251,744.71
HHS Levy Impact	\$ 0.00	\$ (43.00)	\$ 225,665,924.00
Other Fund	\$ <u>14,002,370.46</u>	\$ <u>45,633,401.50</u>	\$ <u>9,088,486,388.50</u>
Total	\$ 13,924,096.23	\$ 46,444,287.27	\$ 9,688,404,057.27

Appropriation Transfer Summary – Is a transfer of appropriation between two or more budget accounts or between different expenditure categories within the same budget account.

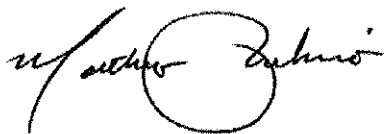
General Fund/Health & Human Services	Amount
Fiscal Office – Realigning appropriation to move the Administration division budget for telephone, data processing and other expenses from the Financial Reporting division. Funding is from the General Fund.	\$66,700.00
Fiscal Office/Budget & Management – Realigning appropriation from decertified contracts in the old structure to the new structure where they will be recertified. Funding is from the General Fund.	\$18,992.20
TOTAL	\$85,692.20

Grants/Projects	Amount
Development/Home Weatherization Assistance Program (HWAP) – Realigning appropriation from the HWAP Department of Energy (DOE) Administration '09 – '10 to the HWAP Support '09 – '10 and within the HWAP Support '09-'10 to allow for contractor payments. Funding is from the Department of Energy.	\$20,550.54
Human Services/Office of ReEntry FY2011 – Realigning appropriation within the Second Chance Act Adult Offender ReEntry to comply with the revised budget for the grant. Funding is from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance.	\$12,467.00
Justice Services/Urban Area Security Initiative (URSI) – Realigning appropriation within the URSI grant for anticipated contracts. Funding is from the U.S. Department of Homeland Security.	\$66,006.08
TOTAL	\$99,023.62

Total Appropriation Transfers - All Funds	\$184,715.82
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Thank you for your consideration regarding this matter.

Sincerely,



Matthew Rubino
 Director, Office of Budget & Management
mrubino@cuyahogacounty.us
 (216) 443-7448
 Fax: (216) 443-7256

Recommendation for Appropriation Request

Request Description	Workers' Compensation account increases
Requesting Agency	Human Resources/Division of Workers' Compensation
Funding Source	Self Funded Workers' Compensation
Total Impact	\$763,000.00
Status	Recommended
Agenda Date	April 24, 2012

Summary of Request

Request to increase appropriation in the cumulative amount of \$763,000 in multiple Workers' Compensation funds split among account years as follows:

CC498808	Workers Comp Retro '03	Workers Comp Retro '03	67A003	\$117,000.00
CC498832	Workers Comp Retro '06	Workers Comp Retro '06	67A006	\$205,000.00
CC498840	Workers Comp Retro '07	Workers Comp Retro '07	67A007	\$54,000.00
CC498857	Workers Comp Retro '08	Workers Comp Retro '08	67A008	\$105,000.00
CC498873	Workers Comp Retro '10	Workers Comp Retro '10	67A010	\$282,000.00
TOTAL				\$763,000.00

Background Information

The County keeps separate retroactive account funds for each of the previous ten years. The funding source for Workers' Compensation comes from charges to County agencies for workers' compensation insurance based on injury risk levels.

This request would be the first step in a three-step process to align Workers' Compensation funds among the account years where the claims expenses occurred and get paid. The County paid the claims expenses for the ten retroactive accounts in early April after receiving the invoice in March. The appropriation levels for the retroactive accounts were set during the 2012-2013 budget development process based on an estimate. Once the County obtained the actual claims expenses in each account, it realigns appropriation among the ten accounts to match claim expenses per retroactive year.

This increase appropriation request is the first step of a three step process: 1) increase appropriation, 2) adjust claims expenses between account years to move expenses related to each retroactive year to the appropriate account year, and 3) decrease appropriation for those account years that will have surplus appropriation.

The sum of the appropriation decreases will equal the present request for appropriation increases.

Recommendation for Appropriation Request

OBM Recommendation and Impact Statement

In this section provide the following:

OBM recommends approval of the appropriation increases to allow the expenses for each retroactive year to be paid from that year's account.

The Workers' Compensation funds have indirect impact on all accounts because all agencies pay into the funds. This request combined with the subsequent expense adjustments and appropriation decreases will not impact General Fund or HHS levy because it will not affect Workers' Compensation rates for County agencies.

Recommendation for Appropriation Request

Request Description	\$400,000 Architectural and Engineering Contract
Requesting Agency	Public Works – Facilities Management
Funding Source	Space Maintenance – Internal Service Fund
Total Impact	\$ 400,000
Status	Recommended
Agenda Date	April 24, 2012

Summary of Request

Request to increase appropriation in the amount of \$400,000 to fund two Architectural and Engineering contracts for Facilities Management in the Department of Public Works. Appropriation is needed because \$400,000 was appropriated in 2011, but the contracts were not completed until 2012 and funds were not pre-encumbered at the end of 2011. The contracts were not included in the 2012 budget.

Background Information

Information on program budget:

The two contracts to be funded by this additional appropriation will be appropriated as part of the Centralized Custodial Fund in Facilities Management. Although the expense will be paid out of the operating budget, the use of the Architects will be used primarily for capital projects. The Architects will design and modify buildings according to the County's Capital Improvement Plan (CIP), and most importantly, will provide cost estimates for these building capital projects.

Funding source and related history:

Historically, the County relied on an in-house architect who retired in 2010. At that time, the County made the decision to out-source its architectural and engineering needs. In 2011, the County's architectural needs were met through a contract with an architectural firm for \$150,000. However, the County's needs are so great, that now two contracts are needed at \$200,000 a piece. Funding for the contracts comes from an internal service fund which charges agencies for their space maintenance needs. Because the charges come from agencies funded by the General Fund, there is a General fund impact.

