



AGENDA
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, AUGUST 12, 2014
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
COUNCIL CHAMBERS – 4TH 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) July 17, 2014 Committee of the Whole Meeting (See Page 16)
 - b) July 17, 2014 Special Meeting (See Page 24)
 - c) July 21, 2014 Committee of the Whole Meeting (See Page 26)
 - d) July 22, 2014 Committee of the Whole Meeting (See Page 28)
 - e) July 22, 2014 Regular Meeting (See Page 32)
- 7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT**
- 8. MESSAGES FROM THE COUNTY EXECUTIVE**
- 9. LEGISLATION INTRODUCED BY COUNCIL**
 - a) **CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR THIRD READING ADOPTION**

- 1) R2014-0160: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article II, Section 2.01 and Article III, Section 3.03 of the Charter of Cuyahoga County modifying the residency requirements for the offices of County Executive and County Council; and declaring the necessity that this Resolution become immediately effective. (See Page 50)

Sponsors: Councilmembers Miller, Conwell, Germana and Gallagher

- 2) R2014-0161: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article V, Section 5.01 Appointment and Confirmation of Officers and Section 5.08 Sheriff: Powers, Duties, and Qualifications establishing the term of appointment and process for removal of the Sheriff; and declaring the necessity that this Resolution become immediately effective. (See Page 56)

Sponsors: Councilmembers Greenspan and Simon

- 3) R2014-0162: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article XII, Section 12.09 of the Charter of Cuyahoga County accelerating the timeline for the appointment process and commencement of the term of the Charter Review Commission for the year in which the appointment is made; and declaring the necessity that this Resolution become immediately effective. (See Page 59)

Sponsors: Councilmembers Miller, Conwell, Germana and Connally

- 4) R2014-0163: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment enacting Article __ of the Charter of Cuyahoga County establishing the Agency of Inspector General in the Charter; and declaring the necessity that this Resolution become immediately effective. (See Page 62)

Sponsors: Councilmembers Greenspan, Miller and Germana

- 5) R2014-0165: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article XI, Section 11.01 of the Charter of Cuyahoga County changing the composition of the County Audit Committee to ensure

independence of judgment of all members; and declaring the necessity that this Resolution become immediately effective. (See Page 68)

Sponsors: Councilmembers Greenspan, Connally and Miller

- 6) R2014-0166: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article II, Section 2.04 of the Charter of Cuyahoga County to provide for the holding of special elections to fill vacancies in the office of the County Executive; and declaring the necessity that this Resolution become immediately effective. (See Page 71)

Sponsor: Councilmember Schron

b) CONSIDERATION OF ORDINANCES OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- 1) O2014-0022: An Ordinance enacting the County Executive Transition Act, and declaring the necessity that this Ordinance become immediately effective. (See Page 74)

Sponsor: Councilmember Brady

- 2) O2014-0023: An Ordinance amending Chapter 202 of the Cuyahoga County Code by adding Section 202.18 to establish a Department of Sustainability and to provide for the powers and duties of the Director of Sustainability. (See Page 78)

Sponsors: Councilmember Simon and Miller

- 3) O2014-0024: An Ordinance setting the fee structure for Cuyahoga County Animal Shelter Dog Adoptions, and declaring the necessity that this Ordinance become immediately effective. (See Page 81)

Sponsor: Councilmember Simon

10. LEGISLATION INTRODUCED BY EXECUTIVE

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

- 1) R2014-0187: A Resolution approving a proposed settlement and Consent Judgment in connection with *Lympany, et al. v. Cuyahoga County et al.*, U.S.D.C. Case No. 1:12cv2318;

authorizing the Law Director and/or his designee to execute any supporting documentation; authorizing the appropriation of funds for payment of settlement amounts set forth herein; and declaring the necessity that this Resolution become immediately effective. (See Page 84)

Sponsor: County Executive FitzGerald

- 2) R2014-0188: A Resolution amending the 2014/2015 Biennial Operating Budget for 2014 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective. (See Page 86)

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

- 3) R2014-0189: A Resolution proclaiming the month of August 2014 as Child Support Awareness Month in Cuyahoga County: "Support is Key", and declaring the necessity that this Resolution become immediately effective. (See Page 100)

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

- 4) R2014-0190: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and American Federation of State, County and Municipal Employees, Ohio Council 8, Local 1746, AFL-CIO, representing approximately 1,158 employees in various classifications in the Departments of Health and Human Services and Public Works for the period 7/1/2014 - 6/30/2017; 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. (See Page 103)

Sponsor: County Executive FitzGerald/Departments of Law, Health and Human Services and Public Works

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

- 1) R2014-0191: A Resolution making an award on RQ30137 to Bray Whaler International in the amount not-to-exceed \$308,000.00 to arrange for the purchase, delivery and installation of certain furnishings, fixtures, operating supplies and equipment (“FF&E”) for use in the operation of the Hotel; authorizing Bray Whaler International to act as the County’s agent to purchase FF&E in the amount not-to-exceed \$25,000,000.00 for use in the operation of the Hotel; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions; authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective. (See Page 106)

Sponsor: County Executive FitzGerald/Department of Public Works

- 2) R2014-0192: A Resolution amending the boundaries of County Sewer District No. 17 to add the remaining municipal boundaries of the City of Cleveland Heights, in accordance with Ohio Revised Code Sections 6117.01 and 6117.03; and declaring the necessity that this Resolution become immediately effective. (See Page 109)

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

- 3) R2014-0193: A Resolution fixing the 2015 sewer maintenance and/or sewerage treatment rates for County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 18, 20, 21, 22 and 24, in accordance with Ohio Revised Code Section 6117.02; and declaring the necessity that this Resolution become immediately effective. (See Page 112)

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

- 4) R2014-0194: A Resolution approving and confirming the 2015 sewer maintenance and/or sewerage treatment assessments for County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 18, 20, 21, 22 and 24, in accordance with Ohio Revised Code

Section 6117.02; and declaring the necessity that this Resolution become immediately effective. (See Page 121)

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

- 5) R2014-0195: A Resolution declaring that public convenience and welfare requires replacement of Lewis Road Culvert No. 13 in Olmsted Township; total estimated project cost \$582,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective. (See Page 124)

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

- 6) R2014-0196: A Resolution authorizing the appropriation of real property in connection with right-of-way plans as set forth in Plat No. M-5012 for the grade separation of Stearns Road at the Norfolk Southern Railroad in Olmsted Township; directing the County Executive to proceed with the acquisition of real property required for public highway purposes; authorizing the Fiscal Officer to issue the monetary warrant to be deposited with the Probate Court of Cuyahoga County in an amount that is equal to the fair market value of the property; and declaring the necessity that this Resolution become immediately effective: (See Page 129)

- i) Parcel No(s): 2-WD
Owner(s): HPCP I, LLC, an Ohio limited liability company
Approved Appraisal (Fair Market Value Estimate): \$850,500.00
- ii) Parcel No(s): 9-WD & T
Owner(s): G. & D. Moyse
Approved Appraisal (Fair Market Value Estimate): \$3,500.00
- iii) Parcel No(s): 12-S & T
Owner(s): Pearl Road Mini Storage, Inc. aka Pearl Plaza Mini Storage, Inc., an Ohio Corporation
Approved Appraisal (Fair Market Value Estimate): \$5,500.00

- iv) Parcel No(s): 22-T
Owner(s): R.T. Gilchrist
Approved Appraisal (Fair Market Value Estimate):
\$350.00
- v) Parcel No(s): 23-T
Owner(s): T.J.A. & J.Q. Cooley
Approved Appraisal (Fair Market Value Estimate):
\$450.00
- vi) Parcel No(s): 26-WD, S & T
Owner(s): G.E., D. & G. Moyse
Approved Appraisal (Fair Market Value Estimate):
\$2,350.00
- vii) Parcel No(s): 29-S & T
Owner(s): G.J. Moyse
Approved Appraisal (Fair Market Value Estimate):
\$700.00
- viii) Parcel No(s): 31-S, S1 & T
Owner(s): TC Pinnacle Properties, Ltd., an Ohio
limited liability company
Approved Appraisal (Fair Market Value Estimate):
\$1,450.00
- ix) Parcel No(s): 32-S & T
Owner(s): Generations Property Management,
Ltd., an Ohio limited liability company
Approved Appraisal (Fair Market Value Estimate):
\$750.00
- x) Parcel No(s): 41-WD, S & T
Owner(s): P.W. Oberc
Approved Appraisal (Fair Market Value Estimate):
\$400.00
- xi) Parcel No(s): 54-S & T
Owner(s): E.C. & R.L. Siwek
Approved Appraisal (Fair Market Value Estimate):
\$450.00

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

- 7) R2014-0197: A Resolution authorizing 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 for additional funds in the amount not-to-exceed \$2,044,567.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 142)

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

- 8) R2014-0198: A Resolution authorizing an amendment to Contract No. CE1100721-01 with American Bridge Company for rehabilitation of Columbus Road Lift Bridge over the Cuyahoga River in the City of Cleveland for additional funds in the amount not-to-exceed \$714,577.66; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; 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 the amount of \$71,457.77 to fund said amendment; and declaring the necessity that this Resolution become immediately effective. (See Page 152)

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

- 9) R2014-0199: A Resolution amending Resolution No. R2013-0201 dated 9/24/2013, which authorized an award to Woods Cove III, LLC, as purchaser, and Lien Servicing, LLC, as servicer, for the sale of tax lien certificates by removing the amount not-to-exceed \$25,000,000.00; authorizing the County Executive to execute all documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 159)

Sponsor: County Executive FitzGerald/Fiscal Officer/County Treasurer

- 10) R2014-0200: A Resolution establishing a list of certified providers for occupational skills training services for the Individual Training Account System for the period 7/1/2014 -

6/30/2016; authorizing the County Executive to execute the agreements and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective: (See Page 163)

- i) Academy of Court Reporting, Inc.
- ii) Ace Tutors
- iii) Allstate Hairstyling and Barber College
- iv) American Red Cross, Greater Cleveland Chapter
- v) Ashari's Healthcare, LLC
- vi) Ashland University
- vii) Associated Builders & Contractors, Inc.,
Northern Ohio Chapter
- viii) ATS Institute of Technology
- ix) Auburn Career Center
- x) Baldwin Wallace University
- xi) Blossom 24 Hour We Care Center, Inc.
- xii) Brentley Insititute Inc., The
- xiii) Brown Aveda Institute
- xiv) Brown Mackie College – Akron
- xv) Bryant & Stratton College
- xvi) Case Western Reserve University
- xvii) Catholic Charities Community Services
Corporation
- xviii) Chancellor University
- xix) Cleveland Industrial Training Center, Inc.
- xx) Cleveland Institute of Dental - Medical
Assistants, Inc.
- xxi) Cleveland State University
- xxii) Compassions Training and Awareness Center
Inc.
- xxiii) Cuyahoga Community College District
- xxiv) Cuyahoga Valley Career Center
- xxv) Great Lakes Truck Driving School, Inc.
- xxvi) Hamrick School
- xxvii) Hondros College
- xxviii) Inner State Beauty School
- xxix) Kent State University
- xxx) Lake County Community College District
- xxxi) Lakewood College
- xxxii) Lorain County Community College District
- xxxiii) Lorain County Joint Vocational School
- xxxiv) Med-Cert, Inc.
- xxxv) Miami-Jacobs Career College
- xxxvi) National College

- xxxvii) New Bridge Cleveland Center for Arts & Technology
- xxxviii) New Horizons Computer Learning Centers
- xxxix) Notre Dame College, The
- xl) OhioGuidestone
- xli) Ohio Technical College, Inc.
- xlII) Phoenix Healthcare Institute, LLC
- xlIII) Polaris Career Center
- xlIV) Remington College
- xlV) Root-InfoTech dba American Logistics Group, Inc.
- xlVI) South University of Ohio LLC
- xlVII) University of Akron, The
- xlVIII) Ursuline College
- xlIX) Vatterott Educational Centers, Inc. dba Vatterott College
- I) Vocational Guidance Services
- II) Willoughby-Eastlake School of Practical Nursing

Sponsors: County Executive FitzGerald/Department of Workforce Development, in partnership with City of Cleveland, as designated Local Workforce Investment Area No. 3

- 11) R2014-0201: A Resolution authorizing amendments to various agreements with Cleveland Municipal School District for Universal Pre-Kindergarten services for the Invest in Children Program for the period 8/22/2012 - 7/31/2014 to extend the time period to 7/31/2015, to change the terms, effective 8/1/2014, and for additional funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective: (See Page 171)
- i) No. AG1200340-01 with Marion-Sterling Elementary School in the amount not-to-exceed \$48,365.32.
 - ii) No. AG1200341-01 with Tremont Montessori School in the amount not-to-exceed \$91,211.33.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

- 12) R2014-0202: A Resolution authorizing an agreement with Cleveland Municipal School District – Franklin D. Roosevelt Elementary School in the amount not-to-exceed \$35,884.80 for Universal Pre-Kindergarten services for the Invest in Children Program for the period 8/1/2014 - 7/31/2015; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 179)

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

- 13) R2014-0203: A Resolution authorizing an amendment to Master Contract No. CE1300268-01 for residential treatment services for the period 2/1/2013 - 1/31/2015 to change the total amount not-to-exceed from \$3,850,000.00 to \$6,950,000.00, to authorize funding decreases and/or increases with various previously approved providers and to terminate Contract No. CE1300268-05 with Catholic Charities Corporation dba Parmadale, effective 3/1/2014; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 185)

Sponsors: County Executive FitzGerald on behalf of Cuyahoga County Court of Common Pleas/Juvenile Division

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

- 1) R2014-0176: A Resolution making an award on RQ27440 to AT&T Corp. in the amount not-to-exceed \$4,300,000.00 for Voice over Internet Protocol provider services for the period 7/1/2014 - 12/31/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 234)

Sponsor: County Executive FitzGerald/Department of Information Technology

Committee Assignment and Chair: Finance & Budgeting – Miller

- 2) R2014-0177: A Resolution authorizing a revenue generating agreement with City of Cleveland in the amount not-to-exceed \$875,000.00 for operation of the Family Justice Center for the period 6/1/2014 - 5/31/2019 in connection with a lease for space located at 75 Erieview Plaza, Cleveland; 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. (See Page 236)

Sponsors: County Executive FitzGerald/Department of Public Safety and Justice Services/Division of Witness/Victim and Councilmember Miller

Committee Assignment and Chair: Public Safety & Justice Affairs – Gallagher

- 3) R2014-0178: A Resolution authorizing amendments to contracts with various providers for various services and time periods to extend the time periods to 6/30/2015 and for additional funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective: (See Page 238)

- i) No. CE1000723-01 with Applewood Centers Inc. for Multi-Systemic Therapy and Multi-Systemic Therapy/Problem Sexual Behavior Programs for the period 7/1/2010 - 6/30/2014 in the amount not-to-exceed \$432,984.31.
- ii) No. CE1100151-02 with OhioGuidestone for Community-based Treatment Center Management Services for the period 1/1/2011 - 6/30/2014 in the amount not-to-exceed \$1,153,828.80.

Sponsors: County Executive FitzGerald on behalf of Court of Common Pleas/Juvenile Division and Councilmember Germana

Committee Assignment and Chair: Public Safety & Justice Affairs – Gallagher

d) CONSIDERATION OF RESOLUTIONS FOR THIRD READING ADOPTION

- 1) R2014-0141: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to add Article ___ to the Cuyahoga County Charter to provide that the right to vote is a fundamental right in the County and authorize the County to take action to protect and promote the right to vote, and declaring the necessity that this Resolution become immediately effective. (See Page 241)

Sponsors: County Executive FitzGerald and Councilmembers Simon and Hairston

- 2) R2014-0175: A Resolution making an award on RQ28400 to Pro-Tech Systems Group, Inc. in the amount not-to-exceed \$1,000,000.00 for maintenance, upgrades and support services for the Supervisory Control and Data Acquisition System for the period 8/1/2014 - 7/31/2019; 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. (See Page 244)

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

e) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

- 1) R2013-0170: A Resolution making an award on RQ24534 to Halle Industrial Park, LLC in the amount of \$10,069,265.64 for lease of space for the period anticipated to be 6/1/2014 - 6/30/2024; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions, and authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective. (See Page 246)

Sponsor: County Executive FitzGerald/Department of Public Works

Committee Assignment and Chair: Committee of the Whole – Connally

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

- 1) O2014-0025: An Ordinance enacting Chapter 718 of the Cuyahoga County Code to enact the Cuyahoga County Financial Transaction Modernization Act governing the use of financial transaction devices by County entities for payment of County expenses, and declaring the necessity that this Ordinance become immediately effective. (See Page 254)

Sponsors: County Executive FitzGerald/Department of Law

g) CONSIDERATION OF ORDINANCES FOR THIRD READING ADOPTION

- 1) O2014-0019: An Ordinance enacting Chapter 716 of the Cuyahoga County Code to establish procedures for setting the fee structure for Sheriff's Department background check services, and declaring the necessity that this Ordinance become immediately effective. (See Page 258)

Sponsors: County Executive FitzGerald/County Sheriff and Councilmember Germana

- 2) O2014-0020: An Ordinance enacting Chapter 717 of the Cuyahoga County Code to authorize extension of the Capital Improvement Bed Tax and to authorize the use of said proceeds in accordance with agreement with the Mayor of the City of Cleveland and Positively Cleveland as approved by a majority of local mayors, and declaring the necessity that this Ordinance become immediately effective. (See Page 261)

Sponsors: County Executive FitzGerald/Fiscal Officer and Councilmember Brady

11. MISCELLANEOUS COMMITTEE REPORTS

12. MISCELLANEOUS BUSINESS

13. PUBLIC COMMENT UNRELATED TO AGENDA

14. ADJOURNMENT

NEXT MEETINGS

COMMITTEE OF THE WHOLE MEETING: TUESDAY, AUGUST 26, 2014
3:00 PM / COUNCIL CHAMBERS

REGULAR MEETING: TUESDAY, AUGUST 26, 2014
5:00 PM / COUNCIL CHAMBERS

*Complimentary parking for the public is available in the attached garage at 900 Prospect. A skywalk extends from the garage to provide additional entry to the Council Chambers from the 5th floor parking level of the garage. Please see the Clerk to obtain a complimentary parking pass.



MINUTES

CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING

THURSDAY, JULY 17, 2014

CUYAHOGA COUNTY JUSTICE CENTER

COUNCIL CHAMBERS – 1ST FLOOR

1:00 PM

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 1:06 p.m.

2. ROLL CALL

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

Council President Connally requested a moment of silent meditation be dedicated to the memory of Mae Germana, mother of Councilmember Charles Germana, who passed away recently. She then extended Council's deepest sympathies to the Germana family.

3. PUBLIC COMMENT RELATED TO AGENDA

The following citizens addressed Council regarding issues of concern to them relating to Resolution No. R2013-0170, a Resolution making an award on RQ24534 to Halle Industrial Park, LLC for lease of space:

- a) Ms. Nora McNamara**
- b) Ms. Helen K. Smith**
- c) Ms. Mary Rose Oakar**
- d) Mr. Martin Hauserman**

The following citizens addressed Council regarding issues of concern to them relating to various proposed amendments to the Charter:

- a) The Honorable Bruce Akers, Chair of the Charter Review Commission**
- b) Mr. Homer Taft**
- c) Mr. William Tarter**
- d) Ms. Lynda Mayer**
- e) Ms. Nancy Dietrich**

4. ITEMS REFERRED TO COMMITTEE

- a) R2013-0170: A Resolution making an award on RQ24534 to Halle Industrial Park, LLC in the amount of \$10,069,265.64 for lease of space for the period anticipated to be 6/1/2014 - 6/30/2024; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions, and authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

Clerk Schmotzer read Resolution No. R2014-0170 into the record.

Ms. Bonnie Teeuwen, Director of the Department of Public Works; Mr. James Fischer, Process Center Manager; and Mr. Ryan Jeffers, First Vice President at CBRE, addressed Council regarding Resolution No. R2013-0170. Discussion ensued.

Councilmembers asked questions of Ms. Teeuwen, Mr. Fischer and Mr. Jeffers pertaining to the item, which they answered accordingly.

On a motion by Mr. Gallagher with a second by Mr. Germana, Resolution No. R2013-0170 was considered and approved by unanimous vote to be referred to the full Council agenda for consideration for third reading adoption.

Council President Connally then turned the gavel over to Councilmember Greenspan, Chair of the Council Operations & Intergovernmental Relations Committee, to chair the remainder of the meeting.

[Note: The following Resolutions were considered at this meeting in the following order: Resolution Nos. R2014-0165, R2014-0164, R2014-0160, R2014-0162, R2014-0161 and R2014-0166. Resolutions No. R2014-0141 and R2014-0163 were not discussed.]

- b) R2014-0141: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to add Article XIV to the Cuyahoga County Charter to provide that the right to vote is a fundamental right in the County and authorize the County to take action to protect and promote the right to vote, and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald and Councilmembers Simon **and** Hairston

Resolution No. R2014-0141 was not discussed and no legislative action was taken.

- c) R2014-0160: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article II, Section 2.01 and Article III, Section 3.03 of the Charter of Cuyahoga County modifying the residency requirements for the offices of County Executive and County Council; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Miller, Conwell, Germana and Gallagher

Clerk Schmotzer read Resolution No. R2014-0160 into the record.

Mr. Miller addressed Council regarding Resolution No. R2014-0160. Discussion ensued.

Mr. Schron then introduced a proposed substitute to Resolution No. R2014-0160. Discussion ensued.

A motion was made by Mr. Schron and seconded by Mr. Miller to substitute Resolution No. R2014-0160. The motion failed by a roll-call vote of 3 yeas and 8 nays with Councilmembers Miller, Schron and Greenspan voting in the affirmative and Councilmembers Conwell, Jones, Hairston, Simon, Connally, Brady, Germana and Gallagher casting dissenting votes.

Mr. James Boyle, Special Assistant to County Executive FitzGerald, addressed Council regarding Resolution No. R2014-0160. Discussion ensued.

Councilmembers asked questions of Mr. Boyle pertaining to the item, which he answered accordingly.

On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2014-0160 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.

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

Sponsor: Councilmember Greenspan

Clerk Schmotzer read Resolution No. R2014-0161 into the record.

Mr. Greenspan addressed Council regarding Resolution No. R2014-0161. Discussion ensued.

Ms. Simon then introduced a proposed substitute to Resolution No. R2014-0161. Discussion ensued.

A motion was made by Ms. Simon, seconded by Mr. Hairston and approved by a majority roll-call vote of 8 yeas and 3 nays to substitute Resolution No. R2014-0161 with Councilmembers Conwell, Jones, Hairston, Simon, Connally, Miller, Brady and Gallagher voting in the affirmative and Councilmembers Germana, Schron and Greenspan casting dissenting votes.

Mr. Michael King, Special Counsel, and Ms. Ruchi Asher, Assistant Law Director, addressed Council regarding Resolution No. R2014-0161. Discussion ensued.

Councilmembers asked questions of Mr. King and Ms. Asher pertaining to the item, which they answered accordingly.

A motion was then made by Mr. Greenspan, seconded by Mr. Schron and approved by a majority roll-call vote of 8 yeas and 3 nays to amend Resolution No. R2014-0161 by inserting *“The Sheriff shall also have such powers and duties as shall be established by ordinance that are not inconsistent with those provided by general law.”* in Section 5.08(1) with Councilmembers Hairston, Simon, Miller, Brady, Germana, Gallagher, Schron and Greenspan voting in the affirmative and Councilmembers Conwell, Jones and Connally casting dissenting votes.

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2014-0161 was considered and approved by a majority roll-call vote of 6 yeas and 5 nays to be referred to the full Council agenda for second reading as substituted and amended, with Councilmembers Conwell, Hairston, Brady, Germana, Schron and Greenspan voting in the affirmative and Councilmembers Jones, Simon, Connally, Miller and Gallagher casting dissenting votes.

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

Sponsors: Councilmembers Miller, Conwell, Germana and Connally

Clerk Schmotzer read Resolution No. R2014-0162 into the record.

Mr. Miller addressed Council regarding Resolution No. R2014-0162. Discussion ensued.

On a motion by Mr. Miller with a second by Mr. Germana, Resolution No. R2014-0162 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.

A short recess was taken by the Committee after which Mr. Greenspan then reconvened the meeting.

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

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

Resolution No. R2014-0163 was not discussed and no legislation action was taken.

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

Sponsor: Councilmember Greenspan

Clerk Schmotzer read Resolution No. R2014-0164 into the record.

Mr. Greenspan addressed Council regarding Resolution No. R2014-0164. Discussion ensued.

Mr. King, Ms. Asher and Mr. Boyle addressed Council regarding Resolution No. R2014-0164. Discussion ensued.

Councilmembers asked questions of Mr. King, Ms. Asher and Mr. Boyle pertaining to the item, which they answered accordingly.

A motion was made by Mr. Greenspan and seconded by Ms. Conwell to substitute Resolution No. R2014-0164. The motion failed on a roll-call vote of 5 yeas and 6 nays with Councilmembers Conwell, Jones, Miller, Germana and Greenspan voting in the affirmative and Councilmembers Hairston, Simon, Connally, Brady, Gallagher and Schron casting dissenting votes.

A motion was then made by Mr. Schron and seconded by Mr. Greenspan to amend Resolution No. R2014-0164 by deleting *“the Prosecuting Attorney”* and replacing with *“three residents of the County appointed by the County Executive and confirmed by*

Council for terms ending one year, two years, and three years, respectively, following the end of the term of the office of the then County Executive” in Section 6.03. The motion failed on a roll-call vote of 2 yeas and 9 nays with Councilmembers Schron and Greenspan voting in the affirmative and Councilmembers Conwell, Jones, Hairston, Simon, Connally, Miller, Brady, Germana and Gallagher casting dissenting votes.

A motion was made by Mr. Greenspan and seconded by Ms. Conwell to refer Resolution No. R2014-0164 to the full Council agenda for second reading. The motion failed on a roll-call vote of 1 yeas and 10 nays with Councilmember Greenspan casting the only affirmative vote.

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

Sponsors: Councilmembers Greenspan and Miller

Clerk Schmotzer read Resolution No. R2014-0165 into the record.

Mr. Greenspan introduced a proposed substitute to Resolution No. R2014-0165. Discussion ensued.

A motion was made by Mr. Greenspan, seconded by Ms. Conwell and approved by unanimous vote to substitute Resolution No. R2014-0165.

Ms. Connally addressed Council regarding Resolution No. R2014-0165. Discussion ensued.

On a motion by Ms. Connally with a second by Mr. Schron, Resolution No. R2014-0165 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading, as substituted.

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

Sponsor: Councilmember Schron

Clerk Schmotzer read Resolution No. R2014-0166 into the record.

Mr. Schron introduced a proposed substitute to Resolution No. R2014-0166. Discussion ensued.

A motion was made by Mr. Schron, seconded by Mr. Greenspan and approved by a majority roll call-vote of 6 yeas and 5 nays to substitute Resolution No. R2014-0166, with Councilmembers Miller, Brady, Germana, Gallagher, Schron and Greenspan voting in the affirmative and Councilmembers Conwell, Jones, Hairston, Simon and Connally casting dissenting votes.

A motion was then made by Mr. Schron, seconded by Mr. Greenspan and approved by majority a roll-call vote of 7 yeas and 4 nays to divide Resolution No. R2014-0166 and to vote separately on retaining 1) Sections 2.04 and 3.05 with the repeal of Sections 3.06 and 3.07 and 2) Section 14.01 with Councilmembers Conwell, Miller, Brady, Germana, Gallagher, Schron and Greenspan voting in the affirmative and Councilmembers Jones, Hairston, Simon and Connally casting dissenting votes. After further discussion, the vote was subsequently withdrawn, without objection.

A motion was then made by Mr. Schron, seconded by Mr. Greenspan and approved by majority roll-call vote of 7 yeas and 4 nays to divide Resolution No. R2014-0166 and to vote separately on retaining 1) Section 2.04, 2) Section 3.05 with the repeal of Sections 3.06 and 3.07 and 3) Section 14.01 with Councilmembers Conwell, Miller, Brady, Germana, Gallagher, Schron and Greenspan voting in the affirmative and Councilmembers Jones, Hairston, Simon and Connally casting dissenting votes.

A motion was made by Mr. Schron, seconded by Mr. Greenspan and approved by majority roll-call vote of 6 yeas and 5 nays to retain Section 2.04 in Resolution No. R2014-0166, with Councilmembers Conwell, Miller, Germana, Gallagher, Schron and Greenspan voting in the affirmative and Councilmembers Jones, Hairston, Simon, Connally and Brady casting dissenting votes.

A motion was then made by Mr. Schron and seconded by Mr. Greenspan to retain Section 3.05 and repeal Sections 3.06 and 3.07 in Resolution No. R2014-0166. The motion failed by a roll-call vote of 4 yeas and 7 nays with Councilmembers Miller, Gallagher, Schron and Greenspan voting in the affirmative and Councilmembers Conwell, Jones, Hairston, Simon, Connally, Brady and Germana casting dissenting votes.

A motion was made by Mr. Schron and seconded by Mr. Greenspan to retain Section 14.01 in Resolution No. R2014-0166. The motion failed by a roll-call vote of 4 yeas and 7 nays with Councilmembers Brady, Gallagher, Schron and Greenspan voting in the affirmative and Councilmembers Conwell, Jones, Hairston, Simon, Connally, Miller and Germana casting dissenting votes.

On a motion by Mr. Schron with a second by Mr. Greenspan, Resolution No. R2014-0166 was considered and approved by a majority roll-call vote of 7 yeas and 4 nays to be referred to the full Council agenda for second reading, as substituted and amended, with

Councilmembers Conwell, Miller, Brady, Germana, Gallagher, Schron and Greenspan voting in the affirmative and Councilmembers Jones, Hairston, Simon and Connally casting dissenting votes.

