

MINUTES
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, MAY 24, 2011
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
6:00 PM

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 6:05 p.m.

2. ROLL CALL

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

Council President Connally stated that Mr. Rogers discussed with her that he would be absent from the meeting. A motion was then made by Mr. Schron, seconded by Mr. Gallagher and approved by unanimous vote to excuse Mr. Rogers from the meeting.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Connally called on Mr. Germana, who stated that May is Mental Health Awareness Month and requested that a moment of silent meditation be dedicated to the strides that have been made in training 911 dispatchers to help those people in need. Council President Connally then called on Mr. Schron, who requested a moment of silent meditation be dedicated to those who have sacrificed their lives for our country as we celebrate Memorial Day.

Council President Connally recognized WJW Meteorologist Dick Goddard for his contributions to television in the Cleveland area for the past 50 years.

5. PUBLIC COMMENT RELATED TO AGENDA

No public comments were given.

6. APPROVAL OF MINUTES

- a) May 10, 2011 Meeting

A motion was made by Mr. Greenspan, seconded by Mr. Germana and approved by unanimous vote to approve the minutes of the May 10, 2011 meeting.

7. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive FitzGerald reported the following:

- a) He and Sheriff Bob Reid announced to the Cuyahoga County Police Chiefs Association that law enforcement impact units are available to urban and suburban communities through the County Sheriff;**
- b) There were 21 personnel reductions announced today, which equates to a savings of \$1.4 million. This brings the year-to-date savings to approximately \$7 million. Further personnel reductions will be announced at a later time.**

8. CONSIDERATION OF MOTIONS OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) M2011-0031: A Motion confirming the County Executive's reappointment of Steven Minter to serve on the Cuyahoga Arts and Culture Board of Trustees.

Sponsor: Council President Connally

Council President Connally referred Motion No. M2011-0031 to the Human Resources, Appointments & Equity Committee.

- b) M2011-0032: A Motion confirming the County Executive's appointment of Vanessa L. Whiting, Esq. to serve on the MetroHealth System Board of Trustees.

Sponsor: Council President Connally

Council President Connally referred Motion No. M2011-0032 to the Human Resources, Appointments & Equity Committee and to the Health, Human Services & Aging Committee.

9. CONSIDERATION OF MOTIONS OF COUNCIL FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Miller, seconded by Mr. Schron and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Motion Nos. M2011-0033 and M2011-0034.

- a) M2011-0033: A Motion amending Motion No. M2011-0027, dated 4/26/2011, which appointed individuals to serve on Boards of Revision

for Cuyahoga County by changing the effective date for Robert Hennessy from 5/9/2011 to 5/23/2011, and declaring the necessity that this Motion become immediately effective.

Sponsor: Council President Connally

On a motion by Mr. Schron with a second by Ms. Conwell, Motion No. M2011-0033 was considered and approved by unanimous vote.

- b) M2011-0034: A Motion confirming the County Executive's appointment of Wade Steen upon his taking the oath of office as the Fiscal Officer of Cuyahoga County, and declaring the necessity that this Motion become immediately effective.

Sponsor: Council President Connally

On a motion by Mr. Miller with a second by Mr. Schron, Motion No. M2011-0034 was considered and approved by unanimous vote.

10. CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Miller, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2011-0186 and R2011-0187.

- a) R2011-0186: A Resolution providing for the appointment of Trevor McAleer as Legislative Budget Advisor to serve the Council of Cuyahoga County, and declaring the necessity that this Resolution become immediately effective.

Sponsor: Council President Connally

On a motion by Ms. Conwell with a second by Mr. Schron, Resolution No. R2011-0186 was considered and adopted by unanimous vote.

- b) R2011-0187: A Resolution providing for the appointment of Kahlil Huff as Administrative Assistant 2 to serve the Council of Cuyahoga County, and declaring the necessity that this Resolution become immediately effective.

Sponsor: Council President Connally

On a motion by Mr. Jones with a second by Ms. Simon, Resolution No. R2011-0187 was considered and adopted by unanimous vote.

11. CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2011-0188: A Resolution providing for the submission to the Electorate of an amendment to Article 3, Section 3 of the Charter of Cuyahoga County, and declaring the necessity that this Resolution become immediately effective.

Sponsor: Miller

Council President Connally referred Resolution No. R2011-0188 to the Rules, Charter Review, Ethics & Council Operations Committee.

- b) R2011-0189: A Resolution providing for the submission to the Electorate of an amendment to Article 3, Section 4, Subsection 2 of the Charter of Cuyahoga County, and declaring the necessity that this Resolution become immediately effective.

Sponsor: Miller

Council President Connally referred Resolution No. R2011-0189 to the Rules, Charter Review, Ethics & Council Operations Committee.

12. CONSIDERATION OF ORDINANCES OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) O2011-0025: An Ordinance establishing additional criteria for the Council Districting Commission to use for the purpose of drawing district boundaries, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: Miller

Council President Connally referred Ordinance No. O2011-0025 to the Rules, Charter Review, Ethics & Council Operations Committee.