Reason for request:

Public Works originally provided appropriation for the contracts in 2011, but the contracts didn't become finalized until 2012. Funds from 2011 were not pre-encumbered for 2012. Thus, a request is made for additional appropriation.

Recommendation for Appropriation Request

Other pertinent information:

The County's buildings are in need for remodeling due to age and historically limited maintenance expenditures. The architects and engineers at these two firms will assist the County to determine the cost and scope of its facilities remodeling needs.

OBM Recommendation and Impact Statement

A complete and comprehensive analysis of the request:

The County is expected to spend \$2.87 million on building renovations and remodelings in 2012 according to the 2012 Capital Improvement Plan (CIP). Total expenditures over the next five years will total \$25.4 million. The County is spending a lot of its resources on the maintenance of its buildings and the demand is even greater than the 2012 CIP shows. The County needs architects and engineers to effectively spend these dollars on useful remodelings. The architects and engineers are also needed to design and remodel buildings to meet specifications and create useful spaces for the County's workers.

General Fund and / or HHS levy impact:

To the extent that agencies are funded with General Fund dollars, the space maintenance charges on these agencies will be applied using General Fund dollars.

Budgetary or funding issues:

The budget will have to be increased in 2012 and 2013 to accommodate these two architectural and engineering firms.

Impact on programmatic objectives:

The two firms should aid the County in effectively deploying capital dollars amongst its buildings. In addition to designing buildings, the firms should assist the County in minimizing costs. The two firms are essential to the Department's management of the County's facilities.

The recommendation for approval or non approval:

The County needs architects and engineers to remodel its buildings and execute its Capital Improvement Plan. OBM recommends that this appropriation be approved.

MEMORANDUM

TO: Jeanne Schmotzer, Clerk of Council

FROM: Matthew Rubino, Director, Office of Budget & Management

DATE: April 17, 2012

RE: Agenda Items

The Office of Budget & Management requests that the following fiscal items be presented to the members of County Council for their consideration for approval on first reading at the meeting of April 24, 2012. The requested fiscal items including additional appropriations, appropriation transfers, and cash transfers meet agency budgetary needs.

Resolution: Additional Appropriations

A1.	01A001 - General Fund CC012054 – Human Resources		BA1200342
	Other Expenses	\$	(31,284.35)
	Capital Outlay	\$	(997.76)
A2.	01A001 - General Fund CC012112 – Employment		
	Other Expenses	\$	(28,475.75)
A3.	01A001 - General Fund CC012138 – Human Resources - Payroll		
	Other Expenses	\$	(17,515.40)
A4.	01A001 - General Fund CC126912 – Labor Relations		
	Other Expenses	\$	(0.97)

The Department of Human Resources operates under a new consolidated budget structure effective at the start of 2012. There are several encumbrances in the old accounts that the Department of Human Resources no longer uses. The encumbrances that the Department still uses will be certified in the new consolidated Human Resources budget. This request would decrease appropriation for the encumbrances that the Department no longer needs. Funding for all of these Human Resources appropriations comes from the General Fund.

B1.	67A003 – Workers' Compensation Retro. '03 CC498808 – Workers' Compensation Retro. '03		BA1200335
	Other Expenses	\$	117,000.00
B2.	67A006 – Workers' Compensation Retro. '06 CC498832 – Workers' Compensation Retro. '06		
	Other Expenses	\$	205,000.00

Fiscal Office
Office of Budget & Management
1219 Ontario Street, Cleveland, OH 44113, (216) 443-7220, FAX (216) 443-7256
Ohio Relay Service (TTY) 711

B3.	67A007 – Workers’ Compensation Retro. ‘07 CC498840 – Workers’ Compensation Retro. ‘07 Other Expenses	\$	54,000.00
B4.	67A008 – Workers’ Compensation Retro. ‘08 CC498857 – Workers’ Compensation Retro. ‘08 Other Expenses	\$	105,000.00
B5.	67A010 – Workers’ Compensation Retro. ‘10 CC498873 – Workers’ Compensation Retro. ‘10 Other Expenses	\$	282,000.00

Cuyahoga County maintains separate Workers’ Compensation Retrospective accounts and subfunds for each of the previous ten years. Cumulatively, there are sufficient funds in all of the accounts for 2012 expenses, but five of the accounts have surplus funds and five have insufficient levels. This request would provide sufficient appropriation to cover current year expenses for each year’s retrospective account. Once the claims and premiums are paid in May, a subsequent request will decrease surplus appropriation from the other five retrospective accounts. The cumulative decrease will be more than this cumulative increase of \$763,000.00. The source of funding is charges to County agencies for workers’ compensation insurance based on injury risk levels

C.	22A022- Shelter + Care ’09 Renewal - TRA HS753509 – Shelter + Care ’11 Renewal - TRA Other Expenses		BA1200220 \$ 10,116,156.00
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The Office of Homeless Services request additional appropriations in order to provide appropriations for The Office of Homeless Services recent award from the United States Department of Housing & Urban Development in connection with the Continuum of Care for Homeless Assistance programs for the 2011 McKinney – Vento homeless assistance programs in the amount of \$10,116,156.00 covering the period April 10, 2012 through April 10, 2013. The grant was approved and accepted by the County Executive.

D.	24A435 – Cuyahoga Tapestry System of Care (CTSOC) CF135004 – DCFS-Cuy Tapestry System of Care Personal Services		BA1200219 \$ (64,595.58)
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The Department of Children and Family Services requests an appropriation decrease in order to cover the personnel expenses as a result of moving one staff member from Tapestry CTSOC budget to the Children and Family Administrative Services index code. This move is part of the HHS consolidation between Cuyahoga County Tapestry System of Care and Children and Family Services.