5. MISCELLANEOUS BUSINESS

Mr. Greenspan announced that Resolution Nos. R2014-0141 and R2014-0163 will be discussed at a future Committee of the Whole meeting.

6. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given related to the agenda.

7. ADJOURNMENT

With no further business to discuss, Chairman Greenspan adjourned the meeting at 4:26 p.m., without objection.



MINUTES

CUYAHOGA COUNTY COUNCIL SPECIAL MEETING
THURSDAY, JULY 17, 2014
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
4:30 PM

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 4:37 p.m.

2. ROLL CALL

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

3. PUBLIC COMMENT RELATED TO AGENDA

No public comments were given related to the agenda.

4. LEGISLATION INTRODUCED BY EXECUTIVE

- a) CONSIDERATION OF A RESOLUTION FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2014-0182.

- 1) R2014-0182: A Resolution appointing William N. Sheehan, III to serve as Interim County Treasurer from 7/18/2014 - 12/31/2014, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald

Mr. William Sheehan, County Executive FitzGerald's nominee for the position of Interim County Treasurer, was called upon to deliver an opening statement. Mr. Sheehan provided background into his education, experience and qualifications for the position.

Councilmembers asked questions of Mr. Sheehan pertaining to his experience and expertise, which he answered accordingly.

On a motion by Mr. Gallagher with a second by Mr. Germana, Resolution No. R2014-0182 was considered and adopted by unanimous vote.

5. MISCELLANEOUS BUSINESS

Clerk Schmotzer announced the following upcoming meeting dates and times:

- a) Monday, July 21st — Finance & Budgeting Committee at 1:00 p.m. and Committee of the Whole at 1:30 p.m.; and**
- b) Tuesday, July 22nd — Committee of the Whole at 2:00 p.m. and Council Meeting/Executive Session at 5:00 p.m.**

6. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given unrelated to the agenda.

7. ADJOURNMENT

With no further business to discuss, Council President Connally adjourned the meeting at 5:03 p.m., without objection.



MINUTES

CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING

MONDAY, JULY 21, 2014

CUYAHOGA COUNTY JUSTICE CENTER

COUNCIL CHAMBERS – 1ST FLOOR

1:30 PM

1. CALL TO ORDER

At the request of Council President Connally, Councilmember Miller, Chair of the Finance & Budgeting Committee, called the meeting to order at 1:40 p.m.

2. ROLL CALL

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

3. PUBLIC COMMENT RELATED TO AGENDA

No public comments were given related to the agenda.

4. ITEM REFERRED TO COMMITTEE

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

Clerk Schmotzer read Ordinance No. O2014-0020 into the record.

Joseph Boatwright, Assistant Director of Law; Majeed Makhlof, Director of Law; Nathan Kelly, Deputy Chief of Staff for Economic Development; David Gilbert, President and Chief Executive Officer of Positively Cleveland; and Greg Harris, President and Chief Executive

Officer of the Rock and Roll Hall of Fame and Museum, addressed Council regarding Ordinance No. O2014-0020. Discussion ensued.

Councilmembers asked questions of Messrs. Boatwright, Makhlouf, Kelly, Gilbert and Harris pertaining to the item, which they answered accordingly.

Mr. Miller introduced a proposed substitute to Ordinance No. O2014-0020. Discussion ensued.

A motion was then made by Mr. Schron, seconded by Mr. Germana and approved by unanimous vote to accept the proposed substitute.

On a motion by Mr. Brady with a second by Mr. Germana, Ordinance No. O2014-0020 was considered and approved by unanimous roll-call vote to be referred to the full Council agenda, as substituted.

5. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

6. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given unrelated to the agenda.

7. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Germana, with a second by Ms. Connally, the meeting was adjourned at 3:08 p.m., without objection.



MINUTES

**CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING
TUESDAY, JULY 22, 2014
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
2:00 PM**

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 2:00 p.m.

2. ROLL CALL

Ms. Connally asked Clerk Schmotzer to call the roll. Councilmembers Simon, Greenspan, Miller, Brady, Germana, Gallagher, Schron, Conwell, Jones and Connally were in attendance and a quorum was determined. Councilmember Hairston entered the meeting shortly after the roll call was taken.

3. PUBLIC COMMENT RELATED TO AGENDA

Ms. Linda Mayer, representing the League of Women Voters, addressed Council regarding issues of concern to her relating to Resolution No. R2014-0141, a Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to add Article XIV to the Cuyahoga County Charter to provide for the right to vote.

The following citizens addressed Council regarding issues of concern to them relating to Resolution No. R2014-0163, a Resolution providing for the submission to the electors of the County of Cuyahoga an amendment enacting Article XIV of the Charter of Cuyahoga County to establish the Agency of Inspector General:

- a) Ms. Linda Mayer, representing the League of Women Voters and**
- b) The Honorable Bruce Akers, Chair of the Charter Review Commission**

The following citizens addressed Council regarding Ordinance No. O2014-0014, an Ordinance establishing the Cuyahoga County Property Demolition Fund:

- a) Mr. Joel Ratner, CEO and President of Cleveland Neighborhood Progress**
- b) Ms. Kathleen Crowther, President of the Cleveland Restoration Society**

- c) **The Honorable Earl Leiken, Mayor of the City of Shaker Heights and representing the First Suburbs Consortium**
- d) **Councilman Tony Brancatelli, Cleveland City Councilmember**
- e) **Mr. Gerry Durante, representing the Cudell Improvement Association**
- f) **Mr. Frank Ford, representing the Thriving Communities Institute**
- g) **Councilman Zack Reed, Cleveland City Councilmember**

4. ITEMS REFERRED TO COMMITTEE

- a) R2014-0141: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to add Article XIV to the Cuyahoga County Charter to provide that the right to vote is a fundamental right in the County and authorize the County to take action to protect and promote the right to vote, and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald and Councilmembers Simon and Hairston

Council President Connally turned the gavel over to Councilmember Greenspan, Chair of the Council Operations & Intergovernmental Relations Committee.

Clerk Schmotzer read Resolution No. R2014-0141 into the record.

Ms. Simon addressed Council regarding Resolution No. R2014-0141. Discussion ensued.

A motion was then made by Ms. Simon, seconded by Mr. Miller and approved by unanimous vote to amend Resolution No. R2014-0141 by deleting the third “Whereas” clause.

Mr. Greenspan introduced a proposed substitute to Resolution No. R2014-0141. Discussion ensued.

Mr. Majeed Makhlof, Director of Law, addressed Council regarding Resolution No. R2014-0141. Discussion ensued.

Councilmembers asked questions of Mr. Makhlof pertaining to the item, which he answered accordingly.

A motion was then made by Mr. Greenspan and seconded by Mr. Schron to substitute Resolution No. R2014-0141 but failed on a roll-call vote of 3 to 8 with Councilmembers Gallagher, Schron and Greenspan voting in the affirmative and Councilmembers Simon, Connally, Miller, Brady, Germana, Conwell, Jones and Hairston casting dissenting votes.

On a motion by Ms. Simon with a second by Ms. Conwell, Resolution No. R2014-0141 was considered and approved by majority roll-call vote to be referred to the full Council agenda for second reading, as amended, with Councilmembers Greenspan, Gallagher and Schron casting dissenting votes.

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

Sponsors: Councilmembers Greenspan, Miller and Germana

Clerk Schmotzer read Resolution No. R2014-0163 into the record.

Mr. Greenspan addressed Council regarding Resolution No. R2014-0163. Discussion ensued.

Mr. James Boyle, Special Assistant to County Executive FitzGerald, addressed Council regarding Resolution No. R2014-0163. Discussion ensued.

Councilmembers asked questions of Mr. Boyle pertaining to the item, which he answered accordingly.

Ms. Simon introduced a proposed substitute to Ordinance No. R2014-0163. Discussion ensued.

Mr. Makhlouf addressed Council regarding Resolution No. R2014-0163. Discussion ensued.

Councilmembers asked questions of Mr. Makhlouf pertaining to the item, which he answered accordingly.

A motion was made by Ms. Simon, seconded by Ms. Connally and approved by majority roll-call vote to substitute Resolution No. R2014-0163 with Mr. Schron casting the only dissenting vote.

A motion was then made by Miller, seconded by Mr. Greenspan and approved by unanimous vote to amend Resolution No. R2014-0163 by renumbering Section 14.01.

On a motion by Ms. Simon with a second by Mr. Hairston, Resolution No. R2014-0163 was considered and approved by majority roll-call vote to be referred to the full Council agenda for second reading, as substituted and amended, with Councilmembers Connally and Conwell casting dissenting votes.

- c) O2014-0014: An Ordinance establishing the Cuyahoga County Property Demolition Fund, and declaring the necessity that this Ordinance become immediately effective.
 - i) Presentations – Gus Frangos, President and General Counsel, Cuyahoga County Land Reutilization Corporation, and Nathan Kelly, Deputy Chief of Staff for Economic Development

Mr. Greenspan turned the gavel back over to Council President Connally to Chair the remainder of the meeting.

Clerk Schmotzer read Resolution No. O2014-0014 into the record.

Mr. Gus Frangos, President and General Counsel of the Cuyahoga County Land Reutilization Corporation, and Mr. Nathan Kelly, Deputy Chief of Staff for Development, addressed Council regarding Ordinance No. O2014-0014. Discussion ensued.

Councilmembers asked questions of Mr. Frangos and Mr. Kelly pertaining to the item, which they answered accordingly.

Mr. Greenspan requested that Mr. Kelly provide a plan for the administration of the fund to the Clerk by the next day for dissemination to Council.

No further legislative action was taken on Ordinance No. O2014-0014.

5. MISCELLANEOUS BUSINESS

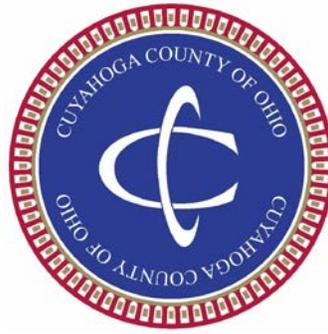
There was no miscellaneous business.

6. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given unrelated to the agenda.

7. ADJOURNMENT

With no further business to discuss, Council President Connally adjourned the meeting at 4:38 p.m., without objection.



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, JULY 22, 2014
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM**

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 5:00 p.m.

2. ROLL CALL

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

3. PLEDGE OF ALLEGIANCE

The pledge of allegiance was recited.

4. SILENT MEDITATION

Council President Connally requested a moment of silent meditation be dedicated to the memory of the Malaysia Flight 17 victims and to the turmoil in the Middle East.

5. PUBLIC COMMENT RELATED TO AGENDA

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

Mr. William Clarence Marshall addressed Council regarding issues of concern to him relating to Ordinance No. O2014-0014, an Ordinance establishing the Cuyahoga County Property Demolition Fund.

Mr. William Tarter addressed Council regarding issues of concern to him relating to Ordinance No. O2014-0020, an Ordinance enacting Chapter 717 of the Cuyahoga County Code to authorize extension of the Capital Improvement Bed Tax.

6. APPROVAL OF MINUTES

- a) July 2, 2014 Committee of the Whole Meeting
- b) July 7, 2014 Committee of the Whole Meeting
- c) July 8, 2014 Committee of the Whole Meeting
- d) July 8, 2014 Regular Meeting

On a motion by Mr. Germana with a second by Mr. Schron, the minutes of the July 2, 2014; July 7, 2014 and July 8, 2014 Committee of the Whole meetings and July 8, 2014 Regular meeting were unanimously approved.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

Council President Connally announced that this is last meeting that will be held at the Justice Center and future meetings will be held at the new County Administrative Headquarters.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Fitzgerald announced that the Executive's office moved into the new County Administrative Headquarters last week and thanked Director Teeuwen and her team for their hard work; he also commented on the display of public art within the new building and thanked Council for its input.

9. LEGISLATION INTRODUCED BY COUNCIL

- a) CONSIDERATION OF A RESOLUTION OF COUNCIL FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2014-0183.

- 1) R2014-0183: A Resolution confirming the County Executive's appointment of various individuals to serve on Tax Incentive Review Councils for the term 8/12/2014 - 9/1/2015, and declaring the necessity that this Resolution become immediately effective:

- i) Joseph Farris
- ii) Janise C. Bayne

- iii) Marionette Richardson-Scott
- iv) Joseph Micciulla, Chair

Sponsors: Councilmembers Connally and Conwell

Mr. James Boyle, Special Assistant to County Executive FitzGerald, addressed Council regarding Resolution No. R2014-0183. Discussion ensued.

Councilmembers asked questions of Mr. Boyle pertaining to the item, which he answered accordingly.

On a motion by Ms. Conwell with a second by Mr. Schron, Resolution No. R2014-0183 was considered and adopted by unanimous vote.

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

- 1) R2014-0184: A Resolution confirming the County Executive's appointment of Cassi Handler to serve on the Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County for an unexpired term ending 6/30/2016, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Connally and Conwell

Council President Connally referred Resolution No. R2014-0184 to the Human Resources, Appointments & Equity Committee.

c) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR SECOND READING

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9C to allow the Clerk to read Resolution Nos. R2014-0160, R2014-0161, R2014-0162, R2014-0163, R2014-0165 and R2014-0166 into the record by short title.

- 1) R2014-0160: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article II, Section 2.01 and Article III, Section 3.03 of the Charter of Cuyahoga County modifying the residency requirements for the offices of County Executive and County Council; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Miller, Conwell, Germana and Gallagher

Committee Assignment and Chair: Committee of the Whole – Greenspan

Clerk Schmotzer read Resolution No. R2014-0160 into the record by short title.

This item will move to the August 12, 2014 Council meeting agenda for consideration for third reading adoption.

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

Sponsors: Councilmembers Greenspan and Simon

Committee Assignment and Chair: Committee of the Whole – Greenspan

Clerk Schmotzer read Resolution No. R2014-0161 into the record by short title.

This item will move to the August 12, 2014 Council meeting agenda for consideration for third reading adoption.

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

Sponsors: Councilmembers Miller, Conwell, Germana and Connally

Committee Assignment and Chair: Committee of the Whole – Greenspan

Clerk Schmotzer read Resolution No. R2014-0162 into the record by short title.

This item will move to the August 12, 2014 Council meeting agenda for consideration for third reading adoption.

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

Sponsors: Councilmembers Greenspan, Miller and Germana

Committee Assignment and Chair: Committee of the Whole – Greenspan

[Clerk's note: Resolution No. R2014-0163 received Committee recommendation for consideration for second reading.]

Clerk Schmotzer read Resolution No. R2014-0163 into the record by short title.

This item will move to the August 12, 2014 Council meeting agenda for consideration for third reading adoption.

- 5) R2014-0165: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article XI, Section 11.01 of the Charter of Cuyahoga County changing the composition of the County Audit Committee to ensure independence of judgment of all members; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Greenspan, Connally and Miller

Committee Assignment and Chair: Committee of the Whole – Greenspan

Clerk Schmotzer read Resolution No. R2014-0165 into the record by short title.

This item will move to the August 12, 2014 Council meeting agenda for consideration for third reading adoption.

- 6) R2014-0166: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article II, Section 2.04 of the Charter of Cuyahoga County to provide

for the holding of special elections to fill vacancies in the office of the County Executive; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Schron

Committee Assignment and Chair: Committee of the Whole – Greenspan

Clerk Schmotzer read Resolution No. R2014-0166 into the record by short title.

This item will move to the August 12, 2014 Council meeting agenda for consideration for third reading adoption.

d) CONSIDERATION OF A RESOLUTION OF COUNCIL FOR THIRD READING ADOPTION

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

Sponsor: Councilmember Schron

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2014-0159 was considered and adopted by unanimous vote.

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

- 1) O2014-0021: An Ordinance amending Chapter 701 of the Cuyahoga County Code by adding Sections 701.06 and 701.07 to establish guidelines for the County's investment policy and financial reporting requirements for Cuyahoga County.

Sponsor: Councilmember Miller

Council President Connally referred Ordinance No. O2014-0021 to the Finance & Budgeting Committee.

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

- 1) O2014-0017: An Ordinance enacting Chapter 604 of the Cuyahoga County Code to provide financial assistance to municipalities for the routine maintenance of County roadways, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Greenspan, Germana, Simon, Miller, Conwell, **Hairston, Jones and Gallagher**

On a motion by Mr. Germana with a second by Mr. Miller, Ordinance No. O2014-0017 was considered and adopted by unanimous vote.

10. LEGISLATION INTRODUCED BY EXECUTIVE

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

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2014-0185 and R2014-0186.

- 1) R2014-0185: A Resolution amending the 2014/2015 Biennial Operating Budget for 2014 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective.

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

A motion was made by Mr. Miller, seconded by Mr. Greenspan and approved by unanimous vote to amend Resolution No. R2014-0185 by removing items B, C and D from Section 1 and referring them to the Finance & Budgeting Committee.

On a motion by Mr. Miller with a second by Mr. Germana, Resolution No. R2014-0185 was considered and adopted by unanimous vote, as amended.

- 2) R2014-0186: A Resolution making an award on RQ30795 to The Shelly Company in the amount not-to-exceed \$2,863,420.24 for repair and resurfacing of Madison Avenue from Riverside Drive to West 117th Street in the City of

Lakewood; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$7.50 License Tax Funds in the amount of \$286,342.02 to fund said contract; and declaring the necessity that this Resolution become immediately effective.

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

On a motion by Mr. Miller, with a second by Mr. Germana, Resolution No. R2014-0186 was considered and adopted by unanimous vote.

b) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- 1) R2014-0141: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to add Article XIV to the Cuyahoga County Charter to provide that the right to vote is a fundamental right in the County and authorize the County to take action to protect and promote the right to vote, and declaring the necessity that this Resolution become immediately effective. [Pending Committee Recommendation]

Sponsors: County Executive FitzGerald and Councilmembers Simon and Hairston

Committee Assignment and Chair: Committee of the Whole – Greenspan

[Clerk's note: Resolution No. R2014-0141 received Committee recommendation for consideration for second reading.]

Clerk Schmotzer read Resolution No. R2014-0141 into the record.

This item will move to the August 12, 2014 Council meeting agenda for consideration for third reading adoption.

- 2) R2014-0175: A Resolution making an award on RQ28400 to Pro-Tech Systems Group, Inc. in the amount not-to-exceed \$1,000,000.00 for maintenance, upgrades and support services for the Supervisory Control and Data Acquisition

System for the period 8/1/2014 - 7/31/2019; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

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

Clerk Schmotzer read Resolution No. R2014-0175 into the record.

This item will move to the August 12, 2014 Council meeting agenda for consideration for third reading adoption.

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

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2014-0174, R2014-0179, R2014-0180 and R2014-0181.

- 1) R2014-0174: A Resolution making an award on RQ27928 to Wiss, Janney, Elstner Associates, Inc. in the amount not-to-exceed \$659,300.00 for consultant engineering/design services for Huntington Park Garage repairs; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

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

On a motion by Mr. Jones with a second by Mr. Germana, Resolution No. R2014-0174 was considered and adopted by unanimous vote.

- 2) R2014-0179: A Resolution authorizing an agreement with Department of Workforce Development in the amount not-to-exceed \$1,442,205.00 for operational support of One Stop

Centers and Career Centers, Applicant Job Readiness Program, Job Readiness/Job Search Program for Able Bodied Adults Without Dependents and Occupational Skills Training Program/Individual Training Accounts for the period 7/1/2014 - 6/30/2015; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

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

On a motion by Mr. Brady, with a second by Mr. Schron, Resolution No. R2014-0179 was considered and adopted by unanimous vote.

- 3) R2014-0180: A Resolution making an award on RQ30667 to Americab Transportation, Inc. in the amount not-to-exceed \$3,600,000.00 for transportation services for the period 9/1/2014 - 8/31/2016; 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 and Diversity on behalf of Department of Health and Human Services/Cuyahoga Job 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. R2014-0180 was considered and adopted by unanimous vote.

- 4) R2014-0181: A Resolution authorizing amendments to an agreement and contracts with various providers for Universal Pre-Kindergarten services for the Invest in Children Program for various time periods; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective:

- i) for the period 8/1/2012 - 7/31/2014:

- a) No. CE1200512-01 with The Cleveland Music School Settlement to make budget line item revisions and for additional funds in the amount not-to-exceed \$16,000.00.
- ii) for the period 8/1/2012 - 7/31/2014 to extend the time period to 7/31/2015:
- a) No. CE1200509-01 with West Side Ecumenical Ministry – Archwood Head Start and for additional funds in the amount not-to-exceed \$146,569.48.
 - b) No. CE1200511-01 with West Side Ecumenical Ministry – Youth & Family Learning Center and for additional funds in the amount not-to-exceed \$156,813.00.
 - c) No. CE1200512-01 with The Cleveland Music School Settlement to change the scope of services, effective 7/1/2014, and for additional funds in the amount not-to-exceed \$150,916.25.
 - d) No. CE1200513-01 with The East End Neighborhood House Association and for additional funds in the amount not-to-exceed \$84,710.20.
 - e) No. CE1200514-01 with The Merrick House to change the scope of services, effective 7/1/2014, and for additional funds in the amount not-to-exceed \$96,737.36.
 - f) No. CE1200515-01 with The Young Women’s Christian Association of Greater Cleveland, Ohio and for additional funds in the amount not-to-exceed \$129,131.62.
 - g) No. CE1200516-01 with OhioGuidestone – Family Life Child Care Center of Berea and for additional funds in the amount not-to-exceed \$225,485.39.

- h) No. CE1200517-01 with OhioGuidestone – Family Life Child Care Center of Brook Park and for additional funds in the amount not-to-exceed \$119,180.17.
- i) No. CE1200518-01 with OhioGuidestone – Family Life Child Care Center of Lakewood and for additional funds in the amount not-to-exceed \$133,322.11.
- j) No. CE1200519-01 with OhioGuidestone – Family Life Child Care Center of Maple Heights and for additional funds in the amount not-to-exceed \$173,555.99.
- k) No. CE1200521-01 with Early Childhood Enrichment Center, Inc. and for additional funds in the amount not-to-exceed \$258,542.67.
- l) No. CE1200523-01 with Kiddie City Child Care Community, Inc. and for additional funds in the amount not-to-exceed \$128,190.63.
- m) No. CE1200524-01 with Parma Pre-School, Inc. and for additional funds in the amount not-to-exceed \$138,809.15.
- n) No. CE1200525-01 with Center for Families and Children – Bingham Early Learning Center to change the scope of services, effective 7/1/2014, and for additional funds in the amount not-to-exceed \$168,103.31.
- o) No. CE1200526-01 with Center for Families and Children – Mather Early Learning Center to change the scope of services, effective 7/1/2014, and for additional funds in the amount not-to-exceed \$125,609.58.
- p) No. CE1200527-01 with Center for Families and Children – McMillan Early Learning Center and for additional funds in the amount not-to-exceed \$216,988.41.

- q) No. CE1200528-01 with Center for Families and Children – Wade Early Learning Center and for additional funds in the amount not-to-exceed \$113,246.20.
- r) No. CE1200529-01 with Catholic Charities Community Services Corporation – Riverside Head Start and for additional funds in the amount not-to-exceed \$24,197.60.
- s) No. CE1200530-01 with Catholic Charities Community Services Corporation – St. Martin de Porres Head Start and for additional funds in the amount not-to-exceed \$25,255.50.
- t) No. CE1200531-01 with Catholic Charities Community Services Corporation – St. Philip Neri Head Start and for additional funds in the amount not-to-exceed \$158,035.36.
- u) No. CE1200532-02 with Sandy’s Darlin’ Munchkins Family Child Care Home and Universal Pre-Kindergarten fka Cassandra R. Thompson and for additional funds in the amount not-to-exceed \$21,338.51.
- v) No. CE1200533-01 with Ericka L. Elmore and for additional funds in the amount not-to-exceed \$27,792.11.
- w) No. CE1200534-01 with Positive Beginnings Childcare & Preschool; no additional funds required.
- x) No. CE1200535-01 with Yolanda Casas-Knight and for additional funds in the amount not-to-exceed \$13,928.60.
- y) No. CE1200536-01 with Achievement Centers for Children to change the scope of services, effective 7/1/2014, and for additional funds in the amount not-to-exceed \$119,197.52.

- z) No. CE1200537-01 with Ganon Gil Preschool of the Temple Tifereth Israel, Inc. and for additional funds in the amount not-to-exceed \$96,573.44.
- aa) No. CE1200538-01 with Hanna Perkins School and for additional funds in the amount not-to-exceed \$45,985.66.
- iii) for the period 8/27/2012 - 7/31/2014 to extend the time period to 7/31/2015:
 - a) No. AG1200027-01 with Brooklyn City School District and for additional funds in the amount not-to-exceed \$84,144.30.

Sponsors: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood and Councilmembers Miller, Hairston **and Conwell**

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

On a motion by Ms. Simon with a second by Ms. Conwell, Resolution No. R2014-0181 was considered and adopted by unanimous vote.

d) CONSIDERATION OF RESOLUTIONS FOR THIRD READING ADOPTION

- 1) R2014-0154: A Resolution adopting the 2014 Economic Development Plan in accordance with Section 7.05 of the Cuyahoga County Charter and Section 801.01 of the Cuyahoga County Code, and declaring the necessity that this Resolution become immediately effective.

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

On a motion by Mr. Schron with a second by Mr. Miller, Resolution No. R2014-0154 was considered and adopted by unanimous vote.

- 2) R2014-0155: A Resolution adopting various changes to the Cuyahoga County Non-Bargaining Classification Plan, and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Human Resources on behalf of Personnel Review Commission

On a motion by Ms. Conwell with a second by Mr. Schron, Resolution No. R2014-0155 was considered and adopted by unanimous vote.

- 3) R2014-0156: A Resolution authorizing an amendment to Contract No. CE1200077-01 with Wellness IQ, Inc. for the Vitality Wellness Program for County employees for the period 1/1/2012 - 12/31/2014 to extend the time period to 12/31/2017 and for additional funds in the amount not-to-exceed \$1,579,650.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Human Resources and Councilmembers Germana, Simon, Conwell, Gallagher and Hairston

On a motion by Ms. Conwell with a second by Mr. Germana, Resolution No. R2014-0156 was considered and adopted by unanimous vote.

- 4) R2014-0170: A Resolution making an award on RQ27440 to OneCommunity in the amount not-to-exceed \$240,000.00 for internet service provider and fiber maintenance services for the period 6/1/2014 - 12/31/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Information Technology

On a motion by Mr. Schron with a second by Mr. Miller, Resolution No. R2014-0170 was considered and adopted by unanimous vote.

e) COMMITTEE REPORTS AND CONSIDERATION OF ORDINANCES FOR SECOND READING

- 1) O2014-0019: An Ordinance enacting Chapter 716 of the Cuyahoga County Code to establish procedures for setting the fee structure for Sheriff's Department background check

services, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive FitzGerald/County Sheriff and Councilmember Germana

Committee Assignment and Chair: Public Safety & Justice Affairs – Gallagher

Clerk Schmotzer read Ordinance No. O2014-0019 into the record.

This item will move to the August 12, 2014 Council meeting agenda for consideration for third reading adoption.

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

Sponsors: County Executive FitzGerald/Fiscal Officer and Councilmember Brady

Committee Assignment and Chair: Committee of the Whole – Miller

[Clerk's note: Ordinance No. O2014-0020 received Committee recommendation for consideration for second reading, as amended in Committee.]

Clerk Schmotzer read Ordinance No. O2014-0020 into the record.

A motion was made by Mr. Miller, seconded by Mr. Germana and approved by unanimous roll-call vote to amend Ordinance No. O2014-0020 by deleting "twenty" and inserting "forty" in Section 717.03.

This item will move to the August 12, 2014 Council meeting agenda for consideration for third reading adoption.

f) CONSIDERATION OF AN ORDINANCE FOR THIRD READING ADOPTION

- 1) O2014-0018: An Ordinance enacting Chapter 715 of the Cuyahoga County Code to establish a Social Impact Financing

Fund for the purpose of funding contracts to improve outcomes and lower costs for contracted government services in Cuyahoga County, and declaring the necessity that this Ordinance become immediately effective.

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

On a motion by Mr. Miller with a second by Mr. Germana, Ordinance No. O2014-0018 was considered and adopted by a majority roll-call vote of 7 yeas to 4 nays with Councilmembers Miller, Brady, Germana, Conwell, Jones, Hairston and Simon voting in the affirmative and Councilmembers Greenspan, Gallagher, Schron and Connally casting dissenting votes.

[Clerk's Note: The legislation did not receive the affirmative vote of at least eight members of Council; therefore, it is not effective immediately.]

11. MISCELLANEOUS COMMITTEE REPORTS

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, August 19, 2014 at 10:00 a.m.

Mr. Miller reported that the Finance & Budgeting Committee will meet on Monday, August 4, 2014 at 1:00 p.m.

12. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

13. PUBLIC COMMENT UNRELATED TO AGENDA

Rev. Pamela Pinkney Butts addressed Council regarding issues of concern to her relating to racism and hate crimes.

14. EXECUTIVE SESSION

- a) Pending or imminent litigation.

A motion was made by Mr. Gallagher, seconded by Ms. Conwell and approved by unanimous roll-call vote to move to Executive Session for the purpose of discussing pending or imminent litigation and for no other purpose whatsoever. Executive Session was then called to order by Council President Connally at 6:09 p.m. The following Councilmembers were present: Greenspan, Miller, Brady, Germana, Gallagher, Schron, Conwell, Jones, Hairston, Simon and Connally. The following additional attendees were present: Assistant Law Director Ed Morales; Director of

Law Majeed Makhoul; Special Counsel Michael King; Legislative Budget Advisor Trevor McAleer; Chief of Staff Joseph Nanni and Assistant Law Director Ruchi Asher. At 6:33 p.m., Executive Session was adjourned, without objection, and Council President Connally then reconvened the regular meeting.