- b) O2011-0026: An Ordinance adopting the five-year Economic Development Plan, in accordance with Section 7.05 of the Charter of Cuyahoga County, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald/Department of Development and Councilmembers Schron **and** Gallagher

Council President Connally referred Ordinance No. O2011-0026 to the Economic Development & Planning Committee.

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

**A motion was made by Mr. Miller, seconded by Mr. Schron and approved by
unanimous vote to suspend Rules 9D and 12A and to place on final passage
Resolution No. R2011-0190.**

- a) R2011-0190: A Resolution amending the 2011 Annual Appropriation Measure 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/Office of Budget & Management

On a motion by Mr. Greenspan with a second by Mr. Miller, Resolution No. R2011-0190 was considered and adopted by unanimous vote.

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

- a) R2011-0191: A Resolution authorizing the County Executive to make an application for allocation from County Motor Vehicle \$5.00 License Tax Funds in the amount of \$446,707.88 for repair and resurfacing of Tiedeman Road from Brookpark Road to Memphis Avenue in the City of Brooklyn, and declaring the necessity that this Resolution become immediately effective.

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

**Council President Connally referred Resolution No. R2011-0191 to the Public
Works, Procurement & Contracting Committee.**

- b) R2011-0192: A Resolution authorizing the County Executive to prepare and enter into an amendment to Contract No. CE0800631-01 with Michael Baker Jr., Inc. for consultant engineering services for construction of Stage 3 of the Towpath Trail Extension from Steelyard Commons to Tremont Trailhead to change the scope of services and the terms, effective 5/24/2011, and for additional funds in the amount of \$700,197.00, and declaring the necessity that this Resolution become immediately effective.

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

Council President Connally referred Resolution No. R2011-0192 to the Public Works, Procurement & Contracting Committee.

- c) R2011-0193: A Resolution authorizing the County Executive to enter into a contract with Educational Service Center of Cuyahoga County in the amount not-to-exceed \$531,112.00 for fiscal and administrative services for County At-Risk Home Visiting Services for the Help Me Grow Program for the Invest in Children Program for the period 7/1/2011 - 6/30/2012, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Human Services/Office of Early Childhood

Council President Connally referred Resolution No. R2011-0193 to the Health, Human Services & Aging Committee.

- a) R2011-0194: A Resolution authorizing the County Executive to enter into a contract with Emerald Development and Economic Network, Inc. in the amount not-to-exceed \$10,022,700.00 for the Shelter Plus Care Program in connection with the FY2010 Continuum of Care Homeless Assistance Grant Programs for the period 4/10/2011 - 4/9/2012, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Human Services/Office of Homeless Services

Council President Connally referred Resolution No. R2011-0194 to the Health, Human Services & Aging Committee.

15. CONSIDERATION OF AN ORDINANCE FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) O2011-0027: An Ordinance amending Ordinance No. 02011-0010 to establish divisions and sections within the Department of Public Works and authorizing the Director of Public Works to create such other divisions and sections that the Director determines to be necessary for the performance of the powers and duties granted to the Director by Charter Section 5.05 and such powers and duties as shall be established by ordinance.

Sponsor: County Executive FitzGerald

Council President Connally referred Ordinance No. O2011-0027 to the Public Works, Procurement & Contracting Committee.

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

A motion was made by Mr. Miller, seconded by Mr. Brady and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2011-0179, R2011-0180, R2011-0181, R2011-0182, R2011-0183 and R2011-0184.

- a) R2011-0179: A Resolution authorizing the County Executive to enter into a contract with Chemsteel Construction Company in the amount of \$1,163,153.00 for rehabilitation of Old Mill Road Bridge No. 162 over the Chagrin River in the Village of Gates Mills; 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 to fund said contract; and declaring the necessity that this Resolution become immediately effective.

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

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

On a motion by Ms. Conwell with a second by Mr. Schron, Resolution No. R2011-0179 was considered and adopted by unanimous vote.

- b) R2011-0180: A Resolution authorizing the County Executive to prepare and enter into an amendment to Contract No. CE12377-02 with Glaus, Pyle, Schomer, Burns & DeHaven, Inc. dba GPD Associates for consultant engineering services for replacement of Bellaire Road Bridge No. 24 over Big Creek and replacement of West 130th Street Bridge No. 64 over a branch of Big Creek in the City of Cleveland and Village of Linndale to change the scope of services, effective 5/10/2011, and for additional funds in the amount not-to-exceed \$243,541.66, and declaring the necessity that this Resolution become immediately effective.

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

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

On a motion by Mr. Germana with a second by Mr. Schron, Resolution No. R2011-0180 was considered and adopted by unanimous vote.