E.	24A301 – Children & Family Services CF135467 – Administrative Services - CFS Personal Services		BA1200221 \$ 64,595.58
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The Department of Children and Family Services requests an appropriation increase in order to cover the personnel expenses as a result of moving one staff member from Tapestry CTSOC budget to the Children and Family Administrative Services index code. This move is part of the HHS consolidation between Cuyahoga County Tapestry System of Care and Children and Family Services.

F.	61A607 – Centralized Custodial Fund CT571000 – Buildings & Grounds - Administration Other Expenses	\$ 400,000.00	BA1200193
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Additional appropriation is requested in the Centralized Custodial Fund to certify two Architectural and Engineering contracts in the Department of Public Works. Appropriation was given last year for these contracts, but funds were not pre-encumbered for this year. Therefore, additional appropriation is needed. Funding for the Centralized Custodial Fund comes from space maintenance charges to user agency budgets.

G.	22A250 – Home Weatherization Assistance Program (HWAP) 2011 DV725267 – HWAP Department of Energy Health & Safety 2011 Other Expenses	\$ 1,518.12	BA1200194
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An appropriation increase is requested in the 2011 Home Weatherization Assistance Program (HWAP) to record landlord deposits for furnace and hot water tank replacements. Funding for the HWAP comes from the Department of Energy.

H.	21S027 – ARRA-Early Case Disposition 2009/2013 PD736934 – ARRA –Early Case Disposition 2009/2013 Personal Services	\$ 30,000.00	BA1200337
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To provide additional appropriations for the Memorandum of Understanding between Sheriff's Office and the Public Defender's Office. This agreement provides funding for the Public Defender to retain one attorney to handle the increased case load as a result of Early Case Disposition project within the Justice Reform Initiative. The City of Cleveland awarded the County \$920,000 for the Justice Reform Initiative for various activities performed by multiple County departments and agencies through a memorandum of understanding using funding from the American Recovery and Reinvestment Act funds through the United States Department of Justice, Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant (JAG) program. The County Sheriff has been selected to be the fiscal agent and will administer the award to the various departments and agencies. The Public Defender's Early Case Disposition program is one facet of the initiative. Funding covers the period March 1, 2009 through February 28, 2013. No cash match is required.

I.	21S598 – ARRA-Justice Reform Initiative 2009/2013 CO719302 – ARRA –Justice Reform Initiative 2009/2013 Personal Services Other Expenses Capital Outlay	\$ 232,294.00 \$ 35,000.00 \$ 119,206.00	BA1200338
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To provide appropriations for the Memorandum of Understanding between Sheriff's Office and the Court of Common Pleas. This agreement provides funding for the Court to (1) provide psychiatric services and placements in the Community Based Correctional Facility (CBCF), (2) support gaps in the Court's Drug Court staffing, and (3) provide space renovation for attorney/client conferences with regard to the Early Case Management (ECM) process within the Justice Reform Initiative. The City of Cleveland awarded the County Commissioners \$920,000 for the Justice Reform Initiative for various activities performed by multiple County departments and agencies through a memorandum of understanding using funding from the American

Recovery and Reinvestment Act funds through the United States Department of Justice, Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant (JAG) program. The County Sheriff has been selected to be the fiscal agent and will administer the award to the various departments and agencies. The Court's Justice Reform programs are one facet of the initiative. Funding covers the period March 1, 2009 through February 28, 2013. No cash match is required.

J. 40S014 - Capital Projects ARRA **BA1200345**
CC770933 – Fairgrounds Wind Turbine Project
Capital Outlay \$ 1,275,000.00

To establish appropriation for the Fairgrounds Wind Turbine project. Initially one account was set up for the Wind Turbine project as well as the Environmental Assessment and Energy Building & Exhibits projects. Funding is from Federal Stimulus dollars and a state grant.

K. 40A069 - Capital Projects Fund **BA1200346**
CC768010 – Real Estate Portfolio Consolidation
Other Expenses \$ 390,000.00

To establish appropriations to cover a contract for an Architectural/Engineering firm for the Real Estate Portfolio Consolidation project. Funding is from a future debt issuance and other funding sources.

L. 40A069 – Capital Projects Fund **BA1200347**
CC768028 – Law Department Renovation 4th Floor Admin
Personal Services \$ 154,500.00
Capital Outlay \$ 95,500.00

To establish appropriations for the renovation of space to house the Law Department on the 4th Floor of the Administration Building. Funding is from the General Fund Improvement subsidy.

M. 40A069 – Capital Projects Fund **BA1200348**
CC767962 – Medical Examiner Regional Crime Lab Build Out
Other Expenses \$ 210,400.00

To establish appropriations to cover a contract for an Architectural/Engineering firm for the Medical Examiner Regional Crime Lab Build Out. Funding is from General Fund reserve dollars.

N. 40A069 – Capital Projects Fund **BA1200349**
CC768036 – Probate Court – Rms 121 & 131 Courthouse
Personal Services \$ 48,800.00
Capital Outlay \$ 15,000.00

To establish appropriation for Probate Court's renovation of rooms 121 and 131 in the Courthouse. Funding is General Fund Improvement Subsidy.

O. 21S029 – ARRA-Early Case Disposition 2009/2013 **BA1200328**
PR736942 – ARRA-Early Case Disposition 2009/2013
Personal Services \$ 100,428.22
Other Expenses \$ 25,571.78

To increase appropriations for the Early Case Disposition Grant to the Prosecutor's Office that is intended to hire a full time Early Disposition Case Prosecuting Attorney to handle the increased amount of cases necessary. The additional funds within the agreement between the County and the City of Cleveland supported from funds awarded to the City of Cleveland from the American Recovery and Reinvestment Act-United States Department of Justice Bureau of Justice Assistance Edward Byrne memorial Justice Assistance Grant Program in the amount of \$920,000. The fiscal agent for the County is the County Sheriff which in turn awarded an additional \$126,000 through a Memorandum of Understanding for the Prosecutor's part in the Justice Reform Initiative, Early Case Disposition project. The grant period covers the period March 1, 2009 through February 28, 2013. No cash match is required.