15. ADJOURNMENT

With no further business to discuss, Council President Connally adjourned the meeting at 6:34 p.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0160

Sponsored by: Councilmembers Miller, Conwell, Germana and Gallagher	A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article II, Section 2.01 and Article III, Section 3.03 of the Charter of Cuyahoga County modifying the residency requirements for the offices of County Executive and County Council; and declaring the necessity that this Resolution become immediately effective.
--	---

WHEREAS, Article XII, Section 12.10 of the Charter of Cuyahoga County provides that “Proposed amendments to this Charter shall be submitted to the electors of the County in the manner provided for by the Ohio Constitution”; and

WHEREAS, Article X, Section 4 of the Ohio Constitution provides that the “legislative authority... of any county may by a two-thirds vote of its members” submit by resolution charter amendments to the electors of the county “to be voted upon at the first general election occurring not sooner than sixty days after their submission”; and

WHEREAS, this Council believes it is in the best interest of the citizens of the County of Cuyahoga to amend the County Charter to require the County Executive to have been an elector of the County for at least two years prior to filing a declaration of candidacy, and to prevent a Council member from being disqualified due to redistricting from serving the full term to which the member was elected.

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

SECTION 1. Pursuant to Article X, Section 4 of the Ohio Constitution and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby authorizes and directs that there shall be submitted to a vote of qualified electors of the County of Cuyahoga, at the general election to be held on Tuesday, the 4th day of November, 2014, the question of amending Article II, Section 2.01 and Article III, Section 3.03 of the Charter of the County of Cuyahoga, the respective text to be as set forth herein, with boldfaced text being added and crossed out text being deleted as follows:

SECTION 2.01 COUNTY EXECUTIVE

The County Executive shall be the chief executive officer of the County. The County Executive shall first be elected at the 2010 general election and shall hold office for a term of four years commencing on the first day of January 2011. Any candidate for election as County Executive shall be **have been** an elector of the County **for** at **least two**

years immediately prior to ~~the time of~~ filing the declaration of candidacy, shall be nominated and elected in the manner provided for county officers by general law and this Charter and during the entire term of office shall remain an elector of the County. The County Executive shall not, except as authorized by the Council, hold or accept other employment or public office.

SECTION 3.03 RESIDENCY REQUIREMENT

A Council candidate shall have been an elector of the County for at least two years immediately prior to filing of a declaration of candidacy or appointment to fill a vacancy and shall also have been a resident of the district he or she wishes to serve for at least thirty days immediately prior to filing of candidacy or appointment to fill a vacancy. Once elected or appointed, Council members shall reside within their respective districts during the tenure of their terms; however, a Council member shall not be disqualified from serving the full term to which the member has been elected due to redistricting. ~~the County, and members elected from districts shall reside within their respective districts, during the tenure of their terms.~~

SECTION 2. Pursuant to Article X, Section 4 of the Ohio Constitution, and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby directs that the proposed amendment amending Article II, Section 2.01 and Article III, Section 3.03 shall be submitted to the Board of Elections of Cuyahoga County, and the question to be submitted on the ballot shall be as follows:

PROPOSED AMENDMENT TO COUNTY CHARTER

Shall Article II, Section 2.01 and Article III, Section 3.03 the Charter of the County of Cuyahoga be amended to modify the residency requirements for the offices of County Executive and County Council, requiring the County Executive to have been an elector of the County for at least two years prior to filing a declaration of candidacy, and preventing a Council member from being disqualified due to redistricting from serving the full term to which the member was elected?

SECTION 3. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, the existing provisions of Article II, Section 2.01 and Article III, Section 3.03 to the extent that they are inconsistent herewith, shall be and the same are hereby repealed effective as of the date on which such amendment becomes effective.

SECTION 4. The Clerk of this Council is directed to certify a copy of this Resolution to the Board of Elections no earlier than one hundred twenty (120) days and not later than sixty (60) days before the November 4, 2014 election. The Clerk is further directed to take all other actions required by law relative to the submission of said amendment for said election, including, if required by law, mailing or otherwise distributing a copy of said proposed amendment to each of the electors of the County as far as may be reasonably possible prior to thirty (30) days before said election.

SECTION 5. It is necessary that this Resolution become immediately effective to enable the Clerk of Council to perform her duties in time for the amendment to be properly placed on the November 4, 2014 election. Provided that this Resolution receives the affirmative vote of eight (8) members of Council, it shall become immediately effective.

SECTION 6. 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

Clerk of Council

Date

First Reading/Referred to Committee: June 24, 2014

Committee(s) Assigned: Committee of the Whole

Committee Report/Second Reading: July 22, 2014

Journal _____
_____, 2014

**[PROPOSED SUBSTITUTE SPONSORED BY
COUNCILMEMBER SCHRON]**

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0160

Sponsored by: Councilmembers Miller, Conwell, Germana and Gallagher	A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article II, Section 2.01 and Article III, Section 3.03 of the Charter of Cuyahoga County modifying the residency requirements for the offices of County Executive and County Council; and declaring the necessity that this Resolution become immediately effective.
--	---

WHEREAS, Article XII, Section 12.10 of the Charter of Cuyahoga County provides that “Proposed amendments to this Charter shall be submitted to the electors of the County in the manner provided for by the Ohio Constitution”; and

WHEREAS, Article X, Section 4 of the Ohio Constitution provides that the “legislative authority... of any county may by a two-thirds vote of its members” submit by resolution charter amendments to the electors of the county “to be voted upon at the first general election occurring not sooner than sixty days after their submission”; and

WHEREAS, this Council believes it is in the best interest of the citizens of the County of Cuyahoga to amend the County Charter to require the County Executive to have been an elector of the County for at least two years prior to filing a declaration of candidacy, and to prevent a Council member from being disqualified due to redistricting from serving the full term to which the member was elected.

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

SECTION 1. Pursuant to Article X, Section 4 of the Ohio Constitution and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby authorizes and directs that there shall be submitted to a vote of qualified electors of the County of Cuyahoga, at the general election to be held on Tuesday, the 4th day of November, 2014, the question of amending Article II, Section 2.01 and Article III, Section 3.03 of the Charter of the County of Cuyahoga, the respective text to be as set forth herein, with boldfaced text being added and crossed out text being deleted as follows:

SECTION 2.01 COUNTY EXECUTIVE

The County Executive shall be the chief executive officer of the County. The County Executive shall first be elected at the 2010 general election and shall hold office for a term of four years commencing on the first day of January 2011. Any candidate for election as County Executive shall ~~be~~ **have been** an elector of the County **for at least two years immediately prior to assuming office** ~~the time of filing the declaration of candidacy,~~ shall be nominated and elected in the manner provided for county officers by general law and this Charter and during the entire term of office shall remain an elector of the County. The County Executive shall not, except as authorized by the Council, hold or accept other employment or public office.

SECTION 3.03 RESIDENCY REQUIREMENT

A Council candidate shall have been an elector of the County for at least two years immediately prior to **assuming office** ~~filing of a declaration of candidacy or appointment to fill a vacancy~~ and shall also have been a resident of the district he or she wishes to serve for at least thirty days immediately prior to filing of candidacy or appointment to fill a vacancy. Once elected or appointed, Council members shall reside within **their respective districts during the tenure of their terms; however, a Council member shall not be disqualified from serving the full term to which the member has been elected due to redistricting.** ~~the County, and members elected from districts shall reside within their respective districts, during the tenure of their terms.~~

SECTION 2. Pursuant to Article X, Section 4 of the Ohio Constitution, and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby directs that the proposed amendment amending Article II, Section 2.01 and Article III, Section 3.03 shall be submitted to the Board of Elections of Cuyahoga County, and the question to be submitted on the ballot shall be as follows:

PROPOSED AMENDMENT TO COUNTY CHARTER

Shall Article II, Section 2.01 and Article III, Section 3.03 the Charter of the County of Cuyahoga be amended to modify the residency requirements for the offices of County Executive and County Council, requiring the County Executive to have been an elector of the County for at least two years prior to filing a declaration of candidacy, and preventing a Council member from being disqualified due to redistricting from serving the full term to which the member was elected?

SECTION 3. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, the existing provisions of Article II, Section 2.01 and Article III, Section 3.03 to the extent that they are inconsistent herewith, shall be and the same are hereby repealed effective as of the date on which such amendment becomes effective.

SECTION 4. The Clerk of this Council is directed to certify a copy of this Resolution to the Board of Elections no earlier than one hundred twenty (120) days and

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0161

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

WHEREAS, Article XII, Section 12.10 of the Charter of Cuyahoga County provides that “Proposed amendments to this Charter shall be submitted to the electors of the County in the manner provided for by the Ohio Constitution”; and

WHEREAS, Article X, Section 4 of the Ohio Constitution provides that the “legislative authority... of any county may by a two-thirds vote of its members” submit by resolution charter amendments to the electors of the county “to be voted upon at the first general election occurring not sooner than sixty days after their submission”; and

WHEREAS, this Council believes it is in the best interest of the citizens of the County of Cuyahoga to amend the County Charter to establish the term of appointment and process for removal of the Sheriff.

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

SECTION 1. Pursuant to Article X, Section 4 of the Ohio Constitution and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby authorizes and directs that there shall be submitted to a vote of qualified electors of the County of Cuyahoga, at the general election to be held on Tuesday, the 4th day of November, 2014, the question of amending Article V, Section 5.01 and 5.08 of the Charter of the County of Cuyahoga, the respective text to be as set forth herein, with boldfaced text being added and crossed out text being deleted as follows:

SECTION 5.01 APPOINTMENT; CONFIRMATION BY COUNCIL.

Each of the officers provided for in this Article V shall be appointed by the County Executive subject to confirmation by Council, and shall serve at the pleasure of the County Executive **unless otherwise specified herein.**

SECTION 5.08 SHERIFF: POWERS, DUTIES AND QUALIFICATIONS.

(1) Powers and Duties. All powers and duties now or hereafter vested in or imposed upon county sheriffs by general law shall be carried out by the appointed Sheriff. **The**

Sheriff shall also have such powers and duties as shall be established by ordinance that are not inconsistent with those provided by general law.

(2) Qualifications. The Sheriff shall possess and continue to maintain the qualifications provided by general law for the office of county sheriff and in addition shall have had at least five years' experience in law enforcement or in correctional facilities management.

(3) Term. The Sheriff shall be appointed for term of four years. The term of the incumbent Sheriff shall expire on December 31, 2015. Each subsequent Sheriff shall be appointed or reappointed for a term commencing on January 1, 2016 and every four years thereafter. Reappointments shall be subject to Council confirmation.

(4) Removal. The Sheriff may only be removed from office by the County Executive prior to the expiration of the Sheriff's term subject to the approval of at least six members of the Council.

(5) Vacancy. In the event of a vacancy prior to the expiration of the Sheriff's term, the County Executive shall appoint a Sheriff to complete the unexpired term, subject to confirmation by Council. In the event a vacancy occurs less than two years prior to the expiration of a four-year term, the County Executive may appoint a Sheriff to complete the unexpired term and serve a subsequent four-year term subject to confirmation by Council.

SECTION 2. Pursuant to Article X, Section 4 of the Ohio Constitution, and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby directs that the proposed amendment of Article V, Sections 5.01 and 5.08 shall be submitted to the Board of Elections of Cuyahoga County, and the question to be submitted on the ballot shall be as follows:

PROPOSED AMENDMENT TO COUNTY CHARTER

Shall Article V, Section 5.01 Appointment; Confirmation by Council and Section 5.08 Sheriff: Powers, Duties and Qualifications of the Charter of Cuyahoga County be amended to establish a term of appointment and process for removal of the Sheriff?

SECTION 3. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, the existing provisions of Article V, Sections 5.01 and 5.08 are inconsistent herewith, shall be and the same are hereby repealed effective as of the date on which such amendment becomes effective.

SECTION 4. The Clerk of this Council is directed to certify a copy of this Resolution to the Board of Elections no earlier than one hundred twenty (120) days and not later than sixty (60) days before the November 4, 2014 election. The Clerk is further directed to take all other actions required by law relative to the submission of said amendment for said election, including, if required by law, mailing or otherwise distributing a copy of said proposed amendment to each of the electors of the County as far as may be reasonably possible prior to thirty (30) days before said election.

SECTION 5. It is necessary that this Resolution become immediately effective to enable the Clerk of Council to perform her duties in time for the amendments to be properly placed on the November 4, 2014 election. Provided that this Resolution receives the affirmative vote of eight (8) members of Council, it shall become immediately effective.

SECTION 6. 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

Clerk of Council

Date

First Reading/Referred to Committee: June 24, 2014

Committee(s) Assigned: Committee of the Whole

Committee Report/Second Reading: July 22, 2014

Journal _____
_____, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0162

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

WHEREAS, Article XII, Section 12.10 of the Charter of Cuyahoga County provides that “Proposed amendments to this Charter shall be submitted to the electors of the County in the manner provided for by the Ohio Constitution”; and

WHEREAS, Article X, Section 4 of the Ohio Constitution provides that the “legislative authority... of any county may by a two-thirds vote of its members” submit by resolution charter amendments to the electors of the county “to be voted upon at the first general election occurring not sooner than sixty days after their submission”; and

WHEREAS, this Council believes it is in the best interest of the citizens of the County of Cuyahoga to amend the County Charter to accelerate the timeline for the appointment process and the term of the Charter Review Commission, requiring the appointment be made before the first day of June and the term commence on the first day of September in the year in which the appointment is made.

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

SECTION 1. Pursuant to Article X, Section 4 of the Ohio Constitution and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby authorizes and directs that there shall be submitted to a vote of qualified electors of the County of Cuyahoga, at the general election to be held on Tuesday, the 4th day of November, 2014, the question of amending Article XII, Section 12.09 of the Charter of the County of Cuyahoga, the respective text to be as set forth herein, with boldfaced text being added and crossed out text being deleted as follows:

SECTION 12.09 CHARTER REVIEW COMMISSION.

Following the appointment of the initial Charter Review Commission in 2012, commencing ~~in September 2012,~~ in ~~September~~ 2017, and at intervals of ten years thereafter, the County Executive, ~~with the confirmation of the Council,~~ shall **before the first day of June** appoint a Charter Review Commission. **Charter Review Commission**

appointments shall be subject to Council confirmation. The Charter Review Commission shall consist ~~consisting~~ of nine electors of the County, no more than five of whom may be of the same political party, and no more than two of whom may be an officer or employee of the County. Appointment to the Charter Review Commission shall be for a term of one year **commencing on the first day of September in the year in which the appointment is made.** Members of the Charter Review Commission shall serve without pay and shall serve on no more than three consecutive Charter Review Commissions, unless such service is within a ten-year period. The Council shall establish rules and procedures for the operation of the Charter Review Commission and the County Executive shall provide the Commission necessary staff services.

The initial Charter Review Commission shall include in its deliberations consideration of changes in this Charter for the purpose of providing more effective representation of indigent defendants, for adequate funding and support for the operation of the office of the County public defender, and for the appropriate method for selection of the County public defender.

The Charter Review Commission may propose to the Council such amendments to this Charter as it shall deem appropriate. The final report of each Charter Review Commission, which shall include all proposed charter amendments and a summary of the Commission's activities, shall be transmitted to the Council for consideration by the first day of July following the formation of the Charter Review Commission. The Council shall vote within sixty days after the proposals are received on whether or not to submit the proposals to the electors at the next general election held more than sixty days after its vote on the proposed amendments.

SECTION 2. Pursuant to Article X, Section 4 of the Ohio Constitution, and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby directs that the proposed amendment to Article XII, Section 12.09 shall be submitted to the Board of Elections of Cuyahoga County, and the question to be submitted on the ballot shall be as follows:

PROPOSED AMENDMENT TO COUNTY CHARTER

Shall Article XII, Section 12.09 of the Charter of the County of Cuyahoga be amended to require that the County Executive, before the first day of June, appoint a Charter Review Commission subject to the confirmation of Council and to require the Commission's term commence on the first day of September in the year in which the appointment is made?

SECTION 3. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, the existing provisions of Article XII, Section 12.09 to the extent that they are inconsistent herewith, shall be and the same are hereby repealed effective as of the date on which such amendment becomes effective.

SECTION 4. The Clerk of this Council is directed to certify a copy of this Resolution to the Board of Elections no earlier than one hundred twenty (120) days and not later than sixty (60) days before the November 4, 2014 election. The Clerk is further directed to take all other actions required by law relative to the submission of said

amendment for said election, including, if required by law, mailing or otherwise distributing a copy of said proposed amendment to each of the electors of the County as far as may be reasonably possible prior to thirty (30) days before said election.

SECTION 5. It is necessary that this Resolution become immediately effective to enable the Clerk of Council to perform her duties in time for the amendment to be properly placed on the November 4, 2014 election. Provided that this Resolution receives the affirmative vote of eight (8) members of Council, it shall become immediately effective.

SECTION 6. 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

Clerk of Council

Date

First Reading/Referred to Committee: June 24, 2014

Committee(s) Assigned: Committee of the Whole

Committee Report/Second Reading: July 22, 2014

Journal _____
_____, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0163

Sponsored by: Councilmember Greenspan Co-sponsored by: Councilmembers Miller and Germana	A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment enacting Article of the Charter of Cuyahoga County establishing the Agency of Inspector General in the Charter; and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, Article XII, Section 12.10 of the Charter of Cuyahoga County provides that “Proposed amendments to this Charter shall be submitted to the electors of the County in the manner provided for by the Ohio Constitution”; and

WHEREAS, Article X, Section 4 of the Ohio Constitution provides that the “legislative authority... of any county may by a two-thirds vote of its members” submit by resolution charter amendments to the electors of the county “to be voted upon at the first general election occurring not sooner than sixty days after their submission”; and

WHEREAS, this Council believes it is in the best interest of the citizens of the County of Cuyahoga to amend the County Charter to insure the continuation of the Inspector General’s Office by establishing the Agency of the Inspector General in the Charter.

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

SECTION 1. Pursuant to Article X, Section 4 of the Ohio Constitution and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby authorizes and directs that there shall be submitted to a vote of qualified electors of the County of Cuyahoga, at the general election to be held on Tuesday, the 4th day of November, 2014, the question of enacting Article of the Charter of the County of Cuyahoga, the respective text to be as set forth herein, with boldfaced text being added and crossed out text being deleted as follows:

SECTION .01 AGENCY OF INSPECTOR GENERAL.

(1) Powers and Duties. The Inspector General shall serve as the County’s chief ethics officer and shall direct the Agency of Inspector General. The County Council shall establish, by ordinance, the powers and duties of the Agency of Inspector General and shall appropriate funding for the Agency’s operation.

(2) Qualifications. The Inspector General shall have at least ten years’ experience as an inspector general, certified public accountant, internal auditor, licensed attorney, law enforcement officer, or other investigative office involving supervisory and managerial experience.

(3) Appointment and Term. The Inspector General shall be appointed by the County Executive, subject to confirmation by Council, for a term of four years. The term of the incumbent Inspector General shall expire on December 31, 2015. Each subsequent Inspector General shall be appointed or reappointed for a term commencing on January 1, 2016 and every four years thereafter. Reappointments shall be subject to Council confirmation.

(4) Removal. The Inspector General may only be removed from office by resolution receiving the affirmative vote of at least six members of the Council.

(5) Vacancy. In the event of a vacancy prior to the expiration of the Inspector General's term, the County Executive shall appoint a successor to complete the unexpired term subject to confirmation by Council. In the event a vacancy occurs less than two years prior to the expiration of the Inspector General's four-year term, the County Executive may appoint an Inspector General to complete the unexpired term and serve a subsequent four-year term subject to confirmation by Council.

SECTION 2. Pursuant to Article X, Section 4 of the Ohio Constitution, and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby directs that the proposed amendment enacting Article shall be submitted to the Board of Elections of Cuyahoga County, and the question to be submitted on the ballot shall be as follows:

PROPOSED AMENDMENT TO COUNTY CHARTER

Shall Article , Section .01 Agency of Inspector General of the Charter of the County of Cuyahoga be added to establish the Agency of Inspector General in the Charter?

SECTION 3. The Clerk of this Council is directed to certify a copy of this Resolution to the Board of Elections no earlier than one hundred twenty (120) days and not later than sixty (60) days before the November 4, 2014 election. The Clerk is further directed to take all other actions required by law relative to the submission of said amendment for said election, including, if required by law, mailing or otherwise distributing a copy of said proposed amendment to each of the electors of the County as far as may be reasonably possible prior to thirty (30) days before said election.

SECTION 4. It is necessary that this Resolution become immediately effective to enable the Clerk of Council to perform her duties in time for the amendments to be properly placed on the November 4, 2014 election. Provided that this Resolution receives the affirmative vote of eight (8) members of Council, it shall become immediately effective.

SECTION 5. 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

Clerk of Council

Date

First Reading/Referred to Committee: June 24, 2014

Committee(s) Assigned: Committee of the Whole

Additional Sponsorship Requested: July 7, 2014

Committee Report/Second Reading: July 22, 2014

Journal _____
_____, 2014

[PROPOSED SUBSTITUTE]

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0163

Sponsored by: Councilmember Greenspan	A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment enacting Article █ of the Charter of Cuyahoga County establishing the Agency of Inspector General in the Charter; and declaring the necessity that this Resolution become immediately effective.
Co-sponsored by: Councilmembers Miller and Germana	

WHEREAS, Article XII, Section 12.10 of the Charter of Cuyahoga County provides that “Proposed amendments to this Charter shall be submitted to the electors of the County in the manner provided for by the Ohio Constitution”; and

WHEREAS, Article X, Section 4 of the Ohio Constitution provides that the “legislative authority... of any county may by a two-thirds vote of its members” submit by resolution charter amendments to the electors of the county “to be voted upon at the first general election occurring not sooner than sixty days after their submission”; and

WHEREAS, this Council believes it is in the best interest of the citizens of the County of Cuyahoga to amend the County Charter to insure the continuation of the Inspector General’s Office by establishing the Agency of the Inspector General in the Charter.

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

SECTION 1. Pursuant to Article X, Section 4 of the Ohio Constitution and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby authorizes and directs that there shall be submitted to a vote of qualified electors of the County of Cuyahoga, at the general election to be held on Tuesday, the 4th day of November, 2014, the question of enacting Article **█** of the Charter of the County of Cuyahoga, the respective text to be as set forth herein, with boldfaced text being added and crossed out text being deleted as follows:

SECTION **█.01 AGENCY OF INSPECTOR GENERAL.**

(1) Powers and Duties. The Inspector General shall serve as the County’s chief ethics officer and shall direct the Agency of Inspector General. The County Council shall establish, by ordinance, the powers and duties of the Agency of Inspector General and shall appropriate funding for the Agency’s operation.

(2) Qualifications. The Inspector General shall have a cumulative total of at least five years of experience as an inspector general, certified public accountant, internal

auditor, licensed attorney, law enforcement officer, or as manager or supervisor in an investigative office.

(3) Appointment and Term. The Inspector General shall be appointed by the County Executive, subject to confirmation by Council, for a term of four years. The term of the incumbent Inspector General shall expire on December 31, 2015. Each subsequent Inspector General shall be appointed or reappointed for a term commencing on January 1, 2016 and every four years thereafter. Reappointments shall be subject to Council confirmation.

(4) Removal. The Inspector General may only be removed from office by resolution receiving the affirmative vote of at least six members of the Council.

(5) Vacancy. In the event of a vacancy prior to the expiration of the Inspector General's term, the County Executive shall appoint a successor to complete the unexpired term subject to confirmation by Council. In the event a vacancy occurs less than two years prior to the expiration of the Inspector General's four-year term, the County Executive may appoint an Inspector General to complete the unexpired term and serve a subsequent four-year term subject to confirmation by Council.

SECTION 2. Pursuant to Article X, Section 4 of the Ohio Constitution, and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby directs that the proposed amendment enacting Article shall be submitted to the Board of Elections of Cuyahoga County, and the question to be submitted on the ballot shall be as follows:

PROPOSED AMENDMENT TO COUNTY CHARTER

Shall Article , Section .01 Agency of Inspector General of the Charter of the County of Cuyahoga be added to establish the Agency of Inspector General in the Charter?

SECTION 3. The Clerk of this Council is directed to certify a copy of this Resolution to the Board of Elections no earlier than one hundred twenty (120) days and not later than sixty (60) days before the November 4, 2014 election. The Clerk is further directed to take all other actions required by law relative to the submission of said amendment for said election, including, if required by law, mailing or otherwise distributing a copy of said proposed amendment to each of the electors of the County as far as may be reasonably possible prior to thirty (30) days before said election.

SECTION 4. It is necessary that this Resolution become immediately effective to enable the Clerk of Council to perform her duties in time for the amendments to be properly placed on the November 4, 2014 election. Provided that this Resolution receives the affirmative vote of eight (8) members of Council, it shall become immediately effective.

SECTION 5. 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

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0165

Sponsored by: Councilmembers Greenspan, Connally and Miller	A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article XI, Section 11.01 of the Charter of Cuyahoga County changing the composition of the County Audit Committee to ensure independence of judgment of all members; and declaring the necessity that this Resolution become immediately effective.
--	---

WHEREAS, Article XII, Section 12.10 of the Charter of Cuyahoga County provides that “Proposed amendments to this Charter shall be submitted to the electors of the County in the manner provided for by the Ohio Constitution”; and

WHEREAS, Article X, Section 4 of the Ohio Constitution provides that the “legislative authority... of any county may by a two-thirds vote of its members” submit by resolution charter amendments to the electors of the county “to be voted upon at the first general election occurring not sooner than sixty days after their submission”; and

WHEREAS, this Council believes it is in the best interest of the citizens of the County of Cuyahoga to amend the County Charter to change the composition of the County Audit Committee to ensure independence of judgment of all members.

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

SECTION 1. Pursuant to Article X, Section 4 of the Ohio Constitution and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby authorizes and directs that there shall be submitted to a vote of qualified electors of the County of Cuyahoga, at the general election to be held on Tuesday, the 4th day of November, 2014, the question of amending Article XI, Section 11.01 of the Charter of the County of Cuyahoga, the respective text to be as set forth herein, with boldfaced text being added, crossed out text being deleted and subsequent sections renumbered as follows:

ARTICLE XI – INTERNAL AUDITING

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,~~ **a member of Council to be appointed by the President of Council,** and ~~two~~ **three** residents of the County appointed by the County Executive and confirmed by Council for terms ending one year, ~~and two years,~~ **and three years,** respectively, following the end of the term of the office of the then County Executive. **The County Audit Committee shall elect a chairperson at the first regular meeting in each calendar year.** Upon a vacancy of an appointed position on the County Audit Committee, the County Executive shall appoint a replacement to fill the incomplete term, subject to confirmation by Council. An appointed member of the County Audit Committee may be removed by a vote of a majority of the County Audit Committee, subject to the approval of County Council. The County Audit Committee shall meet at least quarterly and shall oversee internal and external audits.

SECTION 2. Pursuant to Article X, Section 4 of the Ohio Constitution, and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby directs that the proposed amendment to Article XI, Section 11.01 shall be submitted to the Board of Elections of Cuyahoga County, and the question to be submitted on the ballot shall be as follows:

PROPOSED AMENDMENT TO COUNTY CHARTER

Shall Article XI, Section 11.01 of the Charter of the County of Cuyahoga be amended to change the composition of the County Audit Committee to ensure independence of judgment of all members?

SECTION 3. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, the existing provisions of Article XI, to the extent that they are inconsistent herewith, shall be and the same are hereby repealed effective as of the date on which such amendment becomes effective.

SECTION 4. The Clerk of this Council is directed to certify a copy of this Resolution to the Board of Elections no earlier than one hundred twenty (120) days and not later than sixty (60) days before the November 4, 2014 election. The Clerk is further directed to take all other actions required by law relative to the submission of said amendment for said election, including, if required by law, mailing or otherwise distributing a copy of said proposed amendment to each of the electors of the County as far as may be reasonably possible prior to thirty (30) days before said election.

SECTION 5. It is necessary that this Resolution become immediately effective to enable the Clerk of Council to perform her duties in time for the amendment to be properly placed on the November 4, 2014 election. Provided that this Resolution receives the affirmative vote of eight (8) members of Council, it shall become immediately effective.

SECTION 6. 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

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0166

Sponsored by: Councilmember Schron	A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to Article II, Section 2.04 of the Charter of Cuyahoga County to provide for the holding of special elections to fill vacancies in the office of the County Executive; and declaring the necessity that this Resolution become immediately effective.
---	---

WHEREAS, Article XII, Section 12.10 of the Charter of Cuyahoga County provides that “Proposed amendments to this Charter shall be submitted to the electors of the County in the manner provided for by the Ohio Constitution”; and

WHEREAS, Article X, Section 4 of the Ohio Constitution provides that the “legislative authority... of any county may by a two-thirds vote of its members” submit by resolution charter amendments to the electors of the county “to be voted upon at the first general election occurring not sooner than sixty days after their submission”; and

WHEREAS, this Council believes it is in the best interest of the citizens of the County of Cuyahoga to amend the County Charter to provide for the holding of special elections to fill vacancies in the office of the County Executive.

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

SECTION 1. Pursuant to Article X, Section 4 of the Ohio Constitution and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby authorizes and directs that there shall be submitted to a vote of qualified electors of the County of Cuyahoga, at the general election to be held on Tuesday, the 4th day of November, 2014, the question of amending Article II, Section 2.04 of the Charter of Cuyahoga County, the respective text to be as set forth herein, with boldfaced text being added and crossed out text being deleted as follows:

SECTION 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 remainder of 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 herein.~~ **The Council President shall hold the office of County Executive until a successor is elected at a special election to be held not more than 100 days from the date of the vacancy. The procedures for holding the special election shall be established by ordinance. The person so elected shall assume office immediately upon election and qualification, and shall hold office for the unexpired term of the original vacating member.**

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 temporarily assume the duties of President, and the Council shall elect a member to serve as Vice-President pro tem. The vacancy on Council created by the President of Council's interim succession shall not be filled in accordance with Article III of this Charter, but shall remain vacant until either a successor County Executive is duly elected and qualified, or until the President of Council's term on Council expires. Once a successor County Executive has been duly elected and qualified, the President of Council may return to Council to fill the existing vacancy for the remainder of his or her original term.