- c) R2011-0181: A Resolution authorizing the County Executive to enter into amendments to contracts with Care Coordination providers for family and youth involvement services for the Cuyahoga Tapestry System of Care for the period 1/1/2010 - 3/31/2011 to exercise an option to extend the time period to 3/31/2012 and for additional funds, and declaring the necessity that this Resolution become immediately effective:

1) No. CE1000033-01 with Applewood Centers, Inc. in the amount of \$713,000.00.

2) No. CE1000034-01 with Beech Brook in the amount of \$952,453.00.

3) No. CE1000035-01 with Catholic Charities Services Corporation in the amount of \$773,485.00.

4) No. CE1000037-01 with The Cleveland Christian Home Incorporated in the amount of \$797,403.17.

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

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

On a motion by Mr. Brady with a second by Mr. Miller, Resolution No. R2011-0181 was considered and adopted by unanimous vote.

- d) R2011-0182: A Resolution authorizing the County Executive to enter into amendments to contracts with Care Coordination providers for family and youth involvement services for the Cuyahoga Tapestry System of Care for the period 1/1/2010 - 3/31/2011 to exercise an option to extend the time period to 3/31/2012 and for additional funds, and declaring the necessity that this Resolution become immediately effective:

1) No. CE1000036-01 with Catholic Charities Community Services Corporation dba St. Martin de Porres Family Center in the amount of \$440,222.67.

2) No. CE1000038-01 with The East End Neighborhood House Association in the amount of \$494,530.00.

3) No. CE1000039-01 with University Settlement, Incorporated in the amount of \$454,095.00.

4) No. CE1000040-01 with West Side Community House in the amount of \$532,556.00.

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

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

On a motion by Mr. Schron with a second by Mr. Brady, Resolution No. R2011-0182 was considered and adopted by unanimous vote.

- e) R2011-0183: A Resolution authorizing the County Executive to enter into an amendment to Agreement No. AG1000301-01 with Cleveland Public Library for administrative services for the MyCom Transitions Program for the period 1/1/2011 - 12/31/2011 to change the scope of services, effective 2/15/2011, and for additional funds in the amount of \$395,000.00.

Sponsors: County Executive FitzGerald/Department of Health and Human Services/Family & Children First Council and Councilmember Conwell

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

On a motion by Mr. Brady with a second by Mr. Schron, Resolution No. R2011-0183 was considered and adopted by unanimous vote.

- f) R2011-0184: A Resolution authorizing the County Executive to enter into an amendment to Contract No. CE0900553-01 with Catholic Charities Services Corporation for comprehensive pre-employment screening services for Ohio Works First applicants for the period 7/1/2009 - 6/30/2011 to exercise an option to extend the time period to 6/30/2012 and for additional funds in the amount of \$574,551.00.

Sponsors: County Executive FitzGerald/Department of Health and Human Services/Employment & Family Services and Councilmember Conwell

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

On a motion by Ms. Conwell with a second by Mr. Brady, Resolution No. R2011-0184 was considered and adopted by unanimous vote.

17. MISCELLANEOUS COMMITTEE REPORTS

Mr. Schron reported that the proposed Economic Development Plan will be discussed at a meeting of the Economic Development Commission on Tuesday, May 25, 2011 at 2:00 p.m. at the Cleveland Metropolitan School District. The Economic Development & Planning Committee will review the Plan on Monday, June 6, 2011 at 3:00 p.m.

Mr. Gallagher reported that there will be a meeting with the Cleveland City Council Public Safety Committee on Wednesday, June 1, 2011 at 10:00 a.m. at City Hall, located at 601 Lakeside Avenue, Cleveland. Discussion will be regarding the Downtown Evacuation Plan and there will be a presentation from the Office of Homeland Security. All Councilmembers are welcome to attend.

Mr. Greenspan reported that due to a scheduling conflict, the Rules, Charter Review & Council Operations Committee meeting scheduled for Tuesday, May 31, 2011 at 1:00 p.m. will need to be rescheduled. The new meeting time will be at 4:00 p.m. on the same date.

Council President Connally reported that there may possibly be a Special Meeting of Council scheduled for Tuesday, May 31, 2011 at 6:00 p.m. at the request of County Executive FitzGerald. The purpose of the meeting will be to confirm the Executive's appointment of Dr. Thomas Gilson as the Medical Examiner, pending receipt of his medical license.

Mr. Germana reported that he will be participating in the County Commissioners' Association of Ohio, Metropolitan & Regional Affairs Committee, conference call on Thursday, May 26, 2011 at 3:00 p.m. Any Councilmember interested in participating may contact Mr. Germana to make arrangements.

Ms. Simon reported that the Justice Affairs Committee will be meeting within the next couple of weeks to continue discussions on the responsibilities relative to the Office of the Prosecutor and the Law Department.

18. MISCELLANEOUS BUSINESS

There was no miscellaneous business to discuss.

19. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given.

20. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Schron with a second by Mr. Germana, the meeting was adjourned at 6:44 p.m., without objection.