P.	21A108 – Prisoner Reentry Program	BA1200333
	JA757898 – Prisoner Reentry Program	
	Other Expenses	\$ (6,257.80)

To decrease appropriations in the Prisoner Reentry Program FY2011 grant in preparation for closure, Funding is from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance from Federal Fiscal Year 2010 Congressionally Selected covering the period October 1, 2010 through September 30, 2012 and extended to December 31, 2012.

Q.	21A277 – State Homeland Security Program Exercise FY2008	BA1200353
	JA752105 – State Homeland Security Program (SHSP) Exercise FY2008	
	Other Expenses	\$ (3,745.86)

To decrease appropriations in the State Homeland Security Program Exercise FY2008 grant in preparation for closure, Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2008 through March 31, 2011.

Resolution: Appropriation Transfers

A. FROM: 01A001 – General Fund **BA1200339**
FS109637 – Financial Reporting
Other Expenses \$ 66,700.00

TO: 01A001 – General Fund
FS109611 – Fiscal Office Administration
Other Expenses \$ 66,700.00

The Fiscal Office budget was consolidated effective at the start of 2012. The 2012 budget appropriated the Fiscal Office Administration telephone, data processing, and other expenses in the Financial Reporting budget. This transfer request would correct this error. Funding for both lines is provided by the General Fund.

B. FROM: 01A001 – General Fund **BA1200343**
CC013052 – Office of Budget and Management
Other Expenses \$ 18,992.20

TO: 01A001 – General Fund
FS109629 – Office of Budget and Management
Other Expenses \$ 18,992.20

The Fiscal Office began using new index codes at the start of 2012. The Office of Budget and Management had several contracts encumbered in its old index code. This request would transfer the appropriation for these certifications to the new index code. The Office of Budget and Management receives its funding from the General Fund.

C. FROM: 22S274 – Home Weatherization Assistance Program **BA1200189**
(HWAP) American Recovery and Reinvestment **BA1200191**
Act (ARRA) 2009-2010
DV725192 – HWAP ARRA Dept of Energy Administration 09 - 10
Other Expenses \$ 14,600.00

TO: 22S274 – Home Weatherization Assistance Program
(HWAP) American Recovery & Reinvestment Act (ARRA) 09- 10
DV725218 – HWAP ARRA Department of Energy Support 09- 10
Other Expenses \$ 14,600.00

An appropriation transfer is requested in the Home Weatherization Assistance Program (HWAP) account from Administration to Support to allow for contractor payments. Funding for the 2009-2010 HWAP account is from federal stimulus dollars allocated by the Department of Energy.

D. FROM: 22S274 – Home Weatherization Assistance Program **BA1200190**
(HWAP) American Recovery & Reinvestment Act (ARRA) 09- 10
DV725218 – HWAP ARRA Dept of Energy Support 09- 10
Personal Services \$ 5,950.54

TO: 22S274 – Home Weatherization Assistance Program
(HWAP) American Recovery & Reinvestment Act (ARRA) 09-10
DV725218 – HWAP ARRA Dept of Energy Support 2009-2010
Other Expenses \$ 5,950.54

An appropriation transfer is requested in the Home Weatherization Assistance Program (HWAP) Support account from personal services to contracts to allow for contractor payments. Funding for the 2009-2010 HWAP account is from federal stimulus dollars allocated by the Department of Energy.

E.	FROM:	21A058 – FY11 Second Chance Act Adult Offender	BA1200331
		HS157354– FY11 Second Chance Act Adult Offender ReEntry	
		Other Expenses	\$ 12,467.00
	TO:	21A058 – FY11 Second Chance Act Adult Offender ReEntry	
		HS157354 – FY11 Second Chance Act Adult Offender ReEntry	
		Personal Services	\$ 12,467.00

Transfer appropriations within the Office of ReEntry FY2011 Second Chance Act Adult Offender ReEntry grant in compliance with the revised budget. Funding is from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance covering the period October 1, 2011 through September 30, 2012.

F.	FROM:	21A500 – Urban Area Security Initiative (URSI)	BA1200352
		JA741124– Urban Area Security Initiative (URSI)	
		Capital Outlay	\$ 66,006.08
	TO:	21A500 – Urban Area Security Initiative (URSI)	
		JA741124 – Urban Area Security Initiative (URSI)	
		Other Expenses	\$ 66,006.08

Transfer appropriations within the Urban Area Security Initiative (URSI) grant in anticipation of upcoming contracts. Funding is from the United States of Homeland Security passed through the Ohio Emergency Management Agency covering the period April 1, 2010 through June 30, 2012.

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0074

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution declaring that public convenience and welfare requires resurfacing of Denison Avenue from Fulton Road to Pearl Road in the City of Cleveland; total estimated construction cost \$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; and authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project.
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WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has declared that public convenience and welfare requires resurfacing of Denison Avenue from Fulton Road to Pearl Road in the City of Cleveland; and

WHEREAS, the anticipated construction cost for the resurfacing is \$850,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, this projects will be funded 100% with the County's Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure for which the County is responsible; and

WHEREAS, the location of the project is Denison Avenue from Fulton Road to Pearl Road in the City of Cleveland, Council District 3; and

WHEREAS, the anticipated start date for construction of this project is 2013.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Council hereby declares that public convenience and welfare requires resurfacing of Denison Avenue from Fulton Road to Pearl Road in the City of Cleveland.