SECTION 2. Pursuant to Article X, Section 4 of the Ohio Constitution, and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby directs that the proposed amendment to Article II, Section 2.04 shall be submitted to the Board of Elections of Cuyahoga County, and the question to be submitted on the ballot shall be as follows:

PROPOSED AMENDMENT TO COUNTY CHARTER

Shall Article II, Section 2.04 of the Charter of Cuyahoga County be amended to provide for the holding of special elections to fill vacancies in the office of the County Executive?

SECTION 3. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, the existing provisions of Article II, Section 2.04, to the extent that they are inconsistent herewith, shall be and the same are hereby repealed effective as of the date on which such amendment becomes effective.

SECTION 4. The Clerk of this Council is directed to certify a copy of this Resolution to the Board of Elections no earlier than one hundred twenty (120) days and not later than sixty (60) days before the November 4, 2014 election. The Clerk is further directed to take all other actions required by law relative to the submission of said amendment for said election, including, if required by law, mailing or otherwise

County Council of Cuyahoga County, Ohio

Ordinance No. O2014-0022

Sponsored by: Councilmember Brady	An Ordinance enacting the County Executive Transition Act, and declaring the necessity that this Ordinance become immediately effective.
--	---

WHEREAS, Council seeks to promote the orderly transfer of executive power in connection with the expiration of the term of a County Executive and the inauguration of a new County Executive; and,

WHEREAS, it is in the County's interest to avoid or minimize any disruption to ongoing operations and the provision of services to County citizens; and,

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

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

SECTION 1: Section 102.01 of the Cuyahoga County Code is hereby amended to insert subsection (J) as follows; and the following subsections shall be renumbered accordingly:

- J. **“Executive-elect”** shall mean such person as is the apparent successful candidate for the office of County Executive as ascertained by the Director of Law following the general elections held for the office of County Executive.

SECTION 2: Chapter 111 of the Cuyahoga County Code is hereby enacted to read as follows:

Chapter 111: Confirmation of Executive Appointments

Section 111.01 Submission of appointment by Executive-elect

- A. The Executive-elect may submit the name of any appointment requiring confirmation of Council to the Clerk of Council following the certification by the Board of Elections of results of the election for County Executive. The Council may conduct confirmation hearings and may vote to confirm or reject the Executive-elect's nominees following the submission of such appointment.

- B. No appointment confirmed pursuant to this Section shall go into effect prior to the Executive-elect's assumption of office as County Executive.
- C. No appointment submitted to Council pursuant to this Section shall be "deemed confirmed" without action of the Council unless Council fails to act within sixty days from the date on which the Executive-elect assumes office as County Executive.

SECTION 3. Chapter 112 of the Cuyahoga County Code is hereby enacted to read as follows:

Chapter 112. Legal Services for Executive-elect and Office of the Executive-elect

Section 112.01 Executive-elect and the Office of the Executive-elect's Access to Legal Representation and Attorney-Client Privilege

- A. The Executive-elect and the Office of the Executive-elect shall have the right to receive legal advice, opinions, and representation from the Law Department.
- B. The Law Department shall add the Executive-elect and the Office of the Executive-elect as clients with full rights, including the ability to access the Law Department's electronic intake system as clients.
- C. In receiving legal advice, opinions, and representation from the Law Department, the Executive-elect and the Office of the Executive-elect shall each be entitled to their own attorney-client privilege with the Law Department as their legal counsel. The Law Department shall take the necessary measures to protect the confidentiality of its communications with the Executive-elect and the Office of the Executive-elect, including protection from disclosure of such communications to the Executive or Council.

SECTION 4: Section 202.19 of the Cuyahoga County Code is hereby enacted to read as follows:

Section 202.19 Office of the Executive-elect

- A. Not sooner than the second Monday in November in each year in which a new County Executive is elected, the Executive-elect may appoint no more than five immediate staff members to the Office of the Executive-elect. The Office of the Executive-elect shall assist the Executive-elect in preparing for the assumption of official duties as County Executive. All operations of the Office of the Executive-elect shall terminate no later than January 15 of the year following the election for County Executive.
- B. Employees of County agencies may be detailed to the Office of the Executive-elect with the consent of the County Executive and the director of their

respective agency; and, while so detailed, such employees shall be responsible only to the Executive-elect. Any employee so detailed shall continue to receive the compensation provided for regular employment.

- C. Employees of the Office of the Executive-elect shall serve in a temporary, unclassified capacity; provided however that those employees detailed from other County agencies shall retain the rights and privileges of their permanent employment without interruption.
- D. The Council shall make appropriations in the operating budget for the fiscal year in which a new Executive is elected for the payment of salaries of staff of the Office of the Executive-elect and other reasonable expenses of the Executive-elect during the period of transition. All funds appropriated for carrying out the purposes of this Section shall not exceed \$250,000 for any one County Executive transition period. The County Executive shall include in the biennial budget transmitted to Council a proposed appropriation for carrying out the purposes of this Section for each fiscal year in which his or her regular term of office will expire. In the event the Executive-elect is the incumbent County Executive, appropriations made pursuant to this section shall not be used for transition activities, and shall instead be returned to the general fund.
- E. County Departments operating under the authority of the County Executive shall each, upon request, provide those services, facilities, and equipment as may be reasonably necessary for the Office of the Executive-elect to carry out its official duties.

SECTION 5: It is necessary that this Ordinance become immediately effective for the operation of the County and the reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of the Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10 (6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10 (7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 6: It is found and determined that all formal actions of this Council 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:
Committee(s) Assigned:

Journal _____
_____, 2014

County Council of Cuyahoga County, Ohio

Ordinance No. O2014-0023

Sponsored by: Councilmembers Simon and Miller	An Ordinance amending Chapter 202 of the Cuyahoga County Code by adding Section 202.18 to establish a Department of Sustainability and to provide for the powers and duties of the Director of Sustainability.
--	---

WHEREAS, Section 3.09(2) of the Charter of Cuyahoga County grants Council the power to establish departments, and divisions and sections within departments, under the supervision of the County Executive, and such boards, agencies, commissions, and authorities, in addition to or as part of those provided for in the Charter, as the Council determines to be necessary for the efficient administration of the County; and,

WHEREAS, Section 7.01 of the Charter of Cuyahoga County declares that the County shall have as a primary responsibility the promotion and enhancement of the economic well-being and prosperity of the County and all of its residents; and,

WHEREAS, the Council of Cuyahoga County has determined that the creation of a County Department of Sustainability is necessary for the economic well-being and prosperity of the residents of Cuyahoga County; and,

WHEREAS, the Council of Cuyahoga County has determined that the creation of a County Department of Sustainability furthers the fundamental government purpose of job creation and economic growth, and contributes to the County's long-term regional and global competitiveness; and,

WHEREAS, the Council of Cuyahoga County has determined that the creation of a County Department of Sustainability is necessary for the efficient administration of County Government; and,

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

SECTION 1. The Cuyahoga County Council hereby amends Chapter 202 of the Cuyahoga County Code by adding Section 202.18 to establish a Department of Sustainability and provide for the powers and duties of the Director of Sustainability to read as follows:

Section 202.18: Department of Sustainability

A. The Cuyahoga County Department of Sustainability

1. There is hereby established the Department of Sustainability for Cuyahoga County under the supervision of the County Executive and the Director of Sustainability.
2. The Department of Sustainability shall have the following functions:
 - a. Promoting environmentally sustainable business practices in the internal operations of the County;
 - b. Collaborating with businesses, non-profit organizations and government agencies to develop programs incorporating environmentally sustainable methods into accepted practice;
 - c. Promoting economic development to support businesses that provide environmentally sustainable goods and services;
 - d. Educating the public about environmentally sustainable practices;
 - e. Advising, when requested, the County Executive and the County Council on policies and programs related to environmental sustainability; and

B. The Director of Sustainability

1. There shall be a Director of Sustainability who shall be appointed by the County Executive, subject to confirmation by Council. The Director of Sustainability shall serve at the pleasure of the County Executive and shall lead the Department of Sustainability. The Director of Sustainability shall possess the following qualifications:
 - a. demonstrated knowledge of county, state, and federal environmental regulation;
 - b. experience in the finance and administration of public or private-sector sustainability projects; and
 - c. experience establishing collaborative relationships with business, non-profit and public entities.
2. The Director of Sustainability shall be responsible for fulfilling the duties of the Department of Sustainability and may employ such number of deputies, assistants, and employees as s/he determines to be reasonably necessary to assist him/her in carrying out his/her powers and duties and as is consistent with approved budgetary parameters determined by Council.

County Council of Cuyahoga County, Ohio

Ordinance No. O2014-0024

Sponsored by: Councilmember Simon	An Ordinance setting the fee structure for Cuyahoga County Animal Shelter Dog Adoptions, and declaring the necessity that this Ordinance become immediately effective.
--	---

WHEREAS, Ohio Revised Code Chapter 955 authorizes charging a fee in connection with the adoption of a dog.

WHEREAS, the Department of Public Works expends personnel hours and other administrative costs to provide dog adoptions; and

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

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

SECTION 1. Section 713.02 of the Cuyahoga County Code is hereby enacted to read as follows:

Section 713.02 Dog Adoption Fees

Cuyahoga County shall charge an adoption fee for each dog that is adopted from the Cuyahoga County Animal Shelter. The adoption fee shall be set at a rate determined by the Cuyahoga County Director of Public Works. The Cuyahoga County Director of Public Works is hereby given the flexibility to change the adoption fee from time-to-time as the circumstances dictate based upon the following factors:

- (A) Costs incurred by the County in providing this service, including but not limited to personnel and other administrative costs; and
- (B) Special adoption and promotional events;
- (C) Whether the dogs are a bonded pair;
- (D) Overcrowding conditions, availability of space and population at the animal shelter;

- (E) The health and medical condition of the dogs;
- (F) The length of time the dogs have been at the animal shelter;
- (G) Whether the dogs will be euthanized if not adopted.

SECTION 2. It is necessary that this Ordinance become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 3. It is found and determined that all formal actions of this Council 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:
Committee(s) Assigned:

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0187

Sponsored by: County Executive FitzGerald	A Resolution approving a proposed settlement and Consent Judgment in connection with <i>Lympany, et al. v. Cuyahoga County et al.</i> , U.S.D.C. Case No. 1:12cv2318; authorizing the Law Director and/or his designee to execute any supporting documentation; authorizing the appropriation of funds for payment of settlement amounts set forth herein; and declaring the necessity that this Resolution become immediately effective.
--	--

WHEREAS, Cuyahoga County has been named in a lawsuit filed in the United States District Court, Northern District of Ohio, in *Lympany, et al. v. Cuyahoga County*, U.S.D.C. Case No. 1:12cv2318, by current and former employees of the Cuyahoga County Department of Health and Human Services, challenging their overtime eligibility under the federal Fair Labor Standards Act; and,

WHEREAS, the County's legal representatives have recommended settlement of the claims of these Plaintiffs in the amount of One Hundred Forty-Five Thousand Dollars (\$145,000.00) plus the employer contribution to the Ohio Public Employees Retirement System on any back-pay allocations; and,

WHEREAS, the Plaintiffs have agreed to a proposed settlement and Consent Judgment constituting the waiver and release of all related claims for specified amounts contingent upon the approval of the County Council; and,

WHEREAS, it is necessary that this Resolution become effective immediately to authorize immediate processing of the settlement of these claims and closure of the case.

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

SECTION 1. That the Council hereby approves the proposed settlement and Consent Judgment with the Plaintiffs in *Lympany, et al. v. Cuyahoga County*.

SECTION 2. That the Law Director and/or his designee is authorized to execute all other necessary documents required to provide for the payments set forth in the Consent Judgment.

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0188

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution amending the 2014/2015 Biennial Operating Budget for 2014 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective.
---	---

WHEREAS, on December 10, 2013, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program for 2014/2015 (Resolution No. R2013-0229) establishing the 2014/2015 biennial budget for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2014 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 2014/2015 Biennial Operating Budget for 2014 be amended to provide for the following additional appropriation increases and decreases:

Fund Nos./Budget Accounts

Journal Nos.

A. 20A610 – Probate Court - Conduct of Business Fund **BA1400373**
PC404608 – Probate Court - Conduct of Business Fund
Other Expenses \$ 5,000.00

Funding Source: The fund is supported by a one dollar fee on all marriage licenses. There are sufficient funds for this appropriation request.

B. 20A312 – Coroner’s Lab **BA1400374**
CR180034 – Medical Examiner – Lab
Other Expenses \$ 55,000.00
Capital Outlay \$ 90,000.00

Funding Source: The Medical Examiner’s Lab Fund is supported by charges for services, such as out of County autopsies, Life Banc, conducted offender database consulting, and fee-for-service testing for law enforcement. There are sufficient funds for this request.

C. 28W036 – Workforce Development Operations **BA1400364**
W1140905– WIA Executive and Financial Operations
Other Expenses \$ 2,255,933.00

Funding Source: The major source of funding for Workforce Development is the Federal Department of Labor through the Department of Jobs and Family Services.

D. 01A001 – General Fund **BA1400694**
SH350470 – Jail Operations-Sheriff
Personal Services \$ 72,789.00

Funding Source: Funding for the Sheriff is from the General Fund covering the period January 1, 2014 through December 31, 2014. There is no impact on General Fund reserves since there will be a reduction in the General Fund Subsidy.

E. 20A900 – Euclid Jail Project **BA1400696**
SH350140 – Euclid Jail Project
Personal Services \$ (258,622.00)
Other Expenses \$ (22,500.00)

Funding Source: Funding is from the City of Euclid in 2014 being reduced from \$260,000 to 193,333 and the General Fund Subsidy from \$643,366 to \$428,910.

G. 01A001 – General Fund **BA1400697**
AE511451 – Board and Care of Prisoners
Other Expenses \$ 141,667.00

Funding Source: Funding for Board and Care of Prisoners is from the General Fund covering the period January 1, 2014 through December 31, 2014. There is no impact on General Fund reserves since there will be a reduction in the General Fund Subsidy.

H.	40A069 – Capital Projects Future Debt Issuance IT768481 – Call Manager Capital Outlays	\$ 4,300,000.00	BA1400210
----	--	-----------------	------------------

Funding Source: Funding for the Call Manager will come from future debt issuance. This is a temporary use of General Fund reserves.

I.	40A069 – Capital Projects Future Debt Issuance CC768531 – Hunter Building and Men’s Shelter Personal Services Other Expenses Capital Outlays	\$ 253,513.00 \$ 106,936.00 \$ 2,788,643.00	BA1400356
----	--	---	------------------

Funding Source: Funding for the men’s shelter roof will come from future debt issuance. Temporary use of reserves.

SECTION 2. That the 2014/2015 Biennial Operating Budget for 2014 be amended to provide for the following appropriation transfers:

<u>Fund Nos./Budget Accounts</u>	<u>Journal Nos.</u>
A. FROM: 21A429 – Youth Svcs Subsidy -FCCC 2014/15 JC754424 – CBT (T.R.) FY14/15-T303 Other Expenses \$ 2.59	BA1400360
TO: 21A429 – Youth Svcs Subsidy -FCCC 2014/15 JC754424 – CBT (T.R.) FY14/15-T303 Personal Services \$ 2.59	

Funding Source: Grant funding comes from the Ohio Department of Youth Services for RECLAIM for the period of July 1, 2013 through June 30, 2014.

B. FROM: 40A069 – Capital Projects Future Debt Issuance CC768499 – MetroHealth Inmate Support Services and Radiology Room Capital Outlays	\$ 96,400.00	BA1400363
TO: 40A069 – Capital Projects Future Debt Issuance CC768499 – MetroHealth Inmate Support Services and Radiology Room Personal Services	\$ 96,400.00	

Funding Source: Funding for MetroHealth Inmate Support Services and Radiology Room will come from the General Fund.

C. FROM: 20A809 – Witness Victim HHS JA107425 –Witness Victim HHS Personal Services	\$ 64,353.47	BA1400368
---	--------------	------------------

TO: 20A809–Witness Victim HHS
 JA107425 –Witness Victim HHS
 Capital Outlays \$ 64,353.47

Funding Source: Funding is from the Health and Human Services covering the period January 1, 2014 through December 31, 2014.

D. FROM: 21A900 – Regional Collaboration Project **BA1400369**
 JA753822 –Regional Collaboration Project
 Other Expenses \$ 1,232.58

TO: 20A900–Regional Collaboration Project
 JA753822 –Regional Collaboration Project
 Personal Services \$ 1,232.58

Funding Source: Funding is from the Ohio Emergency Management Agency covering the grant period August 1, 2011 through August 30, 2014.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed 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

Journal CC015
August 12, 2014



EDWARD FITZGERALD
Cuyahoga County Executive

CUYAHOGA COUNTY
FISCAL OFFICER



August 5, 2014

Clerk of County Council

Dear Ms. Schmotzer:

A brief summary of the fiscal items that will be submitted for consideration for adoption on first reading at the regular County Council meeting scheduled for August 12, 2014, are presented below.

Additional Appropriation Summary – Additional appropriations are needed when there is a new or increased revenue source, or a revision to the original appropriation level that is required to cover expenditures 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.

* Impact of fiscal item is included in the current projection and ending fund balance.

Temporary/Permanent Use of Reserves	Amount
Capital Projects/Call Manager – Additional appropriation to cover the Call Manager System in the County. Funding is from a future debt issuance. This is a temporary use of General Fund reserves.	\$4,300,000.00
Capital Projects/Hunter Building and Men’s Shelter – Additional appropriation to repair the roof of the Jane Edna Hunter Building and the Men’s Shelter. Funding is from a future debt issuance. This is a temporary use of reserves.	\$3,149,092.00
TOTAL	\$7,449,092.00

General Fund/Health & Human Services	Amount
Sheriff – An increase in appropriation in the Jail Operations as a result of a reduction in the Euclid Jail Project. Funding is from the General Fund.	\$72,789.00
Prisoner Board & Care – An increase in appropriation as a result of a reduction in the Euclid Jail Project. Funding is from the General Fund.	\$141,667.00
TOTAL	\$214,456.00

Other Operating Funds	Amount
Probate Court – To appropriate the 2014 budget for the Conduct of Business Fund. Funding is from fees on all marriage licenses.	\$5,000.00
Medical Examiner – Additional appropriation to cover the replacement of X-ray equipment with an extended warranty, to provide sufficient appropriation for the Justice Trax contract and to complete workstation refresh. Funding is from charges for services, such as out of County autopsies, Life Banc and offender database consulting.	\$145,000.00
Euclid Jail Project – Reducing appropriation in the project to reflect the delayed start date from July, 2014 to September 2014. Funding is from the City of Euclid and a General Fund Subsidy.	-\$281,122.00
TOTAL	(\$131,122.00)

Grants/Projects	Amount
Workforce Development – To appropriate additional funding received of \$1,321,158, and also for the Connecting the Dots – TANF Demo (\$600,000), the Rapid Response Regular funding (\$334,775) awards. Funding is from the Federal Department of Labor.	\$2,255,933.00
TOTAL	\$2,255,933.00

Total Additional Appropriations - All Funds	\$2,339,267.00
--	-----------------------

The following represents the overall changes made to the Annual Appropriation Measure for 2014 since its adoption on December 10, 2013 Resolution R2013-0229. The changes reflect the Additional Appropriations, Appropriation Transfers and Cash Transfers to the original adopted appropriation resolution.

APPROPRIATION STATUS SUMMARY:

	<u>08/12/14 Agenda</u>	<u>R2013-0229*</u>	<u>Adjusted Annual Appropriation</u>
General Fund Impact	\$ 0.00	\$ 377,204,012.00	\$ 381,041,979.69
HHS Levy Impact	\$ 0.00	\$ 235,311,170.00	\$ 236,004,537.61
Other Fund Impact	\$ <u>2,124,811.00</u>	\$ <u>693,095,162.00</u>	\$ <u>955,821,420.19</u>
Total Impact	\$ 2,124,811.00	\$1,305,610,344.00	\$ 1,572,867,937.49

* 2014-2015 appropriation levels adopted by resolution R2013-0229 on December 10, 2014.

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

General Fund/Health & Human Services	Amount
Witness Victim HHS – Realigning appropriation to cover Cisco connectivity equipment. Funding is from the Health and Human Services Levy Fund.	\$64,353.47
TOTAL	\$64,353.47

Grants/Projects	Amount
Juvenile Court – Realigning appropriation to close out the RECLAIM (Reasoned and Equitable Community and Local Alternatives to the Incarceration of Minors) grant. Funding is from the Ohio Department of Youth Services.	\$2.59
MetroHealth Inmate Support Services and Radiology Room – Realigning appropriation within the project to cover labor costs to complete the project. Funding is from the General Fund.	\$96,400.00
Justice Services – Realigning appropriation within the Regional Collaboration Project for approved grant adjustments. Funding is from the Ohio Emergency Management Agency.	\$1,232.58
TOTAL	\$97,635.17

Total Appropriation Transfers - All Funds	\$161,988.64
--	---------------------

Cash Transfer Summary – Operating transfers support operating expenditures, related to a cash matches for a grants, transfer of taxes or fees to a debt service fund, transfers from the General Fund to a capital project fund or operating subsidies to special revenue funds, enterprise funds, or internal service funds. This type of transaction posts as an expenditure and sufficient appropriation must be available to process the transaction.

Thank you for your consideration regarding this matter.

Sincerely,

W. Christopher Murray II

W. Christopher Murray, II
Interim Director, Office of Budget & Management
cmurray@cuyahogacounty.us
(216) 443-7175
Fax: (216) 443-8193

Recommendation for Appropriation Request

Request Description	Increase in Appropriation
Requesting Agency	Workforce Development (WI140905)
Funding Source	Workforce Investment Act, Rapid Response Regular, Connecting the Dots-TANF Demo
Total Impact	\$ 2,255,933.00
Status	Recommended
Agenda Date	8/12/2014

Summary of Request

Request to increase appropriation totaling \$2,255,933 for the department of Workforce Development.

Background Information

The department of Workforce Development’s main funding source is the Workforce Investment Act received through the Ohio Department of Jobs and Family Services. The department recently received the PY14 Workforce Investment Act Planning Allocation to Local Areas update which included a 20% increase to their funding. The department has requested to increase their appropriation based on this increase in funding of \$1,321,158. In addition, the department has been awarded \$600,000 for the Connecting the Dots-TANF Demo and an increase of \$334,775 in their Rapid Response Regular funding. These amounts will increase the departments funding by \$2,255,933.

OBM Recommendation and Impact Statement

The increase in appropriation will allow the department to maximize their Adult contracts for Employer Services, One Stop Operator & Job Seeker, Service to Special Population, Services too Hard to Serve, Customized Training, On the Job Training, Individual Training, High School Graduation Focused Services, Youth Occupational and Job Search and Connect the Dots-Services to Foster Kids. OBM recommends the approval of this action due to the verification of additional resources for these activities.



EDWARD FITZGERALD
Cuyahoga County Executive

CUYAHOGA COUNTY
FISCAL OFFICER



MEMORANDUM

TO: Jeanne Schmotzer, Clerk of Council

FROM: W. Christopher Murray, II, Interim Director, Office of Budget & Management

DATE: August 5, 2014

RE: Fiscal Resolution Items

The Office of Budget & Management is requesting 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 August 12, 2014. The requested fiscal items including additional appropriations, appropriation transfers, and cash transfers meet agency budgetary needs.

Resolution: Additional Appropriations

A.	20A610 – Probate Court - Conduct of Business Fund	BA1400373
	PC404608 – Probate Court - Conduct of Business Fund	
	Other Expenses	\$ 5,000.00

The Probate Court requests appropriation of its Conduct of Business Fund did not receive appropriation in the 2014 budget. The fund is supported by a one dollar fee on all marriage licenses. There are sufficient funds for this appropriation request.

B.	20A312 – Coroner’s Lab	BA1400374
	CR180034 – Medical Examiner – Lab	
	Other Expenses	\$ 55,000.00
	Capital Outlay	\$ 90,000.00

The Medical Examiner’s Office requests additional appropriation to complete its workstation refresh, to replace its X-Ray with an extended warranty and to provide sufficient appropriation for its Justice Trax contract. The Medical Examiner’s Lab Fund is supported by charges for services, such as out of County autopsies, Life Banc, conducted offender database consulting, and fee-for-service testing for law enforcement. There are sufficient funds for this request.

C.	28W036 – Workforce Development Operations	BA1400364
	WI140905– WIA Executive and Financial Operations	
	Other Expenses	\$ 2,255,933.00

Fiscal Office
Office of Budget & Management
1219 Ontario Street, Cleveland, OH 44113, (216) 443-7220, FAX (216) 443-8193
Ohio Relay Service (TTY) 711

The Department of Workforce Development has requested to increase appropriation because the department recently received the PY14 Workforce Investment Act Planning Allocation to Local Areas update which included a 20% increase to their funding. The department request is based on this increase in funding of \$1,321,158. In addition, the department has been awarded \$600,000 for the Connecting the Dots-TANF Demo and an increase of \$334,775 in their Rapid Response Regular funding. The major source of funding for Workforce Development is the Federal Department of Labor through the Department of Jobs and Family Services.

D.	01A001 – General Fund	BA1400694
	SH350470 – Jail Operations-Sheriff	
	Personal Services	\$ 72,789.00

Increase appropriations in the Sheriff's Jail Operations division reflecting a portion of the reduction in the General Fund subsidy for the Euclid jail Project resulting from the modified start date from July 1, 2004 to September 1, 2004. Funding for the Sheriff is from the General Fund covering the period January 1, 2014 through December 31, 2014. There is no impact on General Fund reserves since there will be a reduction in the General Fund Subsidy.

E.	20A900 – Euclid Jail Project	BA1400696
	SH350140 – Euclid Jail Project	
	Personal Services	\$ (258,622.00)
	Other Expenses	\$ (22,500.00)

Reduce Appropriations in the Sheriff's Euclid Jail Project that was approved by Council Resolution R2014-0054 and original appropriations of \$903,366 on the May 13, 2013 Fiscal Agenda R2014-0124. The reduction of \$281,122 reflects the delayed start date from 7/1/2014 to 9/1/2014. Funding is from the City of Euclid in 2014 being reduced from \$260,000 to 193,333 and the General Fund Subsidy from \$643,366 to \$428,910.

G.	01A001 – General Fund	BA1400697
	AE511451 – Board and Care of Prisoners	
	Other Expenses	\$ 141,667.00

Increase appropriations in Board and Care of Prisoners as a result of a reduction in the Euclid Jail Project which has a delayed start date from June 1, 2014 to September 1, 2014. Funding for Board and Care of Prisoners is from the General Fund covering the period January 1, 2014 through December 31, 2014. There is no impact on General Fund reserves since there will be a reduction in the General Fund Subsidy.

H.	40A069 – Capital Projects Future Debt Issuance	BA1400210
	IT768481 – Call Manager	
	Capital Outlays	\$ 4,300,000.00

Appropriation is requested for the Call Manager system in the County. The Call Manager is a hardware and software licensing that supports the VoIP system. Besides basic phone features, Call Manager supports business functions and work flow through Interactive Voice Response (IVR) technology. Funding for the Call Manager will come from future debt issuance. This is a temporary use of General Fund reserves.

I.	40A069 – Capital Projects Future Debt Issuance		BA1400356
	CC768531 – Hunter Building and Men’s Shelter		
	Personal Services	\$	253,513.00
	Other Expenses	\$	106,936.00
	Capital Outlays	\$	2,788,643.00

Appropriation is requested to repair the roof of the Jane Edna Hunter building and on the men’s shelter. Funding for the men’s shelter roof will come from future debt issuance. Temporary use of reserves.

Resolution: Appropriation Transfers:

A.	FROM:	21A429 – Youth Svcs Subsidy -FCCC 2014/15 JC754424 – CBT (T.R.) FY14/15-T303 Other Expenses	\$	2.59	BA1400360
	TO:	21A429 – Youth Svcs Subsidy -FCCC 2014/15 JC754424 – CBT (T.R.) FY14/15-T303 Personal Services	\$	2.59	

An appropriation adjustment would realign appropriation to allow the Juvenile Court to close out this RECLAIM (Reasoned and Equitable Community and Local Alternatives to the Incarceration of Minors) grant. Grant funding comes from the Ohio Department of Youth Services for RECLAIM for the period of July 1, 2013 through June 30, 2014.

B.	FROM:	40A069 – Capital Projects Future Debt Issuance CC768499 – MetroHealth Inmate Support Services and Radiology Room Capital Outlays	\$	96,400.00	BA1400363
	TO:	40A069 – Capital Projects Future Debt Issuance CC768499 – MetroHealth Inmate Support Services and Radiology Room Personal Services	\$	96,400.00	

An appropriation transfer is requested for the MetroHealth inmate services and Radiology room in the County Jail between Capital Outlays and Personal Services to cover the cost of labor to complete the project. Funding for MetroHealth Inmate Support Services and Radiology Room will come from the General Fund.

C.	FROM:	20A809 – Witness Victim HHS JA107425 –Witness Victim HHS Personal Services	\$	64,353.47	BA1400368
	TO:	20A809–Witness Victim HHS JA107425 –Witness Victim HHS Capital Outlays	\$	64,353.47	

Transfer appropriations within the Department of Public Safety and Justice Services Witness Victim HHS account for CSR J140030 for CISCO connectivity equipment for the Witness Victim Service Center staff relocating to the Family Justice Center location that includes security cameras and equipment. Funding is from the Health and Human Services covering the period January 1, 2014 through December 31, 2014.