SECTION 2. That special assessments are not to be levied nor collected to pay any part of the County's cost of this improvement.

SECTION 3. That the County Executive is hereby authorized to enter into and execute the necessary agreement of cooperation with the above named city where the road is located.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

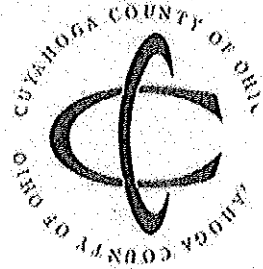
Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 2012



Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept. Head Name:	Jamal H. Husani
Type of Request:	Other		
Request Prepared by:	Nichole English	Telephone No.	216-348-3861

SUMMARY OF REQUESTED ACTION:

The request for Council action does not involve a contract.

A. Scope of Work Summary

1. Department of Public Works requesting that Council find:
 - a) that the public convenience and welfare requires the resurfacing of Denison Avenue from Fulton Road to Pearl Road in the City of Cleveland;
 - b) that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements
 - c) authorize the County Executive to enter into and execute the necessary agreements of cooperation with the appropriate municipalities.

The anticipated construction cost for this improvement is \$850,000.00 The anticipated start date for construction of this project is 2013.

2. The primary goal of this request is to begin the process of Council review and approval of this project. The primary goal of the project is to properly maintain the County's infrastructure.

3. N/A

B. Procurement - N/A

C. Contractor and Project Information

1. N/A

2. N/A

3a. The location of the project is Denison Avenue from Fulton Road to Pearl Road in the City of Cleveland

3b. The project is located in Council District 3.

D. Project Status and Planning

1. The project is new to the County.

2. N/A

- 3. N/A
- 4. N/A
- 5. N/A

E. Funding

- 1. These projects are to be funded 100% with County Road and Bridge Fund.
- 2. N/A
- 3. N/A

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

For all of the foregoing reasons, the Department of Public Works requests that Council find:

- a) that the public convenience and welfare requires the resurfacing of Denison Avenue from Fulton Road to Pearl Road in the City of Cleveland;
- b) that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements
- c) authorize the County Executive to enter into and execute the necessary agreements of cooperation with the appropriate municipalities.

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: **Explanation:**
 Other road and bridge

Total Amount Requested:

\$

ATTACHMENTS:

[Click to download](#)

[project sheet](#)

History

Time

Who

Clerk of the Board

Approval

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0075

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution declaring that public convenience and welfare requires resurfacing of Riverview Road from Brookside Road to Fitzwater Road in the Cities of Brecksville and Independence; total estimated construction cost \$600,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said project.
---	---

WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has declared that public convenience and welfare requires the resurfacing of Riverview Road from Brookside Road to Fitzwater Road in the Cities of Brecksville and Independence; and

WHEREAS, the anticipated construction cost for the resurfacing is \$600,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, this projects will be funded 100% with the County's Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure for which the County is responsible; and

WHEREAS, the location of the project is Riverview Road from Brookside Road to Fitzwater Road in the Cities of Brecksville and Independence, Council District 6; and

WHEREAS, the anticipated start date for construction of this project is 2013.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Council hereby declares that public convenience and welfare requires resurfacing of Riverview Road from Brookside Road to Fitzwater Road in the Cities of Brecksville and Independence.

SECTION 2. That special assessments are not to be levied nor collected to pay any part of the County's cost of this improvement.

SECTION 3. That the County Executive is hereby authorized to enter into and execute the necessary agreements of cooperation with the above named cities where the roads are located.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 2012



Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept. Head Name:	Jamal H. Husani
Type of Request:	Other		
Request Prepared by:	Nichole English	Telephone No.	216-348-3861

SUMMARY OF REQUESTED ACTION:

The request for Council action does not involve a contract.

A. Scope of Work Summary

1. Department of Public Works requesting that Council find:
 - a) that the public convenience and welfare requires the resurfacing of Riverview Road from Brookside Road to Fitzwater Road in the Cities of Independence and Brecksville;
 - b) that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements
 - c) authorize the County Executive to enter into and execute the necessary agreements of cooperation with the appropriate municipalities.The anticipated construction cost for this improvement is \$600,000.00 The anticipated start date for construction of these projects is 2013.
2. The primary goal of this request is to begin the process of Council review and approval of these projects. The primary goal of the projects themselves is to properly maintain the County's infrastructure.
3. N/A

B. Procurement - N/A

C. Contractor and Project Information

1. N/A
2. N/A
- 3a. The location of the project is Riverview Road from Brookside Road to Fitzwater Road in the Cities of Independence and Brecksville
- 3b. The project is located in Council District 6.

D. Project Status and Planning

1. The project is new to the County.
2. N/A

- 3. N/A
- 4. N/A
- 5. N/A

E. Funding

- 1. These projects are to be funded 100% with County Road and Bridge Fund.
- 2. N/A
- 3. N/A

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

For all of the foregoing reasons, the Department of Public Works requests that Council find:

- a) that the public convenience and welfare requires the resurfacing of Riverview Road from Brookside Road to Fitzwater Road in the Cities of Independence and Brecksville;
- b) that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements
- c) authorize the County Executive to enter into and execute the necessary agreements of cooperation with the appropriate municipalities.

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source:	Explanation:
Other	road and bridge

Total Amount Requested:

\$

ATTACHMENTS:

Click to download

Project sheet

History

Time

Who

Clerk of the Board

Approval

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0050

Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Employment and Family Services/Cuyahoga Support Enforcement Agency	A Resolution authorizing a contract with United Way of Greater Cleveland, Inc. in the amount not-to-exceed \$821,587.50 for food and allocation of funds for Hunger Centers serving needy residents in Cuyahoga County for the period 4/1/2012 - 12/31/2012; 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.
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WHEREAS, County Executive FitzGerald/Department of Health and Human Services on behalf of Employment and Family Services has submitted a request to contract with United Way of Greater Cleveland, Inc. in the amount not-to-exceed \$821,587.50 to provide food and allocations of funds for Hunger Centers serving needy residents in Cuyahoga County for the period of 4/1/2012 – 12/31/2012; and,

WHEREAS, United Way of Greater Cleveland, Inc. shall use County funds for the benefit of the Hunger Network and will incorporate appropriate allocations to serve thirty five (35) Hunger Centers for the time period of 4/1/2012 – 9/30/2012; and,

WHEREAS, the County agrees to reimburse United Way for the costs of the purchase of food in an amount not-to-exceed \$817,500.00; and,

WHEREAS, the County agrees to reimburse United Way for administrative costs in an amount not-to-exceed \$4,087.50; and,

WHEREAS, United Way of Greater Cleveland, Inc. shall guarantee that at least one-half of the remaining County funds be used for the benefit of the Hunger Network and will incorporate appropriate allocations to serve the thirty five (35) Hunger Centers for the time period of 10/1/2012 – 12/31/2012; and,

WHEREAS, all food shall be purchased from the Cleveland Food Bank, Inc.; and,

WHEREAS, the United Way of Greater Cleveland, Inc. and Cuyahoga County may agree to two, one-year extensions through 12/31/2014 for the delivery of emergency food services to Cuyahoga County residents; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Cuyahoga County Council hereby authorizes a contract with United Way of Greater Cleveland, Inc. in the amount not-to-exceed \$821,587.50 to provide food and allocations of funds for Hunger Centers serving needy residents in Cuyahoga County for the period of 4/1/2012 – 12/31/2012.

SECTION 2. The County Executive is authorized to execute the contract and all other documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of a county department; therefore, this Resolution, provided it receives the affirmative vote of eight members of Council, shall become effective immediately upon the signature of the County Executive; otherwise it shall be in full force and effect from and immediately after the earliest time permitted by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

Withdrawn from Consideration on the Floor: March 13, 2012

Item was withdrawn at the request of the Department of Health and Human Services/
Division of Employment and Family Services/Cuyahoga Support Enforcement
Agency

Reintroduced for Consideration: April 10, 2012

First Reading/Referred to Committee: April 10, 2012

Committee(s) Assigned: Health, Human Services & Aging

Journal CC006

April 24, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0063

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer and Councilmember Gallagher</p>	<p>A Resolution declaring that public convenience and welfare requires resurfacing of Sprague Road from Marks Road to Prospect Road in the Cities of Berea and Strongsville; total estimated construction cost \$700,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said project.</p>
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WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires the resurfacing of Sprague Road from Marks Road to Prospect Road in the Cities of Berea and Strongsville; and

WHEREAS, the anticipated construction cost for the resurfacing is \$700,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of these improvement; and

WHEREAS, these projects will be funded 100% with the County Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure for which the County is responsible; and

WHEREAS, the location of the project is Sprague Road from Marks Road to Prospect Road in the Cities of Berea and Strongsville, Council District 5; and

WHEREAS, the anticipated start date for construction of this project is 2013.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Council hereby declares that public convenience and welfare requires the resurfacing of Sprague Road from Marks Road to Prospect Road in the Cities of Berea and Strongsville.

SECTION 2. That special assessments are not to be levied nor collected to pay any part of the County's cost of this improvement.

SECTION 3. That the County Executive is hereby authorized to enter into and execute the necessary agreements of cooperation with the above-named cities where the road is located.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: April 10, 2012
Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested on the Floor: April 10, 2012

Journal CC006
April 24, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0064

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer and Councilmember Gallagher</p>	<p>A Resolution declaring that public convenience and welfare requires resurfacing of York Road from Bennett Road to State Route 82 in the City of North Royalton; total estimated construction cost \$700,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project.</p>
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WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires the resurfacing of York Road from Bennett Road to State Route 82 in the City of North Royalton; and

WHEREAS, the anticipated construction cost for the resurfacing is \$700,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, these projects will be funded 100% with the County Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure for which the County is responsible; and

WHEREAS, the location of the project is York Road from Bennett Road to State Route 82 in the City of North Royalton, Council District 5; and

WHEREAS, the anticipated start date for construction of this project is 2013.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Council hereby declares that public convenience and welfare requires the resurfacing of York Road from Bennett Road to State Route 82 in the City of North Royalton.

SECTION 2. That special assessments are not to be levied nor collected to pay any part of the County's cost of this improvement.

SECTION 3. That the County Executive is hereby authorized to enter into and execute the necessary agreement of cooperation with the above named city where the road is located.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: April 10, 2012
Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested on the Floor: April 10, 2012

Journal CC006
April 24, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0065

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer and Councilmembers Gallagher and Germana	A Resolution making an award on RQ21215 to O.R. Colan Associates of Florida, LLC, in the amount not-to-exceed \$715,005.00 for right-of-way acquisition services in connection with improvement of Pleasant Valley/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma; 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.
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ21215 to O.R. Colan Associates of Florida, LLC, in the amount not-to-exceed \$715,005.00 for Right-of-Way Acquisition services in connection with the improvement of Pleasant Valley/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma; and,

WHEREAS, this project is an extension of an existing project, however this contract is a new contract for new work tasks associated with Right-of-Way Acquisition; and,

WHEREAS, the authority to seek qualifications was approved through Executive Approval No. EA2011-0969, and on September 30, 2011 the RFQ was closed; and,

WHEREAS, of the three proposals that were submitted for review, one was approved; and,

WHEREAS, the vendor, O. R. Colan Associates of Florida, LLC is located at 22710 Fairview Center Drive, Fairview Park, Ohio 44126 in Council District 1, but the project is located in Council Districts 4 and 5; and,

WHEREAS, this project is funded 50% by federal Surface Transportation Program ("STP") funds and 50% by the \$7.50 Vehicle License Tax Fund; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order to ensure that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Cuyahoga County Council hereby approves the County Executive's recommendation and authorizes an award on RQ21215 to O.R. Colan Associates of Florida, LLC in the amount not-to-exceed \$715,005.00 for right-of-way acquisition services in connection with the improvement of Pleasant Valley/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma.