D.	FROM:	21A900 – Regional Collaboration Project JA753822 –Regional Collaboration Project Other Expenses	\$	1,232.58	BA1400369
	TO:	20A900–Regional Collaboration Project JA753822 –Regional Collaboration Project Personal Services	\$	1,232.58	

Transfer appropriations within the Department of Public Safety and Justice Services Regional Collaboration Project for approved grant adjustments. Funding is from the Ohio Emergency Management Agency covering the grant period August 1, 2011 through August 30, 2014.

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0189

Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Cuyahoga Job and Family Services	A Resolution proclaiming the month of August 2014 as Child Support Awareness Month in Cuyahoga County: “Support is Key”, and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, the Department of Health and Human Services, Cuyahoga Job and Family Services, Office of Child Support Services (OCSS) will be celebrating the entire month of August 2014 as “Child Support Awareness Month” here in Cuyahoga County; and

WHEREAS, the Office of Child Support Services recognizes and appreciates parents who are committed to the success of their children and we acknowledge and celebrate parents who provide a solid foundation for their children; and

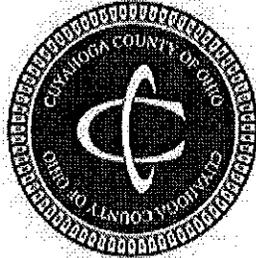
WHEREAS, the Office of Child Support Services will kick off this year’s celebration with StreetFest , which is now in its seventh year, promoting the statewide theme “Support is Key” and raising awareness that regular and consistent child support is key to a child’s emotional, social and economic well being; and

WHEREAS, the Office of Child Support Services recognizes and appreciates partnerships and collaborations with many organizations, including the Cuyahoga County Courts, Office of Prosecuting Attorney, Treasurer’s Office, Fatherhood Initiative, Public Safety & Justice Services, Office of Mediation; local job training and readiness programs, fatherhood programs and many more, all of which are key to the success of the child support program; and

WHEREAS, the Office of Child Support Services recognizes employers who are essential to the collection of child support here in Cuyahoga County and OCSS will acknowledge the contribution of employers and provide additional training and education at an employer workshop event in August; and

WHEREAS, the Office of Child Support Services is committed to the best interest of children and families in our community by ensuring financial responsibility of parents, supporting child well-being and promoting healthy relationships.

WHEREAS, it is necessary that this Resolution become immediately effective in order to ensure timely recognition of this celebration.



15

Item Details:

Agency/Dept. Name:	Cuyahoga Support Enforcement Agency	Agency/Dept. Head Name:	David Merriman
Type of Request:	Other		
Request Prepared by:	Carol A. Bilski	Telephone No.	216.443.5216
SUMMARY OF REQUESTED ACTION:			
Interim Administrator David Merriman is requesting authorization from the County Executive to declare the month of August as Child Support Awareness Month. This year's statewide theme - " Support is Key " emphasizes that a healthy child development along with strong child support enforcement program is fostered by concrete working partnerships between County; State and Federal agencies. Children benefit when they receive support from both parents.			
PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):			
Explanation for late submittal:			

Contract/Agreement Information:

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

Financial Information:

Funding source:	Explanation:
Total Amount Requested:	
\$	

ATTACHMENTS:

Click to download

- [Poster](#)
- [Proclamation](#)

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0190

<p>Sponsored by: County Executive FitzGerald/Departments of Law, Health and Human Services and Public Works</p>	<p>A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and American Federation of State, County and Municipal Employees, Ohio Council 8, Local 1746, AFL-CIO, representing approximately 1,158 employees in various classifications in the Departments of Health and Human Services and Public Works for the period 7/1/2014 - 6/30/2017; 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 negotiations with American Federation of State, County and Municipal Employees, Ohio Council 8, Local 1746, in an effort to negotiate a collective bargaining agreement (“CBA”) that includes approximately 1,158 employees in various classifications in the Department of Health and Human Services and the Department of Public Works; and

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

WHEREAS, the members of the bargaining unit met and voted to ratify the proposed 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 fourteen 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 for the period of 7/1/2014 – 6/30/2017; and,

WHEREAS, it is necessary that this Resolution become immediately effective to ensure the efficient operation of the Cuyahoga County Department of Health and Human Services and the Department of Public Works.

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 American Federation of State, County and Municipal Employees, Ohio Council 8, Local 1746, representing approximately 1,158 employees in various classifications in the Department of Health and Human Services and the Department of Public Works for the period of 7/1/2014 – 6/30/2017, and authorizes the County Executive to execute all documents consistent with this Resolution.

SECTION 2. Funds necessary to implement the CBA between the Cuyahoga County and American Federation of State, County and Municipal Employees, Ohio Council 8, Local 1746 shall be budgeted and appropriated.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed 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

Journal CC015
August 12, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0191

<p>Sponsored by: County Executive FitzGerald/Department of Public Works</p>	<p>A Resolution making an award on RQ30137 to Bray Whaler International in the amount not-to-exceed \$308,000.00 to arrange for the purchase, delivery and installation of certain furnishings, fixtures, operating supplies and equipment (“FF&E”) for use in the operation of the Hotel; authorizing Bray Whaler International to act as the County’s agent to purchase FF&E in the amount not-to-exceed \$25,000,000.00 for use in the operation of the Hotel; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions; authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective.</p>
--	--

WHEREAS, the County has determined to engage Bray Whaler International (“Bray Whaler”) to perform purchasing services for the Downtown Cleveland Convention Center Hotel Project (the "Project"), and

WHEREAS, in response to the RFQ #30137, Bray Whaler submitted a proposal and a scope of services on March 25, 2014, which pursuant to a selection process, was determined by the Department of Public Works to be the most suitable for this Agreement; and

WHEREAS, the County desires to engage the services of Bray Whaler to arrange for the purchase, delivery and installation of certain furnishings, fixtures, operating supplies and equipment (hereinafter referred to as "FF&E") for use in the operation of the Project as a hotel ("Hotel"), and Bray Whaler desires to perform such services for the compensation and pursuant to the terms and conditions described in this Agreement;

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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RFQ #30137 to Bray Whaler in the amount not-to-exceed \$308,000.00 and authorizes the entry of a Purchasing Agreement with Bray Whaler to act as the County's agent to purchase FF&E in the amount not-to-exceed \$25,000,000.00 for use in the operation of the Hotel.

SECTION 2. Any and all exemptions from competitive bidding and/or authorizations to engage in an alternative procurement process required pursuant to the County's Contracting and Purchasing Laws for anything contemplated in this Resolution or the Purchasing Agreement with Bray Whaler are hereby granted.

SECTION 3. That the County Executive or his authorized designee is authorized to take all actions, and to execute, acknowledge, and deliver (a) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, the Purchasing Agreement, the Memorandum of Understanding with the Cleveland Building and Construction Trades Council and all documents to be executed by the County pursuant to the Resolution, (b) all other and further documents, instruments, certificates, agreements, amendments, assignments, consents, affidavits, certifications, payments, disbursements, and notices, and (c) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of the transactions contemplated herein, in all cases containing such terms and conditions as may be approved by the County's Director of Law or his designee.

SECTION 4. That the Director of Public Works is authorized to administer the Project and all actions contemplated by this Resolution through its milestones and be responsible for any ongoing approval rights (including the approval of invoices) under the Agreements contemplated herein.

SECTION 5. That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director or his designee's approval, including as to legal form and correctness.

SECTION 6. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health, or safety in the County, and any additional reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0192

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution amending the boundaries of County Sewer District No. 17 to add the remaining municipal boundaries of the City of Cleveland Heights, in accordance with Ohio Revised Code Sections 6117.01 and 6117.03; and declaring the necessity that this Resolution become immediately effective.
---	---

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended approval of amending the boundaries of County Sewer District No. 17 to add the remaining municipal boundaries of the City of Cleveland Heights, in accordance with Ohio Revised Code Sections 6117.01 and 6117.03; and

WHEREAS, pursuant to Ohio Revised Code Sections 6117.01 and 6117.03, the County may modify the boundaries of, and maintain, one or more sewer districts within the county and outside municipal corporations to include a part or all of the territory within such municipal corporation as the whole or a part of such district; and

WHEREAS, the existing Sewer District No. 17 includes the northern piece of Cleveland Heights and part of South Euclid. The proposed expanded Sewer District No. 17 shall be composed of all of Cleveland Heights in addition to the northern section of South Euclid; and

WHEREAS, the primary goal of this project is the identify, lay out and amend the boundary of County Sewer District No. 17 for sanitary and storm maintenance services; 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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby approves amending the boundaries of County Sewer District No. 17 to add the remaining municipal boundaries of the City of Cleveland Heights, in accordance with Ohio Revised Code Sections 6117.01 and 6117.03.

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

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed 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

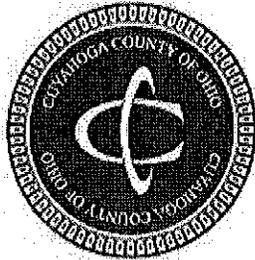
Date

Clerk of Council

Date

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

Journal _____
_____, 20__



5

Item Details:

Agency/Dept. Name:	County Engineer/Sanitary Engineering Division	Agency/Dept. Head Name:	Stan Kosilesky
Type of Request:	Authority To Prepare		
Request Prepared by:	Michael W. Chambers	Telephone No.	216-698-6486
SUMMARY OF REQUESTED ACTION:			
<p>Recommending the Board to expand the existing boundaries of county sewer district No. 17 to include the entire municipal boundary of the City of Cleveland Heights in accordance with Ohio Revised Code Sections 6117.01 and 6117.03.</p> <p>The existing sewer district No. 17 only included the northern piece of the Cleveland Heights and part of South Euclid. The expanded district No 17 shall be composed of all Cleveland Heights in addition to the northern section of South Euclid.</p>			
PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):			
To identify, lay out, and amend the boundary of County Sewer District No. 17 for Sanitary and Storm maintenance services.			
Explanation for late submittal:			

Contract/Agreement Information:

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

Financial Information:

Funding source:	Explanation:
Total Amount Requested:	
\$	

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0193

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution fixing the 2015 sewer maintenance and/or sewerage treatment rates for County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 18, 20, 21, 22 and 24, in accordance with Ohio Revised Code Section 6117.02; and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer recommend fixing sewer maintenance and/or sewerage treatment rates for the County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 18, 20, 21, 22 and 24 for Fiscal 2015; and

WHEREAS, the County has contractual obligations with communities to operate and maintain sanitary sewerage systems including sanitary sewers, wastewater treatment plants, and pumping stations; and

WHEREAS, the funds are necessary to pay for the treatment and disposal costs, and for proper maintenance and operation of the sewerage system in said districts for Fiscal 2015; and

WHEREAS, In accordance with the Ohio Revised Code Section 6117.02, the County may levy an assessment to pay the cost and expense of the maintenance and operation of such sewerage improvements, including the disposal of sewage; and

WHEREAS, said sewer maintenance and/or sewerage treatment rates shall be applied as follows:

Single Family	Front footage x maintenance rate
Condominiums	Average front footage for the community x 0.87 x sewer maintenance rate
Apartments	Per settlement formula per Common Pleas Case #245631
Commercial	Front footage x maintenance rate x 1.15
Industrial	Front footage x maintenance rate x 1.15

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 a County entity.

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

SECTION 1. That in order to provide funds with which to maintain and operate sewerage improvements in County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 20, 21, 22 and 24 for Fiscal 2015, the following rates shall be charged to the actual and/or potential users of such sewerage system:

**Sewer Maintenance Rate
(Per Front Foot)**

2015

Sewer Area No. 1

Brooklyn	\$ 2.60
Linndale	\$ 2.50
Middleburg Heights	
Sanitary Sewer	\$ 2.00
Storm Sewer	\$ 0.50
Water Transmission Lines	\$ 0.20
Parma Heights	
Sanitary Sewer	\$ 1.80
Storm Sewer	\$ 0.55
Water Transmission Lines	\$ 0.15

Sewer Area No. 1A

Parma	
Sanitary Sewers	\$ 1.60
Storm Sewers	\$ 0.40
Water Transmission Lines	\$ 0.15

Sewer Area No. 2

Brooklyn Heights	
Sanitary Sewers	\$ 0.25
Storm Sewers	\$ 1.50
Seven Hills	\$ 1.00 (A)

Sewer Area No. 3

Beachwood – Storm Only	\$ 1.50
Gates Mills	\$10.00
Highland Heights	
Sanitary Sewers	\$ 1.00

Storm Sewers	\$ 1.50
Lyndhurst	\$ 1.00
Mayfield Heights – Storm Only	\$ 2.50
Mayfield Village	\$ 4.00
Pepper Pike	\$ 2.50
Richmond Heights	\$ 2.70
South Euclid	\$ 1.00 (B)

Sewer Area No. 5

Beachwood – Storm Only	\$ 1.50
Bedford Heights	\$ 1.95
Highland Hills	\$ 2.50
North Randall	
Sanitary Sewers	\$ 0.75
Storm Sewers	\$ 1.75
Orange Village	\$ 3.00
Warrensville Heights	
Sanitary Sewers	\$ 2.00
Storm Sewers	\$ 0.50

Sewer Area No. 8

Middleburg Heights	
Sanitary Sewer	\$ 2.00
Storm Sewer	\$ 0.50
Water Transmission Lines	\$ 0.20

Sewer Area No. 9

Garfield Heights	
Sanitary Sewers	\$ 0.70
Storm Sewers	\$ 0.30
Maple Heights	
Sanitary Sewers	\$ 2.20
Storm Sewers	\$ 0.30

Sewer Area No. 13

Brecksville	
Sanitary Sewers	\$ 2.50
Storm Sewers	\$ 0.60
Broadview Heights	\$ 1.50

Sewer Area No. 14

Olmsted Township	
Sanitary Sewers	\$ 3.50
Storm Sewers	\$ 0.47

Sewer Area No. 18

Oakwood	\$ 1.50
---------	---------

Sewer Area No. 20

Bedford	\$ 1.60
Walton Hills	\$ 1.60

Sewer Area No. 21

Pepper Pike	\$ 2.50
Woodmere	\$ 225.00 (C)
	\$ 150.00 (C)

Sewer Area No. 22

Newburgh Heights	\$ 5.50
------------------	---------

Sewer Area No. 24

East Cleveland	
Sanitary Sewers	\$ 2.40
Storm Sewers	\$ 0.10

- (A) Rate Applies to properties served by County Improvement No. 231.
- (B) Rate Applies to portion of South Euclid tributary to County Improvement Nos. 3-A-1 and 3-A-2 only.
- (C) Flat Rate: \$225.00 charge for each improved parcel for 2015
\$150.00 charge for each unimproved lot for 2015

Any charges that are not paid shall be certified to the County Fiscal Officer, as provided by law, for collection.

SECTION 2. That the Clerk of Council be, and she is hereby, instructed to transmit a copy of this Resolution to the County Fiscal Officer.

SECTION 3. It is necessary that this Resolution become immediately effective to comply with the Ohio Revised Code, Section 6117.33, which provides that assessments for such rates must be certified on or before the second Monday in September, that



Department of Public Works/ Sanitary Engineering Division

County of Cuyahoga Sewer Area Rates for 2015

The rates are varied based upon Cuyahoga County division into Sewer Areas. The Ohio Revised Code requires that accounts be established for each sewer area and communities not part of a sewer area.

The proposed rates were determined as follows:

- Estimate costs for engineering, sewer inspection, treatment plants, pumping stations, lab analysis, and sewer maintenance programs (Level one financing)
- Maintain sufficient fund balances in the Sewer Area Accounts for emergency repairs or replacement of sanitary sewers; pumping stations, wastewater treatment plants and current/future capital debt (Level two financing)
- Provide capital funding (\$4-5 million) for planned/potential projects (Level three financing)

The rates shall be applied as follows:

Single Family	Front footage x maintenance rate
Condominiums	Average front footage for the community x 0.87 x sewer maintenance rate
Apartments	Per settlement formula per Common Pleas Case # 245631
Commercial	Front footage x maintenance rate x 1.15
Industrial	Front footage x maintenance rate x 1.15

In order to provide funds with which to maintain and operate Sewerage improvements in areas designated from January 1, 2015 forward, the following rates shall be charged to the actual and/or potential users of such sewerage system:

**Sewer Maintenance Rate
(Per Front Foot)**

2015

Sewer Area No. 1

Brooklyn	\$ 2.60
Linndale	\$ 2.50
Middleburg Heights	
Sanitary Sewer	\$ 2.00
Storm Sewer	\$ 0.50
Water Transmission Lines	\$ 0.20
Parma Heights	
Sanitary Sewer	\$ 1.80
Storm Sewer	\$ 0.55
Water Transmission Lines	\$ 0.15

Sewer Area No. 1A

Parma	
Sanitary Sewers	\$ 1.60
Storm Sewers	\$ 0.40
Water Transmission Lines	\$ 0.15

Sewer Area No. 2

Brooklyn Heights	
Sanitary Sewers	\$ 0.25
Storm Sewers	\$ 1.50
Seven Hills	\$ 1.00 (A)

Sewer Area No. 3

Beachwood –Storm Only	\$ 1.50
Gates Mills	\$10.00
Highland Heights	
Sanitary Sewers	\$ 1.00
Storm Sewers	\$ 1.50
Lyndhurst	\$ 1.00
Mayfield Heights – Storm Only	\$ 2.50
Mayfield Village	\$ 4.00
Pepper Pike	\$ 2.50
Richmond Heights	\$ 2.70

South Euclid \$ 1.00 (B)

**Sewer Maintenance Rate
(Per Front Foot)**

2015

Sewer Area No. 5

Beachwood – Storm Only	\$ 1.50
Bedford Heights	\$ 1.95
Highland Hills	\$ 2.50
North Randall	
Sanitary Sewers	\$ 0.75
Storm Sewers	\$ 1.75
Orange Village	\$ 3.00
Warrensville Heights	
Sanitary Sewers	\$ 2.00
Storm Sewers	\$ 0.50

Sewer Area No. 8

Middleburg Heights	
Sanitary Sewer	\$ 2.00
Storm Sewer	\$ 0.50
Water Transmission Lines	\$ 0.20

Sewer Area No. 9

Garfield Heights	
Sanitary Sewers	\$ 0.70
Storm Sewers	\$ 0.30
Maple Heights	
Sanitary Sewers	\$ 2.20
Storm Sewers	\$ 0.30

Sewer Area No. 13

Brecksville	
Sanitary Sewers	\$ 2.50
Storm Sewers	\$ 0.60
Broadview Heights	\$ 1.50

Sewer Area No. 14

Olmsted Township	
Sanitary Sewers	\$ 3.50
Storm Sewers	\$ 0.47

**Sewer Maintenance Rate
(Per Front Foot)**

2015

Sewer Area No. 18

Oakwood \$ 1.50

Sewer Area No. 20

Bedford \$ 1.60

Walton Hills \$ 1.60

Sewer Area No. 21

Pepper Pike \$ 2.50

Woodmere \$ 225.00 (C)

\$ 150.00 (C)

Sewer Area No. 22

Newburgh Heights \$ 5.50

Sewer Area No. 24

East Cleveland

Sanitary Sewers \$ 2.40

Storm Sewers \$ 0.10

(A) Rate Applies to properties served by County Improvement No. 231.

(B) Rate Applies to portion of South Euclid tributary to County Improvement Nos. 3-A-1 and 3-A-2 only.

(C) Flat Rate: \$ 225.00 charge for each improved parcel for 2015
\$ 150.00 charge for each unimproved lot for 2015

Any charges that are not paid shall be certified to the County Fiscal Officer, as provided by law, for collection.

The Clerk of Council be, and she is hereby, instructed to transmit a copy of this resolution to the County Fiscal Officer and one copy to the Department of Public Works/Sanitary Engineer.

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0194

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution approving and confirming the 2015 sewer maintenance and/or sewerage treatment assessments for County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 18, 20, 21, 22 and 24, in accordance with Ohio Revised Code Section 6117.02; and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, the County Engineer has prepared and presented to the County Council for the County of Cuyahoga, Ohio the 2015 sewer maintenance and sewerage treatment assessments to be approved and confirmed for the sewerage improvement in County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 18, 20, 21, 22 and 24; and

WHEREAS, funds are necessary to pay for the operation and maintenance of the sanitary sewerage systems, including sanitary sewers, wastewater treatment plants, and pumping stations for said districts for Fiscal 2015; and

WHEREAS, the primary goal is to collect all operational expenditures from revenues collected from users of the sanitary systems; and

WHEREAS, in accordance with the Ohio Revised Code Section 6117.02, the County may levy an assessment to pay the cost and expense of the maintenance and operation of such sewerage improvements, including the disposal of sewage; 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 a County entity.

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

SECTION 1. That the sewer maintenance and/or sewerage treatment assessments for County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 18, 20, 21, 22 and 24, as prepared and filed with the Council by the County Engineer be, and the same are, hereby approved and confirmed and said assessments are hereby ordered recorded in the original assessment records of the County of Cuyahoga,

Ohio for the year 2015, to which reference is hereby made a part hereof, as fully and completely as though set forth at length and rewritten herein.

SECTION 2. That there be, and hereby is, levied and assessed upon the several lots and parcels of land listed and described in said report the amount set forth to be assessed by the County of Cuyahoga, Ohio, through the Department of Public Works/County Engineer, upon each of said lots and parcels of land.

SECTION 3. That the said assessments so made, approved and confirmed, are hereby certified to the County Fiscal Officer for collection.

SECTION 4. That the installments of such assessments, when collected, shall be placed to the credit of the Department of Public Works/County Engineer's fund to be used for the purposes set forth in the Resolution directing the Department to prepare such assessments.

SECTION 5. That the Clerk of Council be, and she is hereby, instructed to transmit a copy of this Resolution to the County Fiscal Officer and one copy to the Department of Public Works/County Engineer.

SECTION 6. It is necessary that this Resolution become immediately effective to comply with the Ohio Revised Code Section 6117.33, which provides that assessments for such rates must be certified on or before the second Monday in September, that being September 8, 2014. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 7. 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 _____
_____, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0195

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution declaring that public convenience and welfare requires replacement of Lewis Road Culvert No. 13 in Olmsted Township; total estimated project cost \$582,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective.
---	---

WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires replacement of Lewis Road Culvert No. 13 in Olmsted Township; and

WHEREAS, the anticipated project costs are \$582,000.00; 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 project 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 Lewis Road Culvert No. 13 in the City of Olmsted Township, Council District 5; and

WHEREAS, the anticipated start date for construction of this project is 2014 for Phase 1 and 2015 for Phase 2; 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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby declares that public convenience and welfare requires replacement of Lewis Road Culvert No. 13 in Olmsted Township.

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 execute any and all documents consistent with this Resolution.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. 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

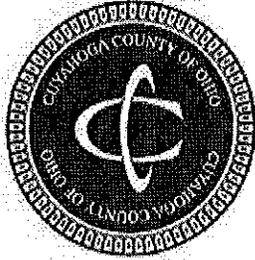
Date

Clerk of Council

Date

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

Journal _____
_____, 20__



8a-b

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:

A. Scope of Work Summary

1. Department of Public Works requesting that Council find: a) that the public convenience and welfare requires the replacement of Lewis Road Culvert No. 13 in the Olmsted Townships
b) that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements
The anticipated cost for this improvement is \$582,000. The project is to be funded 100% with County Road and Bridge Fund. The anticipated start date for construction is 2014 for Phase 1 and 2015 for Phase 2.
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 itself 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 Lewis Road Culvert No. 13 in Olmsted Township
- 3b. The project is located in Council District 5.

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. The project is to be funded 100% with County Road and Bridge Fund.
2. N/A
3. N/A

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

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](#)
- [Inspection Report](#)

History

Time

Who

Clerk of the Board

Approval



County Council of Cuyahoga County, Ohio

Resolution No. R2014-0196

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p>	<p>A Resolution authorizing the appropriation of real property in connection with right-of-way plans as set forth in Plat No. M-5012 for the grade separation of Stearns Road at the Norfolk Southern Railroad in Olmsted Township; directing the County Executive to proceed with the acquisition of real property required for public highway purposes; authorizing the Fiscal Officer to issue the monetary warrant to be deposited with the Probate Court of Cuyahoga County in an amount that is equal to the fair market value of the property; and declaring the necessity that this Resolution become immediately effective.</p>
--	---

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has authorized the appropriation of real property in connection with right-of-way plans as set forth in Plat No. M-5012 for the grade separation of Stearns Road at the Norfolk Southern Railroad in Olmsted Township as follows:

1. Parcel No(s): 2-WD
Owner(s): HPCP I, LLC, an Ohio limited liability company
Approved Appraisal (Fair Market Value Estimate): \$850,500.00
2. Parcel No(s): 9-WD & T
Owner(s): G. & D. Moyse
Approved Appraisal (Fair Market Value Estimate): \$3,500.00
3. Parcel No(s): 12-S & T
Owner(s): Pearl Road Mini Storage, Inc. aka Pearl Plaza Mini Storage, Inc., an Ohio Corporation
Approved Appraisal (Fair Market Value Estimate): \$5,500.00
4. Parcel No(s): 22-T
Owner(s): R.T. Gilchrist
Approved Appraisal (Fair Market Value Estimate): \$350.00

5. Parcel No(s): 23-T
Owner(s): T.J.A. & J.Q. Cooley
Approved Appraisal (Fair Market Value Estimate): \$450.00
6. Parcel No(s): 26-WD, S & T
Owner(s): G.E., D. & G. Moyse
Approved Appraisal (Fair Market Value Estimate): \$2,350.00
7. Parcel No(s): 29-S & T
Owner(s): G.J. Moyse
Approved Appraisal (Fair Market Value Estimate): \$700.00
8. Parcel No(s): 31-S, S1 & T
Owner(s): TC Pinnacle Properties, Ltd., an Ohio limited liability company
Approved Appraisal (Fair Market Value Estimate): \$1,450.00
9. Parcel No(s): 32-S & T
Owner(s): Generations Property Management, Ltd., an Ohio limited liability company
Approved Appraisal (Fair Market Value Estimate): \$750.00
10. Parcel No(s): 41-WD, S & T
Owner(s): P.W. Oberc
Approved Appraisal (Fair Market Value Estimate): \$400.00
11. Parcel No(s): 54-S & T
Owner(s): E.C. & R.L. Siwek
Approved Appraisal (Fair Market Value Estimate): \$450.00; and

WHEREAS, the primary goal of this project is to equitably pay for right-of-way acquired in connection with the construction of a grade separation of Stearns Road over the Norfolk Southern Railroad tracks on a new alignment, including the reconstruction and widening of Stearns Road from Bagley road to 0.14 miles south of Cook Road, drainage improvements and the installation of anew sanitary sewer.

WHEREAS, this project is funded as follows: (a) 80% or \$3,276,000.00 of the the project will be reimbursed to the County by ODOT from Federal Funds, and (b) 20% from the County Road and Bridge Fund; and

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

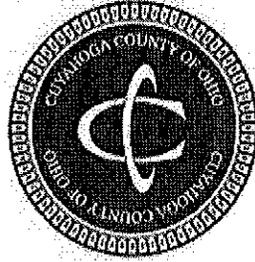
NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby authorizes the appropriation of real property in connection with right-of-way plans as set forth in Plat No. M-5012 for the grade separation of Stearns Road at the Norfolk Southern Railroad in Olmsted Township as follows:

1. Parcel No(s): 2-WD
Owner(s): HPCP I, LLC, an Ohio limited liability company
Approved Appraisal (Fair Market Value Estimate): \$850,500.00
2. Parcel No(s): 9-WD & T
Owner(s): G. & D. Moyse
Approved Appraisal (Fair Market Value Estimate): \$3,500.00
3. Parcel No(s): 12-S & T
Owner(s): Pearl Road Mini Storage, Inc. aka Pearl Plaza Mini Storage, Inc., an Ohio Corporation
Approved Appraisal (Fair Market Value Estimate): \$5,500.00
4. Parcel No(s): 22-T
Owner(s): R.T. Gilchrist
Approved Appraisal (Fair Market Value Estimate): \$350.00
5. Parcel No(s): 23-T
Owner(s): T.J.A. & J.Q. Cooley
Approved Appraisal (Fair Market Value Estimate): \$450.00
6. Parcel No(s): 26-WD, S & T
Owner(s): G.E., D. & G. Moyse
Approved Appraisal (Fair Market Value Estimate): \$2,350.00
7. Parcel No(s): 29-S & T
Owner(s): G.J. Moyse
Approved Appraisal (Fair Market Value Estimate): \$700.00
8. Parcel No(s): 31-S, S1 & T
Owner(s): TC Pinnacle Properties, Ltd., an Ohio limited liability company
Approved Appraisal (Fair Market Value Estimate): \$1,450.00
9. Parcel No(s): 32-S & T
Owner(s): Generations Property Management, Ltd., an Ohio limited liability company
Approved Appraisal (Fair Market Value Estimate): \$750.00
10. Parcel No(s): 41-WD, S & T
Owner(s): P.W. Oberc
Approved Appraisal (Fair Market Value Estimate): \$400.00

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

Journal _____
_____, 20__



3

Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept.Head Name:	Jamal Husani, P.E.
Type of Request:	Other		
Request Prepared by:	Fred Whatley	Telephone No.	348-3840

SUMMARY OF REQUESTED ACTION:

A. Scope of Work Summary

1. Public Works Department requesting authorization for the County Executive to take the required steps to file twelve (12) appropriation actions in Cuyahoga County Probate Court in order to acquire necessary right-of-way for highway purposes. These appropriation actions will be filed in connection with the construction of a grade separation of Stearns Road over the Norfolk Southern Railroad tracks on a new alignment, including the reconstruction and widening of Stearns Road from Bagley Road to 0.14 miles south of Cook Road, drainage improvements and the installation of a new sanitary sewer and **declaring the necessity that this Resolution become immediately effective.**

In the following cases, the County has been unable to reach an agreement with the owners of the parcel as to the compensation to be paid for acquiring the parcel.

a. Parcel No. 1-T [Temporary Easement] [see, legal description attached].
~~Owner~~ - CVS 4811 OH, L.L.C., a Delaware limited liability company
~~Address~~ - Registered Agent CT Corporation System
 1300 East Ninth Street
 Cleveland, OH 44114
~~Property Address~~ - 27120 Bagley Road
 Olmsted Township, OH 44138
 Fair Market Value Estimate for Parcel 1-T = \$1,450.00 [see, FMVE attached].

b. Parcel 2-WD [Fee Simple Ownership] [see, legal description attached].
~~Owner~~ - HPCP I, LLC, an Ohio limited liability company
~~Address~~ - Registered Agent Ted L. Barr

7170 Ashlawn Drive
Brecksville, OH 44141
Property Address - 27090 Bagley Rd.
Olmsted Falls, OH 44138
Fair Market Value Estimate for Parcel \$850,500 [see, FMVE attached].