SECTION 2. The County Executive is authorized to execute a contract in connection with said award and all documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of a county department; therefore, this Resolution, provided it receives the affirmative vote of eight members of Council, shall become effective immediately upon the signature of the County Executive; otherwise it shall be in full force and effect from and immediately after the earliest time permitted by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: April 10, 2012
Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested on the Floor: April 10, 2012

Journal CC006
April 24, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0066

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer and Councilmembers Connally and Simon</p>	<p>A Resolution making an award on RQ22552 to Burton Scot Contractors, LLC, in the amount not-to-exceed \$2,213,811.02 for resurfacing of Green Road from Chagrin Boulevard to Fairmount Boulevard in the Cities of Beachwood and Shaker Heights; 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.</p>
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ22552 to Burton Scot Contractors, LLC, in the amount not-to-exceed \$2,213,811.02 for the resurfacing of Green Road from Chagrin Boulevard to Fairmount Boulevard in the Cities of Beachwood and Shaker Heights; and,

WHEREAS, this project received the authority to advertise for bids through Contracts and Purchasing Board Approval No. CPB2012-119; and,

WHEREAS, the bids were open on March 7, 2012, and the Office of Procurement and Diversity (“OPD”) assessed a thirty percent (30%) Small Business Enterprise (“SBE”) goal, and approved the SBE Participation Plan for the winning bid; and,

WHEREAS, there were ten (10) proposals pulled from OPD, and six (6) bids were submitted for review; and,

WHEREAS, Burton Scot Contractors, LLC was the lowest qualified bidder for the award recommendation; and,

WHEREAS, Burton Scot Contractors, LLC is located at 11330 Kinsman Road, Newberry, Ohio 44065 and the project is located in Council District 9 and 11; and,

WHEREAS, the County is funding 80% of the cost of construction using funds from the \$7.50 Vehicle License Tax Fund and the remaining 20% is funded by the municipalities.

WHEREAS, it is necessary that this Resolution become immediately effective in order to ensure that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Cuyahoga County Council hereby approves the County Executive's recommendation and authorizes an award on RQ22552 to Burton Scot Contractors, LLC, in the amount not-to-exceed \$2,213,811.02 for the resurfacing of Green Road from Chagrin Boulevard to Fairmount Boulevard in the Cities of Beachwood and Shaker Heights.

SECTION 2. The County Executive is authorized to execute a contract in connection with said award and all documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of a county department; therefore, this Resolution, provided it receives the affirmative vote of eight members of Council, shall become effective immediately upon the signature of the County Executive; otherwise it shall be in full force and effect from and immediately after the earliest time permitted by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: April 10, 2012
Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested on the Floor: April 10, 2012

Journal CC006
April 24, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0067

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer and Councilmember Schron</p>	<p>A Resolution making an award on RQ22624 to Suburban Maintenance and Construction, Inc. in the amount not-to-exceed \$908,993.93 for replacement of Austin Powder Drive Bridge No. 137 over a branch of Tinkers Creek in the Village of Glenwillow; authorizing the County Executive to enter into a contract consistent with said award; and 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 said amount to fund said contract.</p>
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WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended an award on RQ22624 to Suburban Maintenance and Construction Inc. in the amount not-to-exceed \$908,993.93 for the replacement of Austin Powder Drive Bridge No. 137 over a branch of Tinkers Creek in the Village of Glenwillow; and

WHEREAS, the bids were received on January 7, 2012 and the Office of Procurement and Diversity ("OPD") assessed a thirty (30%) percent Small Business Enterprise (SBE) goal; and

WHEREAS, there were five (5) proposals pulled from the OPD and four (4) bids were submitted for review and an award recommendation was made to the lowest qualified bidder; and

WHEREAS, the County tabulated the extension of the unit bid prices submitted by each bidder and verified the accuracy of the total amounts and determined Suburban Maintenance and Construction Inc. to be the lowest qualified bidder; and

WHEREAS, Suburban Maintenance and Construction, Inc. is located at 16330 York Road, North Royalton, Ohio 44133 in Council District 5, but the project is located in Council District 6; and

WHEREAS, the County is funding 100% of the cost of construction for this project from the \$5.00 Vehicle License Tax Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Council hereby approves the County Executive's recommendation and authorizes an award on RQ22624 to Suburban Maintenance and Construction Inc. in the amount not-to-exceed \$908,993.93 for the replacement of Austin Powder Drive Bridge No. 137 over a branch of Tinkers Creek in the Village of Glenwillow.

SECTION 2. The County Executive is authorized to execute a contract in connection with said award and all documents consistent with this Resolution.