~~c. Parcel 3-T [Temporary Easement]~~ [see, legal description attached]:

~~Owner - CVS 4811 OH, L.L.C., a Delaware limited liability company
Address - Registered Agent CT Corporation System
1300 East Ninth Street
Cleveland, OH 44114
Property Address - 8152 Stearns Road
Olmsted Township, OH 44138
Fair Market Value Estimate for Parcel 3-T = \$550.00 [see, FMVE attached]~~

d. Parcel 9-WD [Fee simple Ownership], T [Temporary Easement] [see, legal descriptions attached].

Owner - Geoffrey Moyse and Debra Moyse
Address - 26981 Bagley Road
Olmsted Township, OH 44138
Property Address - 8032 Stearns Road
Olmsted Township, OH 44138
Fair Market Value Estimate for Parcel 9-WD, T = \$3,500 [see, FMVE attached]

e. Parcel 12-S [Sewer (permanet) Easement], T [Temporary Easement] [see, legal descriptions attached].

Owner - Pearl Road Mini Storage, Inc., aka Pearl Plaza Mini Storage, Inc., an Ohio Corporation
Address - Registered Agent Nataxha Troicky
6759 Brookpark Road
Cleveland, OH 44129
Property Address - 8000 Stearns Road
Olmsted Township, OH 44138
Fair Market Value Estimate for Parcel 12-S, T = \$5,500.00 [see, FMVE attached]

f. Parcel 22-T [Temporary Easement] [see, legal description attached]

Owner - Richard T. Gilchrist
Address - 7860 Stearns Road
Olmsted Township, OH 44138
Fair Market Value Estimate for Parcel 22-T = \$350.00 [see, FMVE attached]

g. Parcel 23-T [Temporary Easement] [see, legal description attached]

Owners - Timothy James Albert Cooley and James Quentin Cooley
Address - 7842 Stearns Road
Olmsted Township, OH 44138
Fair Market Value Estimate for Parcel 23-T = \$450.00 [see, FMVE attached].

h. Parcel 26-WD [Fee Simple Ownership], S [Sewer (permanent) Easement], T

[Temporary Easement] [see, legal descriptions attached].

Owners - Geoffrey E. Moyses and Debra Moyses (husband and wife), and Gregory Moyses

Addresses - (Geoffrey and Debra) 26981 Bagley Road

Olmsted Township, OH 44138

(Gregory) 7788 Stearns Road

Olmsted Township, OH 44138

Property Address - 7807 Stearns Road

Olmsted Township, OH 44138

Fair Market Value Estimate for Parcel 26-WD, S, T = \$2,350 [see, FMVE attached].

i. Parcel 29-S [Sewer (permanent) Easement], T [Temporary Easement] [see, legal descriptions attached]

Owner - Gregory J. Moyses

Address - 7788 Stearns Road

Olmsted Township, OH 44138

Fair Market Value for Parcel 29-S, T = \$700.00 [see, FMVE attached]

j. Parcel 31-S, S1 [Sewer (permanent) Easements], T [Temporary Easement] [see, legal descriptions attached].

Owner - TC Pinnacle Properties, Ltd., an Ohio limited liability company

Address - Statutory Agent Thomas Coury

2 Berea Commons, Suite 1

Berea, OH 44017

Property Address - 7766 Stearns Road

Olmsted Township, OH 44138

Fair Market Value Estimate for Parcel 31-S, S1, T = \$1,450.00 [see, FMVE attached].

k. Parcel 32-S [Sewer (permanent) Easement], T [Temporary Easement] [see, legal descriptions attached]

Owner - Generations Property Management, Ltd., an Ohio limited liability company

Address - Statutory Agent Thomas Coury

2 Berea Commons, Suite 1

Berea, OH 44017

Property Address - 7750 Stearns Road

Olmsted Township, OH 44138

Fair Market Value Estimate of Parcel 32-S, T = \$750.00 [see, FMVE attached].

l. Parcel 54-S [Sewer (permanent) Easement], t [Temporary Easement] [see, attached legal descriptions]

Owner - Edward C. Siwek and Rachelle L. Siwek

Address - 7501 Stearns Road

Olmsted Township, OH 44138

Fair Market Value Estimate for Parcel 54-S, T = \$450.00 [see, FMVE attached].

The anticipated start-completion dates for right-of-way acquisition are 4/1/2014 and 10/01/2014.

2. The primary goal of acquiring right-of-way for the Stearns Road grade separation project is to allow for the improvement of said roads in the manner described above.

3. N/A

B. Procurement

1. The procurement method for the acquisition of right-of-way for this project is that consultant TranSystems' ODOT pre-qualified appraiser visits the properties and prepares a FMVE of the property being acquired. The FMVE is then reviewed by ODOT pre-qualified review appraiser employed by the County. Then, TranSystems' ODOT pre-qualified negotiators negotiate with the property owners.

In the cases listed above, the acquisition process did not lead to an agreement with the property owners.

Should Council grant authority to appropriate the above parcels, checks in the amount of the FMVEs will be requested. Said checks will be made payable to the Cuyahoga County Probate Court and will be filed with the Petitions for Appropriation in Probate Court.

2. N/A

3. N/A

C. Contractor and Project Information

The addresses of the subject parcels and property owners are listed above.

All parcels are located in Council District 1.

2. N/A

3.a. The address or location of the project is Stearns Road, Olmsted Township.

3.b. The project is located in Council District 1.

D. Project Status and Planning

1. This particular project is the first such project for this portion of Stearns Road.

2. N/A

3. N/A

4. N/A

5. N/A

E. Funding

1. 80% of the eligible costs, up to a maximum of \$3,276,000, will be reimbursed to the County by ODOT, using Federal funds. 20% will be funded by the County [Road and Bridge Fund].

2. N/A

3. N/A

Resolution 060501, adopted on 02/02/2006, declared the public convenience and welfare for this project. R2013-0059, adopted on 04/09/2013, approved the right-of-way plans and authorized the acquisition of the remainder of the right-of-way on this project.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The purpose/outcome of this action is to equitably pay for right-of-way acquired in

connection with the construction of a grade separation of Stearns Road over the Norfolk Southern Railroad tracks on a new alignment, including the reconstruction and widening of Stearns Road from Bagley Road to 0.14 miles south of Cook Road, drainage improvements and the installation of a new sanitary sewer

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

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

Financial Information:

Funding source:	Explanation:
Other	80% Federal 20% Road and Bridge Fund

Total Amount Requested:

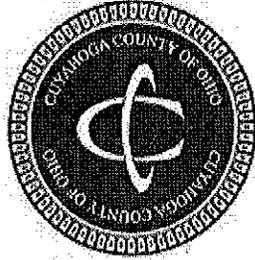
\$

ATTACHMENTS:

Click to download

- [Parcel 1-T Legal Description](#)
- [Parcel 1-T FMVE](#)
- [Parcel 1-T Requisition](#)
- [Parcel 2-WD Legal Description](#)
- [Parcel 2-WD FMVE](#)
- [Parcel 2-WD Requisition](#)
- [Parcel 3-T Legal Description](#)
- [Parcel 3-T FMVE](#)
- [Parcel 3-T Requisition](#)
- [Parcel 9-WD Legal Description](#)
- [Parcel 9-T Legal Description](#)
- [Parcel 9-WD, T FMVE](#)
- [Parcel 9-WD, T Requisition](#)
- [Parcel 12-S Legal Description](#)
- [Parcel 12-T Legal Description](#)
- [Parcel 12-S, T FMVE](#)
- [Parcel 12-S, T Requisition](#)
- [Parcel 22-T Legal Description](#)
- [Parcel 22-T FMVE](#)
- [Parcel 22-T Requisition](#)
- [Parcel 23-T Legal Description](#)
- [Parcel 23-T FMVE](#)
- [Parcel 23-T Requisition](#)
- [Parcel 26-WD Legal Description](#)
- [Parcel 26-S Legal Description](#)
- [Parcel 26-T Legal Description](#)
- [Parcel 26-WD, S, T FMVE](#)
- [Parcel 26-WD, S, T Requisition](#)
- [Parcel 29-S Legal Description](#)
- [Parcel 29-T Legal Description](#)

NovusAGENDA



4

Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept.Head Name:	Jamal Husani, P.E.
Type of Request:	Other		
Request Prepared by:	Fred Whatley	Telephone No.	348-3840

SUMMARY OF REQUESTED ACTION:

A. Scope of Work Summary

1. Public Works Department requesting authorization for the County Executive to take the required steps to file one (1) appropriation action in Cuyahoga County Probate Court in order to acquire necessary right-of-way for highway purposes. This appropriation action will be filed in connection with the construction of a grade separation of Stearns Road over the Norfolk Southern Railroad tracks on a new alignment, including the reconstruction and widening of Stearns Road from Bagley Road to 0.14 miles south of Cook Road, drainage improvements and the installation of a new sanitary sewer and **declaring the necessity that this Resolution become immediately effective.**

In the following case, the County has been unable to reach an agreement with the owner of the parcel as to the compensation to be paid for acquiring the parcel.

a. Parcel No. 41-WD [Fee Simple Ownership], S [Sewer (permanent) Easement], T [Temporary Easement] [see, legal descriptions attached].

Owner - Paul W. Oberc
Address - 26861 Redwood Drive
 Olmsted Falls, OH 44138
Property Address - 7645 Stearns Road
 Olmsted Township, OH 44138

Fair Market Value Estimate for Parcel 41-WD, S, T = \$400 [see, FMVE attached].

The anticipated start-completion dates for right-of-way acquisition are 4/1/2014 and 10/01/2014.

2. The primary goal of acquiring right-of-way for the Stearns Road grade separation project is to allow for the improvement of said roads in the manner described above.

3. N/A

B. Procurement

1. The procurement method for the acquisition of right-of-way for this project is that consultant TranSystems' ODOT pre-qualified appraiser visits the properties and prepares a FMVE of the property being acquired. The FMVE is then reviewed by ODOT pre-qualified review appraiser employed by the County. Then, TranSystems' ODOT pre-qualified negotiators negotiate with the property owners.

In the case listed above, the acquisition process did not lead to an agreement with the property owner.

Should Council grant authority to appropriate the above parcel, a check in the amount of the FMVE will be requested. Said check will be made payable to the Cuyahoga County Probate Court and will be filed with the Petition for Appropriation in Probate Court.

2. N/A

3. N/A

C. Contractor and Project Information

The addresses of the subject parcel and property owner are listed above.

The parcel is located in Council District 1.

2. N/A

3.a. The address or location of the project is Stearns Road, Olmsted Township.

3.b. The project is located in Council District 1.

D. Project Status and Planning

1. This particular project is the first such project for this portion of Stearns Road.

2. N/A

3. N/A

4. N/A

5. N/A

E. Funding

1. 80% of the eligible costs, up to a maximum of \$3,276,000, will be reimbursed to the County by ODOT, using Federal funds. 20% will be funded by the County [Road and Bridge Fund].

2. N/A

3. N/A

Resolution 060501, adopted on 02/02/2006, declared the public convenience and welfare for this project. R2013-0059, adopted on 04/09/2013, approved the right-of-way plans and authorized the acquisition of the remainder of the right-of-way on this project.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The purpose/outcome of this action is to equitably pay for right-of-way acquired in connection with the construction of a grade separation of Stearns Road over the Norfolk Southern Railroad tracks on a new alignment, including the reconstruction and widening of Stearns Road from Bagley Road to 0.14 miles south of Cook Road, drainage improvements and the installation of a new sanitary sewer

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

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

Financial Information:

Funding source:	Explanation:
Other	80% Federal 20% Road and Bridge Fund

Total Amount Requested:

\$

ATTACHMENTS:

Click to download

- [Parcel 41-WD Legal Description](#)
- [Parcel 41-S Legal Description](#)
- [Parcel 41-T Legal Description](#)
- [Parcel 41-WD, S, T FMVE](#)
- [Parcel 41-WD, S, T Requisition](#)

History

Time

Who

Approval

Clerk of the Board



County Council of Cuyahoga County, Ohio

Resolution No. R2014-0197

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p>	<p>A Resolution authorizing 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 for additional funds in the amount not-to-exceed \$2,044,567.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
--	---

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has authorized 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 for additional funds in the amount not-to-exceed \$2,044,567.00; and

WHEREAS, the original contract was approved on 9/18/2008, Resolution No. 083926 in the amount of \$734,054.00; and

WHEREAS, an amendment was approved on 5/31/2011, Resolution No. R2011-0192, 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

WHEREAS, the requested amendment is for additional funds in the amount not-to-exceed \$2,044,567.00, bringing the total value of the contract to \$3,478,818.00; and

WHEREAS, the primary goal for this contract is to provide design engineering services for the Towpath Trail Extension – Stage 3 including preliminary design, final design, right-of-way plan preparation and acquisition, environmental risk assessments and remediation work plans; and

WHEREAS, this project is funded 100% by federal funds; and

WHEREAS, it is necessary that this Resolution become immediately effective to assure that work can commence and not jeopardize federal funding secured for this project.

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

SECTION 1. That County Council authorizes 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 for additional funds in the amount not-to-exceed \$2,044,567.00.

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

SECTION 3. It is necessary that this Resolution become immediately effective to assure that work can commence and not jeopardize federal funding secured for this project.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. 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

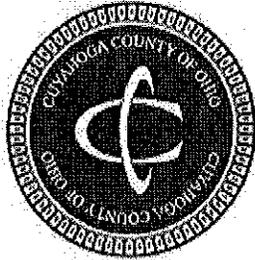
Date

Clerk of Council

Date

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

Journal _____
_____, 20__



6

Item Details:

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

SUMMARY OF REQUESTED ACTION:

A. Scope of Work Summary

1. Department of Public Works requesting approval of a amendment with Michael Baker Jr., Inc. for the not to excede cost of \$2,044,567.00.
2. The primary goal of this contract is to provide design engineering services for the Towpath Trail Extension Stage 3.

The purpose of this amendment is to provide preliminary design, final design, right-of-way plan preparation and acquisition, environmental risk assessments and remediation work plans. Projects of this complexity using federal funds require design services be broken up into different parts based on evironmental approvals following the NEPA process.

3.N/A

B. Procurement

1. The procurement method for this project was RFQ. The total value of the RFQ is \$3,467,818.00.
2. The RFQ was closed on March 29, 2007. There is 0% SBE goal on this RFQ because it is utilizing federal funding for the design.
3. There were 4 proposals submitted for review, 4 interviewed and 1 proposal approved.

C. Contractor and Project Information

1. The address of the vendor is:
Michael Baker Jr., Inc.
The Halle Building
1228 Euclid Avenue, Suite 1050
Cleveland, OH 44115
Council District 7

2. The board of directors for Michael Baker Jr., Inc. was included as an attachment to the original contract. The principal owner form is included here as an attachment.
3. a. The location of the project is the Towpath Trail, Stage 3 from Steelyard Commons to Literary Avenue.
3. b. The project is located in Council District 7.

D. Project Status and Planning

1. This contract is an extension of an existing contract.
2. N/A
3. N/A
4. N/A
5. N/A

E. Funding

1. The project is funded 100% by federal funds.
2. The Schedule of payments is by invoice.
3. This is an amendment to a contract. This amendment changes scope and value and is the second amendment of the contract.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Other

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

Part 3 of Contract Scope that must be contracted separately

Financial Information:

Funding source: Explanation:

Federal

Total Amount Requested:

\$2,044,567.00

ATTACHMENTS:

Click to download

- [Signed Amendment-TAB](#)
- [Insurance](#)
- [Workers Compensation Certificate](#)
- [Principal Owner Form](#)
- [Signature Authority](#)
- [W-9](#)
- [Signed Justification](#)
- [Contract History](#)
- [contract evaluation](#)
- [Original contract](#)

COUNTY OF CUYAHOGA, OHIO
CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Michael Baker Jr., Inc.

Contract/Agreement No.: CE0800631-01 **Time Period: N/A**

Service Description: Design Engineering Services for Towpath Trail Stage 3

Original Contract/Agreement Amount: \$723,054.00

Prior Amendment(s) Amount(s): \$700,197.00

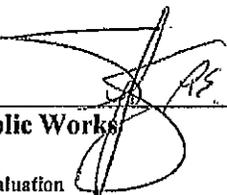
Performance Indicators: Baker has provided the County with high quality engineering services of all tasks of this project.

Actual performance versus performance indicators (include statistics): Baker has had a 95% success rate in meeting performance for all tasks.

Rating of Overall Performance of Contractor (Check One):

- Superior**
- Above Average**
- Average**
- Below Average**
- Poor**

Justification of Rating: All of the engineers that have worked on assigned tasks have been proficient in their field.



Public Works
s: evaluation

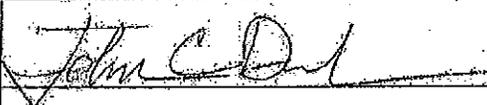
7/7/14
Date



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Michael Baker Jr., Inc.
Principal Owner's Name (The legal name of the owner/s of the business):	Please See Attached List of Officers
Owner/Officer's Title:	Please See Attached List of Officers for Titles
Business Address:	1228 Euclid Avenue, Suite 1050, Cleveland, Ohio 44114
Phone Number:	216.664.6493
Name of Person Completing Form:	John C. Dietrick, P.E., S.E.
Signature:	
Title:	Vice President

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the Debarment/Suspension lists on the Cuyahoga County Inspector General's website and the Debarment/Suspension lists did not contain the above detailed vendor and/or principal owner.

Signature: Nichole English

Date: 7/3/14

Printed Name: Nichole English

Inspector General "Registered Contractor" Number: 12-1898

Cuyahoga County
(Principal Owner Form, 02-05-14)

MICHAEL BAKER JR., INC.
(A Pennsylvania Corporation)

DIRECTORS

H. James McKnight

Jeffrey S. Hill

Thomas J. Campbell

ELECTED OFFICERS

Thomas J. Campbell

Jeffrey S. Hill

Joseph R. Bongiovi

H. James McKnight

James M. Kempton

Angela R. Logan

Robert Henchbarger

Louis Levner

Terri A. Vojnovich

Douglas T. Lake

Chairman

President and Chief Executive Officer

Executive Vice President and Chief Human Resources Officer

Executive Vice President, Chief Legal Officer and Corporate Secretary

Vice President, Corporate Controller and Assistant Treasurer

Assistant Corporate Secretary

Assistant Corporate Secretary

Assistant Corporate Secretary

Assistant Corporate Secretary

Treasurer

APPOINTED OFFICERS

David J. Greenwood

Scott R. Armstrong

Michael Brescia

Jeffrey J. Campbell

Beth A. Drylie

Robert J. Hanson

S. Robert Kallenbaugh

David M. Martin

David W. McFayden

Frederick M. Muncy

James M. Twomey

Thomas J. Zagorski

Mark D. Alisesky

Jeffrey A. Baker

Steven L. Barber

Gregory Cerminara

Michael J. Conaboy

Juan Contreras

James G. Cramer

Gerald A. Dahkowski

Sam S. Darghous

James H. Davis

John C. Dietrick

Thomas Donatelli

Charles F. Duggar

Eric D. Frary

Stephen M. Hammel

Robert Henchbarger

Harold E. Liffenkohl

Todd E. Lynn

Walter G. Lyons

William P. Macon

Christine S. Mayernik

John Mentz

Keith J. Meyer

Thomas D. Montgomery

Mark E. Moore

Matthew Natale

John P. O'Neill

Lorna Parkins

Douglas J. Plasencia

Executive Vice President – Marketing

Senior Vice President

Vice President & Federal Controller

Vice President

MICHAEL BAKER JR., INC.
(A Pennsylvania Corporation)

Paul N. Pridéaux	Vice President
Richard A. Robyak	Vice President
Andrea Ryon	Vice President
Robert Schlesinger	Vice President
Mike Sidani	Vice President
Gregory G. Smay	Vice President
Jeffrey Sparrow	Vice President
Frank D. Terak	Vice President
Donald M. Treude	Vice President
Allen Wainger	Vice President
Raymond Wattras	Vice President
E. Raymond Whitbread	Vice President
David Wilcock	Vice President
Cory A. Wilder	Vice President
James B. Williams	Vice President
Theodore J. Williams	Vice President & Transportation Controller
Kenton Zinn	Vice President
Larry J. Allen	Assistant Vice President
Michael Arens	Assistant Vice President
Robert E. Anderson	Assistant Vice President
Micki E. Barber	Assistant Vice President
Richard T. Bernet	Assistant Vice President
Linda Blankenship	Assistant Vice President
Albert W. Bowman	Assistant Vice President
Kenneth R. Burger	Assistant Vice President
Mary Anne Buvens	Assistant Vice President
Paul Carson	Assistant Vice President
Sarah Cathcart	Assistant Vice President
R. Joseph Chaffin	Assistant Vice President
Stephen Clancy	Assistant Vice President
Mickey Clemmons	Assistant Vice President
Kenneth J. Collins	Assistant Vice President
Ricardo Coireá	Assistant Vice President
Joseph Danyo	Assistant Vice President
Chad Davis	Assistant Vice President
Greg Frederickson	Assistant Vice President
Kurt D. Fritz	Assistant Vice President
Marta Gerber	Assistant Vice President
Jeffrey S. Gidley	Assistant Vice President
Dale L. Gray	Assistant Vice President
Magdy Hagag	Assistant Vice President
Russell E. Hall	Assistant Vice President
Dwain Hathaway	Assistant Vice President
Jeffrey A. Hester	Assistant Vice President
Michael Hixson	Assistant Vice President
Tracy Hollida	Assistant Vice President
Burton Johnson	Assistant Vice President
David Julia	Assistant Vice President
Mark E. Kistler	Assistant Vice President
Matthew Lamont	Assistant Vice President
Patrick Leash	Assistant Vice President
Louis J. Levner	Assistant Vice President
Gary H. Lott	Assistant Vice President
Anthony M. Machi	Assistant Vice President & Director of Governmental & Financial Compliance
Robert Manzanares	Assistant Vice President
Jeffrey D. May	Assistant Vice President
Paul McGuinness	Assistant Vice President

MICHAEL BAKER JR., INC.
(A Pennsylvania Corporation)

Paul Mollree
Aaron Morris
Lois M. Muller
Mark Osler
Gretchen K. Pfahler
R. Scott Quast
Timothy Quilman
Gordon W. Redfern
Michael J. Reiter
Alfonso Riera
Carrle Rocha
David Schaarsmith
Ronald M. Schirato
Michael E. Schwier
Victor J. Sjaucusaitis
Michael Simmons
Shawn Smisarenko
David B. Tudyk
Michael J. Waibel
Quintin S. Watkins

Assistant Vice President
Assistant Vice President

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0198

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p>	<p>A Resolution authorizing an amendment to Contract No. CE1100721-01 with American Bridge Company for rehabilitation of Columbus Road Lift Bridge over the Cuyahoga River in the City of Cleveland for additional funds in the amount not-to-exceed \$714,577.66; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; 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 the amount of \$71,457.77 to fund said amendment; and declaring the necessity that this Resolution become immediately effective.</p>
--	--

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an amendment (Subsidiary No. 4) to Contract No. CE1100721-01 with American Bridge Company for rehabilitation of Columbus Road Lift Bridge over the Cuyahoga River in the City of Cleveland for additional funds in the amount not-to-exceed \$714,577.66; and

WHEREAS, the primary goal of the project is to repair and rehabilitate the Columbus Road Lift Bridge over the Cuyahoga River in the City of Cleveland in Council District 7 and to properly maintain the County's infrastructure; and

WHEREAS, this project is funded as follows: (a) 80% or \$571,662.13 from Federal Funds; (b) 10% or \$71,457.77 from the Cuyahoga County Motor Vehicle \$5.00 License Tax Funds; and (c) 10% or \$71,457.76 with funds from City of Cleveland; 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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby authorizes an amendment (Subsidiary No. 4) to Contract No. CE1100721-01 with American Bridge Company for rehabilitation of Columbus Road Lift Bridge over the Cuyahoga River in the City of Cleveland for additional funds in the amount not-to-exceed \$714,577.66.

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

SECTION 3. That the County Council hereby authorizes the County Engineer, on behalf of the County Executive, to make application for allocation from County Motor Vehicle \$5.00 License Tax Funds to fund said amendment.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. 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

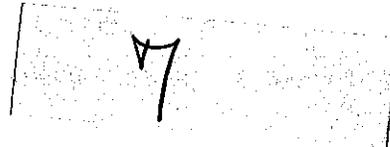
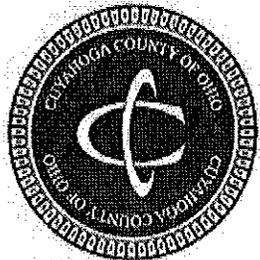
Date

Clerk of Council

Date

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

Journal _____
_____, 20__



Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept. Head Name:	Thomas P. Sotak, P.E.
Type of Request:	Agreement/Amendment		
Request Prepared by:	Juliann Conway	Telephone No.	216-348-3838
SUMMARY OF REQUESTED ACTION:			
Department of Public Works (DOPW):			
A. <u>Summary of Scope</u>			
1. is submitting amended agreement (Subsidiary No. 4) to Contract CE1100721-01 with American Bridge Company for the rehabilitation of Columbus Road Lift Bridge over the Cuyahoga River in the City of Cleveland for an amount not-to-exceed \$714,577.66.			
The additional funds were needed to meet existing conditions of the structure and were necessary to complete construction per plan intent.			
See attached "Explanation of Necessity" for a detailed explanation.			
This project is staffed with following employees of the Department of Public Works:			
Jaoudat Charif, P.E., Area Construction Engineer			
Calvin Overmyer, Project Supervisor			
Jerry Dubray, Project Inspector			
The engineer's estimate was \$34,568,432.75.			
<u>Original Contract Amount: \$30,323,618.65</u>			
<u>Amendment No. 1: \$93,660.32</u>			

Amendment No. 2: \$56,567.26
Amendment No. 3: \$261,040.78
Amendment No. 4: \$714,577.66
Rev. Contract Amount: \$31,450,464.67

2) The primary goal is to complete construction as per plans and specifications.

B. Procurement

1. Competitive Bid Process (original contract).

C. Contractor and Project Information

1. Contractor: American Bridge Company, 1000 American Bridge Way, Coraopolis, PA, 15108, (Council District N/A). Project Location: Cleveland (Council District 7).

D. Project Status and Planning

1. Project is under construction and progressing as per schedule.

E. Funding

1. 80% Federal Funds and 10% County using funds from the \$5.00 Vehicle License Tax and 10% City of Cleveland.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Justification for other than Full and Open Competition was submitted for approval on June 23, 2014.

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Exempt from Competitive Bid Requirements

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

See Summary of Requested Action.

Financial Information:

Funding source:

Other

Explanation:

See Summary of Requested Action

Total Amount Requested:

\$714,577.66

ATTACHMENTS:

Click to download

[Contract History Log CE1100721](#)

[Princal Owner Form - American Bridge Company](#)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: American Bridge Company

**Contract/Agreement No. CE1100721-01-(Contract Amendment No. 3)
Time Period: N/A**

Service Description: Rehabilitation of Columbus Road Lift Bridge over the Cuyahoga River in the City of Cleveland

Original Contract/Agreement Amount: \$30,323,618.65

**Prior Amendment(s) Amount(s): Amend #1 - \$93,660.32; Amend #2 - \$56,567.26;
Amend #3 - 262,040.78**

Performance Indicators:

- Quality of work
- Meet schedule.
- Cooperation with public.

Actual performance versus performance indicators (include statistics):
Quality of work has been above average.
Construction progressing as per schedule.
Cooperates with residents/business owners affected by the construction.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: The Columbus Road Lift Bridge Project is very complicated and demands a lot of preparation and coordination between the various parties involved from designers to owner etc. The contractor continues to be very understanding and knowledgeable of the situation and shows great cooperation to get problems resolved either through direct communications or through the Submittals and RFI's process.

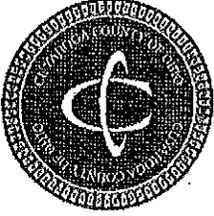
DOPW – Construction

6/26/14

User Department

Date

s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	American Bridge Company
Principal Owner's Name (The legal name of the owner/s of the business):	michael D Fowler, President Corporation Larry Frisco, Sr. V. President
Owner/Officer's Title:	Sec Above
Business Address:	1000 American Bridge Way Conaopolis PA 15108
Phone Number:	412-631-1000
Name of Person Completing Form:	Same As below
Signature:	
Title:	

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: Julianne Conway

Date: 2-20-14

Printed Name: Julianne Conway

Inspector General Vendor ID#: 12-0469

Cuyahoga County
(Principal Owner Form, 1-30-14)

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0199

Sponsored by: County Executive FitzGerald/Fiscal Officer/County Treasurer	A Resolution amending Resolution No. R2013-0201 dated 9/24/2013, which authorized an award to Woods Cove III, LLC, as purchaser, and Lien Servicing, LLC, as servicer, for the sale of tax lien certificates by removing the amount not-to-exceed \$25,000,000.00; authorizing the County Executive to execute all documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective
--	--

WHEREAS, the County Executive/Fiscal Officer/County Treasurer has submitted a request to amend Resolution No. R2013-0201 dated 9/24/2013, which approved an award and sale of tax lien certificates to Woods Cove III, LLC, as purchaser, and Lien Servicing, LLC, as servicer, and authorized the County Executive and Treasurer to execute an agreement consistent with said award, and in an amount not-to-exceed \$25,000,000.00;

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

WHEREAS, 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 development.

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

SECTION 1. That Resolution No. R2013-0201 dated 9/24/2013, is hereby amended as follows:

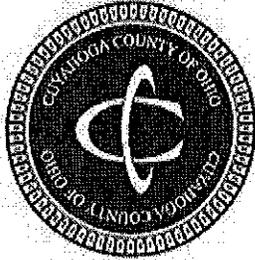
- A. The tenth “WHEREAS” clause is hereby deleted in its entirety and replaced with the following:

WHEREAS, the County Executive, through the County Treasurer, is recommending an award on the tax certificates sale to Woods Cove III, LLC, as purchaser, and Lien Servicing, LLC, as servicer, for a period not-to-exceed 36 months.

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

Journal _____
_____, 20__

NovusAGENDA



10

Item Details:

Agency/Dept. Name:	County Treasurer	Agency/Dept. Head Name:	Jeannet Wright
Type of Request:	Contract/Amendment		
Request Prepared by:	Jerry Murphy	Telephone No.	216-443-7408
SUMMARY OF REQUESTED ACTION:			
<p>The Department of the Treasurer is submitting an amendment to the attached Contract, approved on September 9, 2013 with Woods Cove III, LLC for the purchase of Tax Liens. (Copy attached.) The agreed upon interest rate between the Treasurer and Woods Cove III, LLC was 18%. The amount in the Contract is listed as 17.75% . (see page 6 of the Contract) Both parties are in agreement. Attached is an Affidavit regarding the requested change.</p>			
PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):			
Explanation for late submittal:			
Just recently diwscovered the error.			

Contract/Agreement Information:

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

Financial Information:

Funding source:	Explanation:
Total Amount Requested:	
\$	

ATTACHMENTS:

[Click to download](#)

- Tax Lien Signed Contract 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0200

Sponsored by: County Executive FitzGerald/Department of Workforce Development, in partnership with City of Cleveland, as designated Local Workforce Investment Area No. 3	A Resolution establishing a list of certified providers for occupational skills training services for the Individual Training Account System for the period 7/1/2014 - 6/30/2016; authorizing the County Executive to execute the agreements and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
--	---

WHEREAS, the County Executive/Department of Workforce Development, in partnership with the City of Cleveland, as designated Local Workforce Investment Area No. 3 is recommending to establishing a list of certified providers for occupational skills training services for the Individual Training Account System for the period 7/1/2014 - 6/30/2016 as follows:

- a) Academy of Court Reporting, Inc.
- b) Ace Tutors
- c) Allstate Hairstyling and Barber College
- d) American Red Cross, Greater Cleveland Chapter
- e) Ashari's Healthcare, LLC
- f) Ashland University
- g) Associated Builders & Contractors, Inc., Northern Ohio Chapter
- h) ATS Institute of Technology
- i) Auburn Career Center
- j) Baldwin Wallace University
- k) Blossom 24 Hour We Care Center, Inc.
- l) Brentley Institute Inc., The
- m) Brown Aveda Institute
- n) Brown Mackie College – Akron
- o) Bryant & Stratton College
- p) Case Western Reserve University
- q) Catholic Charities Community Services Corporation
- r) Chancellor University
- s) Cleveland Industrial Training Center, Inc.
- t) Cleveland Institute of Dental - Medical Assistants, Inc.
- u) Cleveland State University
- v) Compassions Training and Awareness Center Inc.
- w) Cuyahoga Community College District

- x) Cuyahoga Valley Career Center
- y) Great Lakes Truck Driving School, Inc.
- z) Hamrick School
- aa) Hondros College
- bb) Inner State Beauty School
- cc) Kent State University
- dd) Lake County Community College District
- ee) Lakewood College
- ff) Lorain County Community College District
- gg) Lorain County Joint Vocational School
- hh) Med-Cert, Inc.
- ii) Miami-Jacobs Career College
- jj) National College
- kk) New Bridge Cleveland Center for Arts & Technology
- ll) New Horizons Computer Learning Centers
- mm) Notre Dame College, The
- nn) OhioGuidestone
- oo) Ohio Technical College, Inc.
- pp) Phoenix Healthcare Institute, LLC
- qq) Polaris Career Center
- rr) Remington College
- ss) Root-InfoTech dba American Logistics Group, Inc.
- tt) South University of Ohio LLC
- uu) University of Akron, The
- vv) Ursuline College
- ww) Vatterott Educational Centers, Inc. dba Vatterott College
- xx) Vocational Guidance Services
- yy) Willoughby-Eastlake School of Practical Nursing

WHEREAS, occupational skills training provided by certified training providers give job seekers options to choose training best suited for their needs and the option to upgrade skills to secure unsubsidized employment; and

WHEREAS, the certified training providers have obtained above average performance ratings through compliance with all terms, conditions and requirements during their previous contract; and

WHEREAS, the list of certified training providers reoccurs every three years and is updated on a monthly basis; and

WHEREAS, the service agreements have been approved by the Cleveland/ Cuyahoga County Workforce Investment Board and the Ohio Department of Job and Family Services, as required under the Workforce Investment Act (WIA), after the training programs have been evaluated by the Employment Connection for effectiveness and costs; and

WHEREAS, the County Executive/Department of Workforce Development, in partnership with the City of Cleveland, as designated Local Workforce Investment Area No. 3, has allocated a total of \$1,500,000.00 to support this two-year training program; and

WHEREAS, funding is provided through federal Workforce Investment Act (WIA) funds with the purpose of consolidating, coordinating and improving employment, training, literacy and vocational rehabilitation in the United States.

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

SECTION 1. That the Cuyahoga County Council hereby establishes the following list of providers for occupational skills training services for the Individual Training Account System for the period 7/1/2014 - 6/30/2016:

- a) Academy of Court Reporting, Inc.
- b) Ace Tutors
- c) Allstate Hairstyling and Barber College
- d) American Red Cross, Greater Cleveland Chapter
- e) Ashari's Healthcare, LLC
- f) Ashland University
- g) Associated Builders & Contractors, Inc., Northern Ohio Chapter
- h) ATS Institute of Technology
- i) Auburn Career Center
- j) Baldwin Wallace University
- k) Blossom 24 Hour We Care Center, Inc.
- l) Brentley Institute Inc., The
- m) Brown Aveda Institute
- n) Brown Mackie College – Akron
- o) Bryant & Stratton College
- p) Case Western Reserve University
- q) Catholic Charities Community Services Corporation
- r) Chancellor University
- s) Cleveland Industrial Training Center, Inc.
- t) Cleveland Institute of Dental - Medical Assistants, Inc.
- u) Cleveland State University
- v) Compassions Training and Awareness Center Inc.
- w) Cuyahoga Community College District
- x) Cuyahoga Valley Career Center
- y) Great Lakes Truck Driving School, Inc.
- z) Hamrick School
- aa) Hondros College
- bb) Inner State Beauty School
- cc) Kent State University
- dd) Lake County Community College District
- ee) Lakewood College

- ff) Lorain County Community College District
- gg) Lorain County Joint Vocational School
- hh) Med-Cert, Inc.
- ii) Miami-Jacobs Career College
- jj) National College
- kk) New Bridge Cleveland Center for Arts & Technology
- ll) New Horizons Computer Learning Centers
- mm) Notre Dame College, The
- nn) OhioGuidestone
- oo) Ohio Technical College, Inc.
- pp) Phoenix Healthcare Institute, LLC
- qq) Polaris Career Center
- rr) Remington College
- ss) Root-InfoTech dba American Logistics Group, Inc.
- tt) South University of Ohio LLC
- uu) University of Akron, The
- vv) Ursuline College
- ww) Vatterott Educational Centers, Inc. dba Vatterott College
- xx) Vocational Guidance Services
- yy) Willoughby-Eastlake School of Practical Nursing

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

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed 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 _____

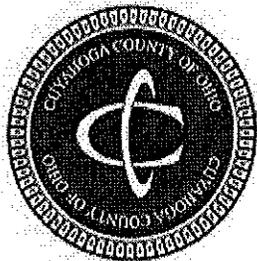
County Executive Date _____

Clerk of Council Date _____

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

Journal _____
_____, 20__

NOVUS AGENDA



9a - ay

Item Details:

Agency/Dept. Name:	Department Workforce Development	of Agency/Dept. Head Name:	Grace Kilbane
Type of Request:	Other		
Request Prepared by:	Rosie Dean	Telephone No.	216-698-2385
SUMMARY OF REQUESTED ACTION:			
Title: Approval of List of Certified Training Providers for Occupational Skills Training with the State of Ohio's Certified Training Providers.			
A. Scope of Work Summary:			
1. The City of Cleveland/Cuyahoga County Department of Workforce Development is requesting that the County of Cuyahoga approve purchase of service agreements with the State of Ohio certified training providers to provide training in various occupational areas. The Purchase of Service Agreements would cover any training provided between July 1, 2014 through June 30, 2016.			
2. The primary goal is to establish a list of certified providers for occupational skills training services for the Individual Training Account System for the period 7/1/2014 to June 30, 2016. Having a list of Certified Training Providers will give job seekers options to choose the best training that meet their needs and upgrade their skills.			
B. Procurement 1. This program is mandated by the Federal Workforce Investment Act (sections 663.400 and 663.500 – federal register dated 8/11/2000) and is exempt from bidding. A total of \$1.5 Million has been allocated to support this two-year training program, from July 1, 2014 to June 30, 2016.			
C. Contractor and Project Information			
1. The addresses of all vendors is provided in the attached document.			

All Council Districts are served by the vendors identified.

2. The owners, executive director, for the vendors is as follows:

- 1) Academy of Court Reporting, Inc. - Christen Chester, Manager
- 2) Ace Tutors -Noel Elliott, Owner
- 3) Allstate Hairstyling and Barber College - Michael D'Amico family
- 4) American Red Cross, Greater Cleveland Chapter - Mary-Alice Frank, CEO
- 5) Ashari's Healthcare, LLC - LoJuanah Dun-Farney, CEO
- 6) Ashland University - Frederick J. Finks, Ph.D., President
- 7) Associated Builders and Contractors, Inc. - Ryan Martin, Pres. & CEO
- 8) ATS Institute of Technology - Yelena Bykov., CEO
- 9) Auburn Career Center - Maggie Lynch, Superintendent
- 10) Baldwin Wallace University - Robert C. Helmer, Ph.D., President
- 11) Blossom 24 Hour We Care Center, Inc. - Dreamer Sanders, Pres. & CEO
- 12) Brentley Insititute Inc., The - T. Brent Foreman, CEO
- 13) Brown Aveda Institute - Ed & Nancy Brown, owners
- 14) Brown Mackie College - Akron - Kimberly Ames, Ph.D., President
- 15) Bryant & Stratton College - Jason Smolka, MBA, Director
- 16) Case Western Reserve University - Barbara R. Snyder, Ph.D., President
- 17) Catholic Charities Community Services Corporation - Patrick Gareau, Pres. & CEO
- 18) Chancellor University - Robert C. Daugherty, President
- 19) Cleveland Industrial Training Center, Inc. - Timothy Duffy, Executive Director
- 20) Cleveland Institute of Dental - Medical Assistants, Inc.- Beverly Davis, President
- 21) Cleveland State University - Ronald M. Berkman, Ph.D., President
- 22) Compassions Training and Awareness Center, Inc.- Edna Sutton, Executive Director
- 23) Cuyahoga Community College District - Alex Johnson, Ph.D., President
- 24) Cuyahoga Valley Career Center - Joseph Dannemiller, Executive Director
- 25) Great Lakes Truck Driving School, Inc. - Doris Young, Owner
- 26) Hamrick School - Denver Hamrick, Owner
- 27) Hondros College - Linda Schwan Hondros, Owner
- 28) Inner State Beauty School - Judson DiVencenzo, President
- 29) Kent State University - Beverly J. Warren, Ph.D., President
- 30) Lake County Community College District - Morris W. Beverage, Jr. President
- 31) Lakewood College - Tanya Haggins, Pres. & CEO
- 32) Lorain County Community College District - Roy Church, Ph.D., President
- 33) Lorain County Joint Vocational School - Glenn Faircloth, Ph.D., Superintendent
- 34) Med-Cert, Inc. - Terrence Myers, CEO
- 35) Miami-Jacobs Career College - Lynn Mizanin, Director
- 36) National College - Dennis Hirsh, Director
- 37) New Bridge Cleveland Center for Arts and Technology - Jeffrey Johnson, Executive Director
- 38) New Horizons Computer Learning Centers - Mark McManus, Jr., Pres. & CEO
- 39) Notre Dame College, The - Andrew Roth, Ph.D., President
- 40) OhioGuidestone - Richard R. Frank, Pres. & CEO
- 41) Ohio Technical College, Inc. - Marc Brenner, Owner
- 42) Phoenix Healthcare Institute, LLC - Barnes Andrew, CEO
- 43) Polaris Career Center - Gerald Lanning, Principal

- 44) Remington College - Gary Azotea, President
- 45) Root-InfoTech DBA American Logistics Group, Inc. - Cary Root, President
- 46) South University of Ohio, LLC - Scott Behmer, President
- 47) University of Akron, The - Scott L. Scarborough, Ph.D., President
- 48) Ursuline College - Sister Diana Stano, President
- 49) Vatterott Educational Centers, Inc. dba Vatterott College - Shannon McManamon, Director
- 50) Vocational Guidance Services - Robert Camden, Executive Director
- 51) Willoughby-Eastlake School of Practical Nursing - Steve Thompson, Superintendent

D. Project Status and Planning

- 1. The list of certified training provided reoccurs every three years and is updated on a monthly basis.

E. Funding

- 1. The ITA training dollars is funded 100% by Federal Workforce Investment Act

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The Department of Workforce Development, in partnership with the City of Cleveland, as designated Local Workforce Investment Area No. 3, recommending to establish a list of certified providers for occupational skills training services for the Individual Training Account System for the period 7/1/2014 to June 30, 2016.

Occupational skills training provided by several certified training providers give job seekers options to choose the best training that meet their needs and upgrade their skills so they can find unsubsidized employment.

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Other

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

Financial Information:

Funding source: Explanation:

General Fund WIA Funds

Total Amount Requested:

\$

ATTACHMENTS:

[Click to download](#)

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0201

<p>Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood</p>	<p>A Resolution authorizing amendments to various agreements with Cleveland Municipal School District for Universal Pre-Kindergarten services for the Invest in Children Program for the period 8/22/2012 - 7/31/2014 to extend the time period to 7/31/2015, to change the terms, effective 8/1/2014, and for additional funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
---	--

WHEREAS, the County Executive/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood has authorized amendments to various agreements with Cleveland Municipal School District for Universal Pre-Kindergarten services for the Invest in Children Program for the period 8/22/2012 - 7/31/2014 to extend the time period to 7/31/2015, to change the terms, effective 8/1/2014, and for additional funds; and

WHEREAS, the amendments to agreements are as follows:

- i) No. AG1200340-01 with Marion-Sterling Elementary School in the amount not-to-exceed \$48,365.32; and
- ii) No. AG1200341-01 with Tremont Montessori School in the amount not-to-exceed \$91,211.33.

WHEREAS, the primary goal of this project is to assure that children aged 3 to 5 years enrolled in a participating public or private child care center, preschool, or family child care home, receive care at a level of quality to promote development and encourage readiness to enter kindergarten; and

WHEREAS, these agreements will be funded 100% by the Health and Human Services Levy Fund; 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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby amends various agreements with Cleveland Municipal School District for Universal Pre-Kindergarten services for the Invest in Children Program for the period 8/22/2012 - 7/31/2014 to extend the time period to 7/31/2015, to change the terms, effective 8/1/2014, and for additional funds as follows:

- i) No. AG1200340-01 with Marion-Sterling Elementary School in the amount not-to-exceed \$48,365.32.
- ii) No. AG1200341-01 with Tremont Montessori School in the amount not-to-exceed \$91,211.33

SECTION 2. That the County Executive is authorized to execute the amendments and any and all documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed 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

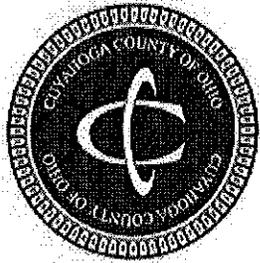
Date

Clerk of Council

Date

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

Journal _____
_____, 20__



131a-b-2

Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept. Head Name:	Rebekah Dorman
Type of Request:	Agreement/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572
SUMMARY OF REQUESTED ACTION:			
Office of Early Childhood, submitting an amendment to a agreement with Cleveland Municipal School District for Universal Pre-Kindergarten services to enter into a new contract with a time period of 08/01/2014 to 07/31/2015, and extend the time period of existing contracts to 08/22/2012 - 07/31/2015 and for original and additional funds in the amount not-to-exceed \$175,461.45. Title:			
Office of Early Childhood/Invest In Children 2014 Cleveland Municipal School District Various Amendments and Contract Universal Pre-Kindergarten Part 13 of 13A. Scope of Work Summary 1. Office of Early Childhood requesting approval of various amendments with Cleveland Municipal School District for services for the anticipated net aggregated cost of \$334,999.76 not-to-exceed. The anticipated start-completion dates are extended to 08/22/2012 through 07/31/2015.2. The primary goals of the project are to provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten. B. Procurement 1. There was no procurement method for this vendor on this project; the Cleveland Municipal School district is a public entity.2.N/A3. N/A C. Contractor and Project Information 1. The address(es) of the vendors: Cleveland Municipal School District 1111 Superior Avenue E. Suite 1800 Cleveland, Ohio 44114 Council District 72. The Chief Executive Officer for the contractor/vendor is Eric Gordon.3.a The address or location of the project is: Marion-Sterling Elementary School 3033 Central Avenue Cleveland, Ohio 44115			

Council District 8 Tremont Montessori School
2409 West 10th Street
Cleveland, Ohio 44113
Council District 7 Franklin D. Roosevelt Elementary School
800 Linn Dr.
Cleveland, Ohio 44108

Council District 7 **D. Project Status and Planning** 1. The project reoccurs annually. 2. The project's term has begun. The reason there was a delay in this request is to determine funds needed for program services. **E. Funding** 1. The project is funded 100% by the Health and Human Services Levy. 2. The schedule of payments is monthly. 3. The project is amendments to agreements. These amendments change the values and terms and are the second amendment of the agreements. The history of the amendments is:

Marion-Sterling Elementary School

Original Agreement Amount: \$22,428.00
Amendment I Amount: \$48,703.79
Amendment II Amount: \$48,365.32

Tremont Montessori School

Original Agreement Amount: \$58,301.00
Amendment I Amount: \$30,105.52
Amendment II Amount: \$91,211.33

Franklin D. Roosevelt Elementary School

Original Agreement Amount: \$35,884.80

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these agreements is to allow the Cleveland Municipal School District to provide UPK services for the 2014-2015 school year at Tremont Montessori School and Marion-Sterling Elementary School. Cleveland Municipal School District previously provided UPK services during the 2013-2014 school year. The purpose is to also allow UPK services to begin at Franklin D. Roosevelt Elementary School for the 2014-2015 school year.

Site Locations & Contact Person:

Marion-Sterling Elementary School
3033 Central Avenue
Cleveland, Ohio 44115
Contact Person: Linda King, 216-348-3779

Tremont Montessori School
2409 West 10th Street
Cleveland, Ohio 44113
Contact Person: Linda King, 216-348-3779

Franklin D. Roosevelt Elementary School
800 Linn Dr.
Cleveland, Ohio 44108
Contact Person: Linda King, 216-348-3779

Explanation for late submittal:

Late submittal due to determining funds needed for program services and to begin additional services at a new school.

Contract/Agreement Information:

Procurement Method:

Exempt from Competitive Bid Requirements

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

Increase is to provide UPK services for an additional program year.

Financial Information:

Funding source:	Explanation:
Other	HHS levy dollars

Total Amount Requested:

\$175,461.45

ATTACHMENTS:

Click to download

- [Dept. Acknowledgment](#)
- [signed UPK CMSD- Tremont Agreement Amendment#2 Evaluation](#)
- [signed 2014-15 UPK CMSD- Marion-Sterling Agreement Evaluation](#)
- [signed 2014-2015 UPK CMSD- FDR Agreement-TAB](#)
- [signed Signature of Authority- CMSD](#)
- [Certificate of Liability Insurance- CMSD](#)
- [Workers' Comp. Cert. - CMSD](#)
- [W-9 CMSD](#)
- [Auditor of State- CMSD](#)
- [Prior Reso. Nos. - Public Schools CMSD](#)
- [signed Principal Owner- CMSD](#)
- [Original Contract CMSD Tremont](#)
- [First Amendment CMSD Tremont](#)
- [First Amendment CMSD Marion-Sterling](#)
- [Original Contract CMSD Marion-Sterling](#)
- [Revised History](#)
- [Revised History](#)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Cleveland Municipal School District- Marion Sterling

Contract/Agreement No.: AG1200340-01 **Time Period:** 08/22/2012 – 07/31/2014

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$22,428.00

Prior Amendment(s) Amount(s):
Amendment I Amount: \$48,703.79

- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.



User Department
s: evaluation

05/19/14
Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Cleveland Municipal School District- Tremont

Contract/Agreement No.: AG1200341-01 **Time Period:** 08/22/2012 – 07/31/2014

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$58,301.00

Prior Amendment(s) Amount(s):
Amendment I Amount: \$30,105.52

- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.



User Department
s: evaluation

05/19/14
Date

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0202

<p>Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood</p>	<p>A Resolution authorizing an agreement with Cleveland Municipal School District – Franklin D. Roosevelt Elementary School in the amount not-to-exceed \$35,884.80 for Universal Pre-Kindergarten services for the Invest in Children Program for the period 8/1/2014 - 7/31/2015; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
---	--

WHEREAS, the County Executive/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood has recommended an award on RQ31526 to Cleveland Municipal School District – Franklin D. Roosevelt Elementary School in the amount not-to-exceed \$35,884.80 for Universal Pre-Kindergarten services for the period 8/1/2014 – 7/31/2015; and

WHEREAS, the primary goal of this project is to assure that children aged 3 to 5 years enrolled in a participating public or private child care center, preschool, or family child care home, receive care at a level of quality to promote development and encourage readiness to enter kindergarten; and

WHEREAS, this agreement will be funded 100% by the Health and Human Services Levy Fund; 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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ31526 to Cleveland Municipal School District – Franklin D. Roosevelt Elementary School in the amount not-to-exceed \$35,884.80 for Universal Pre-Kindergarten services for the period 8/1/2014 – 7/31/2015.

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

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed 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

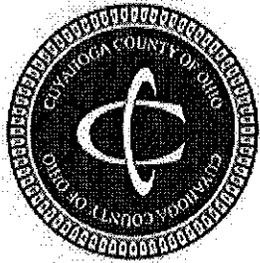
Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__



131a-b-2

Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept. Head Name:	Rebekah Dorman
Type of Request:	Agreement/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572
SUMMARY OF REQUESTED ACTION:			
Office of Early Childhood, submitting an amendment to a agreement with Cleveland Municipal School District for Universal Pre-Kindergarten services to enter into a new contract with a time period of 08/01/2014 to 07/31/2015, and extend the time period of existing contracts to 08/22/2012 - 07/31/2015 and for original and additional funds in the amount not-to-exceed \$175,461.45. Title:			
Office of Early Childhood/Invest In Children 2014 Cleveland Municipal School District Various Amendments and Contract Universal Pre-Kindergarten Part 13 of 13A. Scope of Work Summary 1. Office of Early Childhood requesting approval of various amendments with Cleveland Municipal School District for services for the anticipated net aggregated cost of \$334,999.76 not-to-exceed. The anticipated start-completion dates are extended to 08/22/2012 through 07/31/2015.2. The primary goals of the project are to provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten. B. Procurement 1. There was no procurement method for this vendor on this project; the Cleveland Municipal School district is a public entity.2.N/A3. N/A C. Contractor and Project Information 1. The address(es) of the vendors: Cleveland Municipal School District 1111 Superior Avenue E. Suite 1800 Cleveland, Ohio 44114 Council District 72. The Chief Executive Officer for the contractor/vendor is Eric Gordon.3.a The address or location of the project is: Marion-Sterling Elementary School 3033 Central Avenue Cleveland, Ohio 44115			

Council District 8 Tremont Montessori School
2409 West 10th Street
Cleveland, Ohio 44113
Council District 7 Franklin D. Roosevelt Elementary School
800 Linn Dr.
Cleveland, Ohio 44108

Council District 7 **D. Project Status and Planning** 1. The project reoccurs annually. 2. The project's term has begun. The reason there was a delay in this request is to determine funds needed for program services. **E. Funding** 1. The project is funded 100% by the Health and Human Services Levy. 2. The schedule of payments is monthly. 3. The project is amendments to agreements. These amendments change the values and terms and are the second amendment of the agreements. The history of the amendments is:

Marion-Sterling Elementary School

Original Agreement Amount: \$22,428.00
Amendment I Amount: \$48,703.79
Amendment II Amount: \$48,365.32

Tremont Montessori School

Original Agreement Amount: \$58,301.00
Amendment I Amount: \$30,105.52
Amendment II Amount: \$91,211.33

Franklin D. Roosevelt Elementary School

Original Agreement Amount: \$35,884.80

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these agreements is to allow the Cleveland Municipal School District to provide UPK services for the 2014-2015 school year at Tremont Montessori School and Marion-Sterling Elementary School. Cleveland Municipal School District previously provided UPK services during the 2013-2014 school year. The purpose is to also allow UPK services to begin at Franklin D. Roosevelt Elementary School for the 2014-2015 school year.

Site Locations & Contact Person:

Marion-Sterling Elementary School
3033 Central Avenue
Cleveland, Ohio 44115
Contact Person: Linda King, 216-348-3779

Tremont Montessori School
2409 West 10th Street
Cleveland, Ohio 44113
Contact Person: Linda King, 216-348-3779

Franklin D. Roosevelt Elementary School
800 Linn Dr.
Cleveland, Ohio 44108
Contact Person: Linda King, 216-348-3779

Explanation for late submittal:

Late submittal due to determining funds needed for program services and to begin additional services at a new school.

Contract/Agreement Information:

Procurement Method:

Exempt from Competitive Bid Requirements

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

Increase is to provide UPK services for an additional program year.

Financial Information:

Funding source:	Explanation:
Other	HHS levy dollars

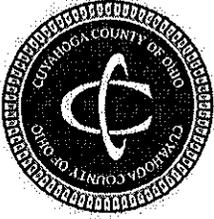
Total Amount Requested:

\$175,461.45

ATTACHMENTS:

Click to download

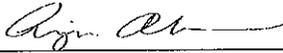
- [Dept. Acknowledgment](#)
- [signed UPK CMSD- Tremont Agreement Amendment#2 Evaluation](#)
- [signed 2014-15 UPK CMSD- Marion-Sterling Agreement Evaluation](#)
- [signed 2014-2015 UPK CMSD- FDR Agreement-TAB](#)
- [signed Signature of Authority- CMSD](#)
- [Certificate of Liability Insurance- CMSD](#)
- [Workers' Comp. Cert. - CMSD](#)
- [W-9 CMSD](#)
- [Auditor of State- CMSD](#)
- [Prior Reso. Nos. - Public Schools CMSD](#)
- [signed Principal Owner- CMSD](#)
- [Original Contract CMSD Tremont](#)
- [First Amendment CMSD Tremont](#)
- [First Amendment CMSD Marion-Sterling](#)
- [Original Contract CMSD Marion-Sterling](#)
- [Revised History](#)
- [Revised History](#)



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Cleveland Municipal School District
Principal Owner's Name (The legal name of the owner/s of the business):	Eric S. Gordon
Owner/Officer's Title:	CEO
Business Address:	1380 East Sixth Street, Cleveland, OH 44114
Phone Number:	216-348-3779
Name of Person Completing Form:	Anju Abdullah
Signature:	
Title:	Program Officer 2

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the Debarment/Suspension lists on the Cuyahoga County Inspector General's website and the Debarment/Suspension lists did not contain the above detailed vendor and/or principal owner.

Signature: _____  _____ Date: 06/05/14

Printed Name: Anju Abdullah

Inspector General "Registered Contractor" Number: 12-0887

Cuyahoga County
(Principal Owner Form, 02-05-14)

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0203

<p>Sponsored by: County Executive FitzGerald on behalf of Cuyahoga County Court of Common Pleas/Juvenile Division</p>	<p>A Resolution authorizing an amendment to Master Contract No. CE1300268-01 for residential treatment services for the period 2/1/2013 - 1/31/2015 to change the total amount not-to-exceed from \$3,850,000.00 to \$6,950,000.00, to authorize funding decreases and/or increases with various previously approved providers and to terminate Contract No. CE1300268-05 with Catholic Charities Corporation dba Parmadale, effective 3/1/2014; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
--	---

WHEREAS, the County Executive on behalf of Cuyahoga County Court of Common Pleas/Juvenile Division has recommended an amendment to Master Contract No. CE1300268-01 for residential treatment services for the period 2/1/2013 - 1/31/2015 to change the total amount not-to-exceed from \$3,850,000.00 to \$6,950,000.00, to authorize funding decreases and/or increases with various previously approved providers and to terminate Contract No. CE1300268-05 with Catholic Charities Corporation dba Parmadale, effective 3/1/2014; and

WHEREAS, funding decreases and/or increases are for the following approximate amounts reasonably anticipated to be:

- a) No. CE1300268-01 with Applewood Centers, Inc. in the amount of \$50,000.00.
- b) No. CE1300268-02 with Beech Brook in the amount of \$0.00.
- c) No. CE1300268-03 with Bellefaire Jewish Children's Bureau in the amount of \$150,000.00.
- d) No. CE1300268-04 with Carrington Youth Academy, LLC in the amount of \$0.00.
- e) No. CE1300268-06 with Cleveland Christian Home Incorporated in the amount of \$150,000.00.