SECTION 3. That the County Council hereby authorizes the County Engineer, on behalf of the County Executive, to make an application for allocation from the \$5.00 Vehicle License Tax Fund in the amount of \$908,993.93 for the replacement of Austin Powder Drive Bridge No. 137 over a branch of Tinkers Creek in the Village of Glenwillow.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: April 10, 2012
Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested on the Floor: April 10, 2012

Journal CC006
April 24, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0068

Sponsored by: County Executive FitzGerald/Fiscal Officer/County Treasurer	A Resolution authorizing a revenue generating agreement with Woods Cove II LLC, as purchaser, and Axis Capital Management, Inc., as servicer, in the amount not-to-exceed \$7,000,000.00 \$13,000,000.00 for the sale of tax lien certificates; 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.
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WHEREAS, Cuyahoga County has a high percentage of delinquent taxes compared to other counties in Ohio; and,

WHEREAS, the County Executive appointed a taskforce to study the collection of delinquent taxes and how best to handle this problem to ensure that schools and other local governments are not harmed by the high tax delinquency rate; and,

WHEREAS, the taskforce considered and endorsed the sale of tax certificates to address the County's delinquent taxes; and,

WHEREAS, the County Council considered the recommendations of the taskforce and received testimony regarding this process in an open meeting; and,

WHEREAS, the County Council concluded that it is advantageous to the County and its citizens to proceed with the sale of tax certificates to provide funding to schools and other local governments in the County who are in need of this funding; and,

WHEREAS, Ohio Revised Code Section 5721.33 authorizes the County Treasurer to negotiate the sale and transfer of tax certificates; and,

WHEREAS the Cuyahoga County Board of Control, acting pursuant to Section 4.4(b)(16) of the County's Contracting and Purchasing Procedures Ordinance, authorized the County Treasurer to utilize the process authorized by O.R.C. § 5721.33 for the negotiation and sale of tax certificates; and,

WHEREAS, in addition to the requirements of O.R.C § 5721.33, the County also previously advertised the notice of sale of tax certificates and solicited bids on the web sites of the County Treasurer and the National Tax Lien Association's web site; and,

WHEREAS, the County Treasurer previously received the bids and negotiated the sale and transfer of the tax certificates pursuant to O.R.C. § 5721.33; and,

WHEREAS, the County Executive, through the County Treasurer, is submitting a revenue generating agreement on the tax certificates sale to Wood Cove II LLC, as purchaser, and Axis Capital Management, Inc., as servicer, for an amount not-to-exceed ~~\$7,000,000.00~~ **\$13,000,000.00** U.S. Dollars; and,

WHEREAS, the County Executive is requesting authorization to enter into the tax certificate sales contract; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Cuyahoga County Council hereby approves the revenue generating agreement with Woods Cove II LLC, as purchaser, and Axis Capital Management, Inc., as servicer, in the amount not-to-exceed ~~\$7,000,000.00~~ **\$13,000,000.00** for the sale of tax lien certificates.

SECTION 2. The County Executive is authorized to execute the agreement and all documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of the County. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: April 10, 2012

Committee(s) Assigned: Finance & Budgeting

Amended on the Floor: April 24, 2012

Journal CC006

April 24, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0070

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Procurement & Diversity	A Resolution making an award on RQ22439 to Motorola Solutions, Inc., in the amount not-to-exceed \$2,071,650.00 for the purchase of interoperable radios and vehicular chargers for the Department of Public Safety and Justice Services; 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.
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WHEREAS, the Office of Procurement and Diversity has recommended an award to Motorola Solutions, Inc., in the amount not to exceed \$2,071,650.00 for Interoperable Portable Radios and Vehicular Chargers for the Department of Public Safety and Justice Services; and

WHEREAS, this purchase of interoperable portable radios enables Cuyahoga County to move toward the goal of enhancing interoperable public safety communications. The purchase of this end user equipment will allow law enforcement and fire/emergency services within our communities to join a 700/800 MHz P25 compliant radio system and thereby achieve regional interoperability; and,

WHEREAS, end user law enforcement and fire/emergency services will be able to be interoperable with the Ohio Multi-Agency Radio Communications System (MARCS), the City of Parma, and the City of Cleveland communications systems; and,

WHEREAS, the procurement method for this project was Formal Competitive Bidding; and,

WHEREAS, the estimated value for the project was \$2,071,650.00; and,

WHEREAS, the formal bid closed on March 9, 2012, and there was no SBE goal assigned for purchase; and,

WHEREAS, there were 18 bids pulled from OPD, 3 bids submitted for review, 2 vendors submitted equipment for testing and 1 vendor was approved; and,

WHEREAS, The Communications Committee of the Public Safety Urban Area

Working Group (PSUAWG) selected their recommendation on April 3, 2012; and,

WHEREAS, this project is an extension of the Cleveland – Cuyahoga County UASI Region Tactical Interoperable Communications Plan (TICP) for use by first responders and personnel who require communications or coordination during an incident or planned event; and,

WHEREAS, the equipment purchase will be distributed to end users who meet the guidelines to receive funding, per the UAWG Communications Committee ad hoc selection team, to be determined on Monday, April 9, 2012; and,

WHEREAS, the radios are to be delivered by June 15, 2012; and,

WHEREAS, funding for this project is through the Federal Urban Area Security Initiative grants (for FY09 and FY10), and the State Homeland Security Program Grant(for FY09); and,

WHEREAS, the grant deadlines are as follows: Urban Area Security Initiative for FY09 is 8/1/2009 – 7/31/2012, Urban Area Security Initiative for FY10 is 8/1/2010 – 7/31/2013, and State Homeland Security Program for FY09 is 8/1/2009 – 4/30/2012 (extension to 6/30/2012); and,

WHEREAS, it is necessary that this Resolution become immediately effective due to grant funding period deadlines, in which all equipment must be received and invoices paid prior to the grant deadline; and the bid specified that vendors must deliver the equipment by June 15, 2012.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Executive is hereby authorized to enter into contract with Motorola Solutions, Inc., in the amount not to exceed \$2,071,650.00 for the purchase of Interoperable Radios and Vehicular Chargers for the Department of Public Safety and Justice Services.

SECTION 2. That the County Executive is hereby authorized to execute the contract and all other documents consistent with said award and this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective due to grant funding period deadlines, in which all equipment must be received and invoices paid prior to the grant deadline; and the bid specified that vendors must deliver the equipment by June 15, 2012. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the

Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: April 10, 2012
Committee(s) Assigned: Public Safety

Journal CC006
April 24, 2012