- f) No. CE1300268-07 with Cornell Abraxas Group, Inc. in the amount of \$150,000.00.
- g) No. CE1300268-08 with The Glen Mills Schools in the amount of \$800,000.00.
- h) No. CE1300268-09 with Ohio Guidestone in the amount of \$175,000.00.
- i) No. CE1300268-10 with The House of Emmanuel, Inc. in the amount of \$0.00.
- j) No. CE1300268-11 with Keystone Richland Center, LLC dba Foundations for Living in the amount of \$325,000.00.
- k) No. CE1300268-12 with New Directions, Inc. in the amount of \$0.00.
- l) No. CE1300268-13 with Safe House Ministries, Inc. in the amount of \$50,000.00.
- m) Contract No. CE1300268-14 with The Village Network in the amount of \$285,000.00.
- n) No. CE1300268-15 with Central Ohio Youth Center in the amount of \$0.00.
- o) No. CE1300268-16 with Community Specialists Corporation dba The Academy in the amount of \$260,000.00.
- p) No. CE1300268-17 with George Junior Republic in Pennsylvania in the amount of \$0.00.
- q) No. CE1300268-18 with Muskegon River Youth Homes in the amount of \$105,000.00.
- r) No. CE1300268-19 with Rite of Passage, Inc. in the amount of \$100,000.00.
- s) No. CE1300268-20 with Summit School, Inc. dba Summit Academy in the amount of \$500,000.00.

WHEREAS, the primary goal of this project is to implement a comprehensive program to provide a wide range of services to the Juvenile Court's delinquent youth population in a series of residential programs. Youth referred to this program will have demonstrated unsuccessful participation and/or completion in other community-based programs; and

WHEREAS, this project is funded 100% by the Health and Human Services Levy; 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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby authorizes an amendment to Master Contract No. CE1300268-01 for residential treatment services for the period 2/1/2013 - 1/31/2015 to change the total amount not-to-exceed from \$3,850,000.00 to \$6,950,000.00, to authorize funding decreases and/or increases with various previously approved providers and to terminate Contract No. CE1300268-05 with Catholic Charities Corporation dba Parmadale, effective 3/1/2014.

SECTION 2. That funding decreases and/or increases are for the following approximate amounts reasonably anticipated to be:

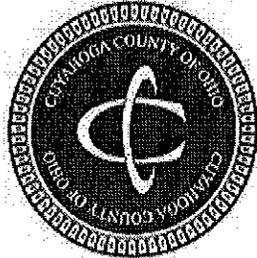
- a) No. CE1300268-01 with Applewood Centers, Inc. in the amount of \$50,000.00.
- b) No. CE1300268-02 with Beech Brook in the amount of \$0.00.
- c) No. CE1300268-03 with Bellefaire Jewish Children's Bureau in the amount of \$150,000.00.
- d) No. CE1300268-04 with Carrington Youth Academy, LLC in the amount of \$0.00.
- e) No. CE1300268-06 with Cleveland Christian Home Incorporated in the amount of \$150,000.00.
- f) No. CE1300268-07 with Cornell Abraxas Group, Inc. in the amount of \$150,000.00.
- g) No. CE1300268-08 with The Glen Mills Schools in the amount of \$800,000.00.
- h) No. CE1300268-09 with Ohio Guidestone in the amount of \$175,000.00.
- i) No. CE1300268-10 with The House of Emmanuel, Inc. in the amount of \$0.00.

- j) No. CE1300268-11 with Keystone Richland Center, LLC dba Foundations for Living in the amount of \$325,000.00.
- k) No. CE1300268-12 with New Directions, Inc. in the amount of \$0.00.
- l) No. CE1300268-13 with Safe House Ministries, Inc. in the amount of \$50,000.00.
- m) No. CE1300268-14 with The Village Network in the amount of \$285,000.00.
- n) No. CE1300268-15 with Central Ohio Youth Center in the amount of \$0.00.
- o) No. CE1300268-16 with Community Specialists Corporation dba The Academy in the amount of \$260,000.00.
- p) No. CE1300268-17 with George Junior Republic in Pennsylvania in the amount of \$0.00.
- q) No. CE1300268-18 with Muskegon River Youth Homes in the amount of \$105,000.00.
- r) No. CE1300268-19 with Rite of Passage, Inc. in the amount of \$100,000.00.
- s) No. CE1300268-20 with Summit School, Inc. dba Summit Academy in the amount of \$500,000.00.

SECTION 3. That the County Executive is authorized to execute the amendment and all other documents consistent with this Resolution.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. 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



121a-5-2

Item Details:

Agency/Dept. Name:	Juvenile Court	Agency/Dept. Head Name:	Marita Kavalec
Type of Request:	Contract/Amendment		
Request Prepared by:	Sarah Baker	Telephone No.	443-8268

SUMMARY OF REQUESTED ACTION:

A. Scope of Work Summary 1. Juvenile Court is requesting approval of a Master Contract Amendment for Residential Treatment Services for the time period of February 1, 2013 through January 31, 2015, to increase the funds in the amount of \$3,100,000.00 and to remove the vendor Catholic Charities Corporation from the Contract. Juvenile Court currently contracts with the following vendors: Applewood Centers, Inc. Beech Brook Bellefaire Jewish Children's Bureau Carrington Youth Academy, LLC Cleveland Christian Home, Inc. Cornell Abraxas Group, Inc. The Glen Mills Schools Ohio Guidestone The House of Emmanuel, Inc. Keystone Richland Center, LLC dba Foundations for Living New Directions, Inc. Safe House Ministries, Inc. The Village Network Central Ohio Youth Center Community Specialists Corporation dba The Academy George Junior Republic in Pennsylvania Muskegon River Youth Homes Rite of Passage, Inc. Summit School, Inc. dba Summit Academy 2. The primary goal of this project is to implement a comprehensive program to provide a wide range of services to the Juvenile Court's delinquent youth population in a series of residential programs. Youth referred to this program will have demonstrated unsuccessful participation and/or completion in other community-based programs. 3. N/A

B. Procurement 1. The procurement method for the original project was an alternative procurement process and an exemption from the aggregation of contracts. An RFP was originally done for those services and the Court then chose to utilize this alternative procurement method to enter into a Master Contracts for these services. The Court then issued a RFP to procure new and additional vendors for these services that could be added onto the Master Contract Amendment. 2. The original procurement method was closed on December 8, 2011. There was no SBE goal for this project. The second RFP that was utilized to add in additional vendors for this service was closed on November 13, 2013 and there was no SBE goal. 3. At the time of the original RFP, there were a total of sixteen (16) proposals submitted for review. The proposals were reviewed and fourteen

(14) vendors were selected, as they all met requirements of the RFP. This alternative procurement process will allow us to enter into Master Contracts with the prior fourteen (14) vendors previously selected. At the time of the second RFP process, there was a total of thirteen (13) proposals submitted for review. The proposals were reviewed and the Court chose to contract with six (6) new vendors and to allow two (2) current vendors to add on additional programs. The rest of the proposals were submitted by current vendors who submitted for the exact same program that they already have a contract for, therefore, the proposals were unnecessarily submitted. **C. Contractor and Project Information** 1. The address of the vendors and/or contractor is: a. Applewood Centers, Inc. 10427 Detroit Avenue Cleveland, Ohio 44102 Council District: 3 b. Beech Brook 3737 Lander Road Pepper Pike, Ohio 44124 Council District: 9 c. Bellefaire Jewish Children's Bureau 22001 Fairmount Boulevard Shaker Heights, Ohio 44118 Council District: 9 d. Carrington Youth Academy, LLC 2114 Noble Road Cleveland, Ohio 44112 Council District: 10 e. Cleveland Christian Home, Inc. 2202 Prame Avenue Cleveland, Ohio 44109 Council District: 3 f. Cornell Abraxas Group, Inc. 2840 Liberty Avenue Suite 300 Pittsburgh, Pennsylvania 15222 Council District: N/A g. The Glen Mills Schools P.O. Box 5001 Concordville, Pennsylvania 19331 Council District: N/A h. Ohio Guidestone 202 East Bagley Road Berea, Ohio 44107 Council District: 5 i. The House of Emmanuel, Inc. 1946 N. 13th Street Suite 380 Toledo, Ohio 43604 Council District: N/A j. Keystone Richland Center, LLC dba Foundations for Living 1451 Lucas Road Mansfield, Ohio 44903 Council District: N/A k. New Directions, Inc. 30800 Chagrin Boulevard Cleveland, Ohio 44124 Council District: 9 l. Safe House Ministries, Inc. 100 Broadway Avenue Youngstown, Ohio 44505 Council District: N/A m. The Village Network P.O. Box 518 Smithville, Ohio 44677 Council District: N/A n. Central Ohio Youth Center 18100 State Route 4 Marysville, Ohio 43040 Council District: N/A o. Community Specialists dba The Academy 900 Agnew Road Pittsburgh, PA 15227 Council District: N/A p. George Junior Republic in Pennsylvania P.O. Box 1058, 233 George Junior Road Grove City, PA 16127 Council District: N/A q. Muskegon River Youth Homes 3030 Long Lane Ewart, Michigan 49631 Council District: N/A r. Rite of Passage, Inc. 2560 Business Parkway Suite A Minden, Nevada 89423 Council District: N/A s. Summit School, Inc. dba Summit Academy 839 Herman Road Herman, PA 16039 Council District: N/A 2. Executive Director of Applewood Centers, Inc. is Melanie Falls Executive Director of Beech Brook is Debra Rex Executive Director of Bellefaire Jewish Children's Bureau is Adam Jacobs Principal owner of Carrington Youth Academy, LLC is Bernard Pawlikowsky Executive Director of The Cleveland Christian Home Incorporated is David Lundeen Senior Vice Presidents of Cornell Abraxas Group, Inc. is Jon Swatsburg & Benjamin Erwin Executive Director of The Glen Mills Schools is Garrison Ipock, Jr. The President and CEO of Ohio Guidestone is Richard Frank Vice President, Operations of The House of Emmanuel, Inc. is Marcus Goodwin Executive Director of Keystone Richland Center, LLC dba Foundations for Living is Connie Rebane Executive Director of New Directions, Inc. Michael Matoney The Administrator of Safe House Ministries, Inc. is TJ Perkins The President/CEO of The Village Network is Richard Graziano The Superintendent of Central Ohio Youth Center is Victoria M. Jordan The Executive Director of Community Specialists Corporation dba The Academy is Frank Wentzel The Chief Executive Officer of George Junior Republic in Pennsylvania is Richard L. Losasso The CEO of Muskegon River Youth Homes is Ronald D. Hunter The CEO of Rite of Passage, Inc. is S. James Broman The Executive Director of Summit School, Inc. DBA Summit Academy is John D. McCloud 3.a The address or location of the project is: a. Applewood Centers, Inc. 10427 Detroit

Avenue Cleveland, Ohio 44102 Council District: 3 b. Beech Brook 3737 Lander Road Pepper Pike, Ohio 44124 Council District: 9 c. Bellefaire Jewish Children's Bureau 22001 Fairmount Boulevard Shaker Heights, Ohio 44118 Council District: 9 d. Carrington Youth Academy, LLC 2114 Noble Road Cleveland, Ohio 44112 Council District: 10 e. Cleveland Christian Home, Inc. 2202 Prame Avenue Cleveland, Ohio 44109 Council District: 3 f. Cornell Abraxas Group, Inc. 2840 Liberty Avenue Suite 300 Pittsburgh, Pennsylvania 15222 Council District: N/A g. The Glen Mills Schools P.O. Box 5001 Concordville, Pennsylvania 19331 Council District: N/A h. Ohio Guidestone 202 East Bagley Road Berea, Ohio 44107 Council District: 5 i. The House of Emmanuel, Inc. 1946 N. 13th Street Suite 380 Toledo, Ohio 43604 Council District: N/A j. Keystone Richland Center, LLC dba Foundations for Living 1451 Lucas Road Mansfield, Ohio 44903 Council District: N/A k. New Directions, Inc. 30800 Chagrin Boulevard Cleveland, Ohio 44124 Council District: 9 l. Safe House Ministries, Inc. 100 Broadway Avenue Youngstown, Ohio 44505 Council District: N/A m. The Village Network P.O. Box 518 Smithville, Ohio 44677 Council District: N/A n. Central Ohio Youth Center 18100 State Route 4 Marysville, Ohio 43040 Council District: N/A o. Community Specialists dba The Academy 900 Agnew Road Pittsburgh, PA 15227 Council District: N/A p. George Junior Republic in Pennsylvania P.O. Box 1058, 233 George Junior Road Grove City, PA 16127 Council District: N/A q. Muskegon River Youth Homes 3030 Long Lane Ewart, Michigan 49631 Council District: N/A r. Rite of Passage, Inc. 246 Bonham Road Cincinnati, Ohio 45215 Council District: N/A s. Summit School, Inc. dba Summit Academy 839 Herman Road Herman, PA 16039 Council District: N/A" 3.b. N/A

D. Project Status and Planning

1. The project is an ongoing project for the Court. 2. N/A 3. N/A 4. N/A 5. N/A

E. Funding
 1. The project is 100% funded by General Funds. 2. The schedule of payments is by invoice on a monthly basis. 3. This project is an amendment to a Master Contract. This amendment will be increasing the funds and will also remove Catholic Charities Corporation from the Contract. This is the second amendment to the contract. The first amendment increased the funds and added in six (6) additional vendors for services.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary goal of this project is to implement a comprehensive program to provide a wide range of services to the Juvenile Court's delinquent youth population in a series of residential programs. Youth referred to this program will have demonstrated unsuccessful participation and/or completion in other community-based programs.

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Other

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

Increased use of the service.

Financial Information:

Funding source:

General Fund

Explanation:

100% General Funds

Total Amount Requested:

\$3,100,000.00

ATTACHMENTS:

Click to download

- [Justification](#)
- [Justification Approval](#)
- [Applewood Department Acknowledgement](#)
- [Applewood Signature AUthorization](#)
- [Applewood Certificate of Liability Insurance](#)
- [Applewood Worker's Compensation](#)
- [Applewood Principal Owner](#)
- [Applewood W9](#)
- [Applewood Auditor of State](#)
- [Applewood Evaluation](#)
- [Beech Brook Department Acknowledgement](#)
- [Beech Brook Signature Authorization](#)
- [Beech Brook Certificate of Liability Insurance](#)
- [Beech Brook Worker's Compensation](#)
- [Beech Brook Principal Owner](#)
- [Beech Brook W9](#)
- [Beech Brook Auditor of State](#)
- [Beech Brook Evaluation](#)
- [Bellefaire JCB Department Acknowledgement](#)
- [Bellefaire JCB Signature Authroization](#)
- [Bellefaire JCB Certificate of Liability Insurance](#)
- [Bellefaire JCB Worker's Compensation](#)
- [Bellefaire JCB Principal Owner](#)
- [Bellefaire JCB W9](#)
- [Bellefaire JCB Auditor of State](#)
- [Bellefaire JCB Evaluation](#)
- [Carrington Department Acknowledgement](#)
- [Carrington Signature Authorization](#)
- [Carrington Certificate of Liability Insurance](#)
- [Carrington Worker's Compensation](#)
- [Carrington Principal Owner](#)
- [Carrington W9](#)
- [Carrington Auditor of Staet](#)
- [Carrington Evaluation](#)
- [Cleveland Christian Department Acknowledgement](#)
- [Cleveland Christian Signature Authorization](#)
- [Cleveland Christian Certificate of Liability Insurance](#)
- [Cleveland Christian Worker's Compensation](#)
- [Cleveland Christian Principal Owner](#)
- [Cleveland Christian W9](#)
- [Cleveland Christian Auditor of State](#)
- [Cleveland Christian Evaluation](#)
- [Cornell Abraxas Department Acknowledgement](#)
- [Cornell Abraxas Signature Authorization](#)
- [Cornell Abraxas Certificate of Liability Insurance](#)
- [Cornell Abraxas Worker's Compensation](#)
- [Cornell Abraxas Principal Owner](#)
- [Cornell Abraxas W9](#)
- [Cornell Abraxas Auditor of State](#)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Applewood Centers, Inc.

Contract/Agreement No.: CE1300268-01 **Time Period:** 2/1/13-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$5,000.00

Prior Amendment(s) Amount(s): \$5,000.00

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, no youth have been referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this time, no youth have been referred to this vendor for services.

Sarah Baker
User Department

7/8/14
Date

s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Applewood Centers, Inc.
Principal Owner's Name (The legal name of the owner/s of the business):	This is a non-profit. The Executive Director is Melanie K. Falls
Owner/Officer's Title:	Executive Director
Business Address:	10427 Detroit Avenue, Cleveland, Ohio 44102-1645
Phone Number:	(216) 696-6874
Name of Person Completing Form:	Melanie K. Falls, LISW-S, LICDC
Signature:	<i>Melanie K. Falls</i>
Title:	Executive Director

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: *Saran Baker*

Date: 4/12/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 12-0518

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Beech Brook

Contract/Agreement No.: CE1300268-02 **Time Period:** 2/1/13-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$50,000.00

Prior Amendment(s) Amount(s): \$40,000.00

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, five (5) youth have been referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: The vendor has done well with the youth that have been referred to their agency.

Sarah Baker
User Department

7/8/14
Date

s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Beech Brook
Principal Owner's Name (The legal name of the owner/s of the business):	Debra Rex
Owner/Officer's Title:	President / Chief Executive Officer
Business Address:	3737 Lander Rd Cleveland, OH 44124
Phone Number:	(216) 831-2255
Name of Person Completing Form:	Debra Rex
Signature:	<i>Debra Rex</i>
Title:	President / CEO

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: *Saran Baker*

Date: 7/7/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 12-0604

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Bellefaire Jewish Children's Bureau

Contract/Agreement No.: CB1300268-03 **Time Period:** 2/1/13-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$50,000.00

Prior Amendment(s) Amount(s): \$25,000.00

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, five (5) youth have been referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

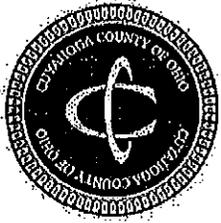
- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: The vendor has done well with the youth that have been referred to their agency.

Marla Bales
User Department

7/8/14
Date

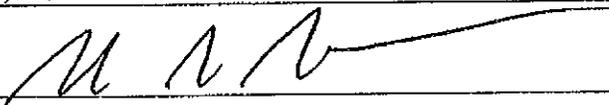
s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Bellefaire Jewish Children's Bureau
Principal Owner's Name (The legal name of the owner/s of the business):	This is a non-profit. The President is Adam G. Jacobs.
Owner/Officer's Title:	President
Business Address:	22001 Fairmount Boulevard, Shaker Heights, Ohio 44118-4819
Phone Number:	(216) 320-8222
Name of Person Completing Form:	Adam G. Jacobs, Ph.D.
Signature:	
Title:	President

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: Saran Baker

Date: 6/19/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 12-0611

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Carrington Youth Academy, LLC

Contract/Agreement No.: CE1300268-04 **Time Period:** 2/1/13-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$5,000.00

Prior Amendment(s) Amount(s): \$5,000.00

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, no youth were referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

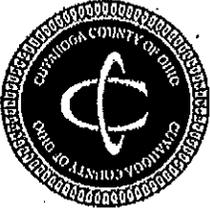
- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, no youth have been referred to this vendor for this service.

Darab Baker
User Department

7/11/14
Date

8: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Carrington Youth Academy, LLC
Principal Owner's Name (The legal name of the owner/s of the business):	Bernard F. Pawlikowsky
Owner/Officer's Title:	Administrator
Business Address:	2114 Noble Road, Cleveland, Ohio 44112
Phone Number:	216-570-5564
Name of Person Completing Form:	Rebecca Meyer
Signature:	<i>Rebecca Meyer</i>
Title:	Executive Assistant and Clients' Rights Officer

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: *Sarah Baker*

Date: 7/7/14

Printed Name: Sarah Baker

Inspector General Vendor ID#: 12-0746

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: The Cleveland Christian Home, Inc.

Contract/Agreement No.: CE1300268-06 **Time Period:** 2/1/13-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$120,000.00

Prior Amendment(s) Amount(s): \$75,000.00

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, four (4) youth were referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, four (4) youth have been referred to this vendor for this service.

Sarah Baker
User Department

7/11/14
Date

s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	The Cleveland Christian Home, Inc.
Principal Owner's Name (The legal name of the owner/s of the business):	non-profit
Owner/Officer's Title:	CEO James McCafferty
Business Address:	1400 W. 25 th St. 2nd Fl. Cleveland, OH 44113
Phone Number:	(216) 671-0977
Name of Person Completing Form:	James McCafferty
Signature:	<i>James McCafferty</i>
Title:	CEO

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: Saran Baker

Date: 7/11/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 12-0940

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Cornell Abraxas Group, Inc.

Contract/Agreement No.: CE1300268-07 **Time Period:** 2/1/13-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$310,000.00

Prior Amendment(s) Amount(s): \$180,000.00

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, forty eight (48) youth were referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, forty eight (48) youth have been referred to this vendor for this service.

Sarah Baker
User Department

7/11/14
Date



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Cornell Abraxas Group, Inc.
Principal Owner's Name (The legal name of the owner/s of the business):	*Publically traded company, no individual owns *See attached Board of Directors List
Owner/Officer's Title:	
Business Address:	
Phone Number:	
Name of Person Completing Form:	Joseph Semulka
Signature:	
Title:	Divisional Vice President

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: Saran Baker

Date: 7/7/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 12-0048

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: The Glen Mills Schools	
Contract/Agreement No.: CE1300268-08	Time Period: 2/1/13-1/31/15
Service Description: Residential Treatment Services	
Original Contract/Agreement Amount: \$830,000.00	
Prior Amendment(s) Amount(s): \$730,000.00	

Performance Indicators:

1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, forty three (43) youth were referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

Superior
 Above Average
 Average
 Below Average
 Poor

Justification of Rating: At this point in time, forty three (43) youth have been referred to this vendor for this service.

Darwin Baker
User Department

7/11/14
Date

sr: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	The Glen Mills Schools
Principal Owner's Name (The legal name of the owner/s of the business):	Managed by Board NO Principal Owner
Owner/Officer's Title:	SEE ATTACHED LIST of Board Members
Business Address:	185 Glen Mills Road Glen Mills Pa. 19342
Phone Number:	610-459-8100
Name of Person Completing Form:	Richard Danelutti
Signature:	
Title:	Comptroller

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

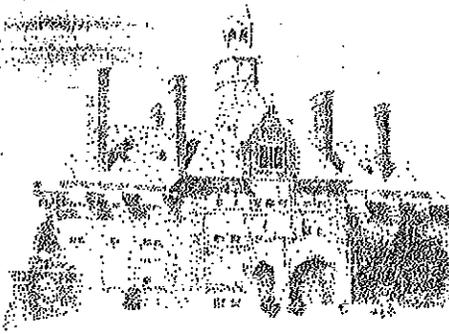
Signature: Saran Baker

Date: 7/8/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 12-1375

Cuyahoga County
(Principal Owner Form, 1-30-14)



GLEN MILLS SCHOOLS
Service to youth since 1826

Dr. Randy A. Ireson
Executive Director

BOARD OF MANAGERS
JUNE 30, 2014

Frank Albero	Curtis Johnson, President
Scott Booth	F. Joseph Loeper
Ruth Leach, Secretary	T. R. Pilot, Treasurer
Frank Davis, Vice-President	Curtis Reitz
Harvey Ellis, Assistant Treasurer	Jack Ruane
Sharon Esterly, Assistant Secretary	Carolyn Seagraves, Vice-President
Robert Glendenning	John T. Shields
Joseph Hand Jr.	Gil Spencer
Mitzi Hepps	Phillip Tordello
Vance Hudson	Gerald Uniacke
Will Carr	

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Ohio Guidestone	
Contract/Agreement No.: CE1300268-09	Time Period: 2/1/13-1/31/15
Service Description: Residential Treatment Services	
Original Contract/Agreement Amount: \$140,000.00	
Prior Amendment(s) Amount(s): \$100,000.00	

Performance Indicators: 1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program. 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program. 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program. 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program. 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility. 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.
--

Actual performance versus performance indicators (include statistics): During the time frame of the contract, eleven (11) youth were referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

Superior
 Above Average
 Average
 Below Average
 Poor

Justification of Rating: At this point in time, eleven (11) youth have been referred to this vendor for this service.
--

Saran Baker
User Department

7/11/14
Date

s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	OhioGuidestone
Principal Owner's Name (The legal name of the owner/s of the business):	David Zentkovich
Owner/Officer's Title:	Chairperson, Board of Directors
Business Address:	202 East Bagley Road Berea, Ohio 44017
Phone Number:	440/234-2006
Name of Person Completing Form:	Joseph Ziegler
Signature:	
Title:	VP Finance & Administration

If there is more than one (1) principal owner, please complete information for that / those person(s) as well.
If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the Debarment/Suspension lists on the Cuyahoga County Inspector General's website and the Debarment/Suspension lists did not contain the above detailed vendor and/or principal owner.

Signature: Saran Baker Date: 6/2/14

Printed Name: Saran Baker

Inspector General "Registered Contractor" Number: 12-0610

Cuyahoga County
(Principal Owner Form, 02-05-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: The House of Emmanuel, Inc.

Contract/Agreement No.: CE1300268-10 **Time Period:** 2/1/13-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$5,000.00

Prior Amendment(s) Amount(s): \$5,000.00

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, no youth were referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, no youth have been referred to this vendor for this service.

Sarah Balew
User Department

7/11/14
Date

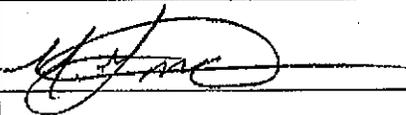
s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	THE HOUSE OF EMMANUEL, INC
Principal Owner's Name (The legal name of the owner/s of the business):	WARWICK GOODWIN, 501(C)(3) ORGANIZATION
Owner/Officer's Title:	PRESIDENT/FOUNDER
Business Address:	350 S. IRWIN RD, HOLLAND OHIO 43528
Phone Number:	419-865-2730
Name of Person Completing Form:	MARCUS GOODWIN
Signature:	
Title:	VICE PRESIDENT

If there is more than one (1) principal owner, please complete information for that / those person(s) as well.
If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: Saran Baker

Date: 7/16/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 12-0238

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Keystone Richland Center, LLC.dba Foundations for Living

Contract/Agreement No.: CE1300268-11 **Time Period:** 2/1/13-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$225,000.00

Prior Amendment(s) Amount(s): \$250,000.00

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, fifteen (15) youth were referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, fifteen (15) youth have been referred to this vendor for this service.

Sarah Baker
User Department

7/18/14
Date

ss: evaluation

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Keystone Richland Center, LLC dba Foundations for Living

Contract/Agreement No.: CE1300268-11 **Time Period:** 2/1/13-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$225,000.00

Prior Amendment(s) Amount(s): \$250,000.00

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, fifteen (15) youth were referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, fifteen (15) youth have been referred to this vendor for this service.

Sarah Baker
User Department

7/18/14
Date

ss: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Keystone Richland Center, LLC.; dba: Foundations For Living
Principal Owner's Name (The legal name of the owner/s of the business):	Universal Health Services, Inc., Alan Miller, Chairman of Board
Owner/Officer's Title:	Connie Z. Rebanc, Chief Operating Officer/Managing Director
Business Address:	1451 Lucas Road, Mansfield, Ohio 44903
Phone Number:	419-589-5511
Name of Person Completing Form:	Connie Z. Rebanc
Signature:	
Title:	Chief Operating Officer/Managing Director

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: Saran Baker

Date: 7/16/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 12-0229

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: New Directions, Inc.

Contract/Agreement No.: CE1300268-12 **Time Period:** 2/1/13-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$5,000.00

Prior Amendment(s) Amount(s): \$5,000.00

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, no youth were referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, no youth have been referred to this vendor for this service.

Sarah Baker
User Department

7/11/14
Date

ss: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	New Directions, Inc.
Principal Owner's Name (The legal name of the owner/s of the business):	Non-Profit CEO Mike Matoney
Owner/Officer's Title:	CEO
Business Address:	30800 Chagrin Blvd., Cleveland, Ohio 44124
Phone Number:	(216) 591-0324 x211
Name of Person Completing Form:	Sarah Baker
Signature:	<i>Sarah Baker</i>
Title:	Program Planner

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: *Sarah Baker*

Date: 7/11/14

Printed Name: Sarah Baker

Inspector General Vendor ID#: 12-2017

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Safehouse Ministries, Inc.

Contract/Agreement No.: CE1300268-13 **Time Period:** 2/1/13-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$5,000.00

Prior Amendment(s) Amount(s): \$5,000.00

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, two (2) youth were referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, two (2) youth have been referred to this vendor for this service.

Diana O. Baker
User Department

7/14/14
Date

s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	SAFESHOWE, RSO
Principal Owner's Name (The legal name of the owner/s of the business):	ROBERT DENOV
Owner/Officer's Title:	CEO
Business Address:	100 BROADWAY AVE; Youngstown, OH 44505
Phone Number:	330-743-9595
Name of Person Completing Form:	R. Reed Brown
Signature:	<i>R. Reed Brown</i>
Title:	CLINICAL COORDINATOR

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: Saran Baker

Date: 7/16/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 12-2454

Cuyahoga County
(Principal Owner Form, I-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: The Village Network	
Contract/Agreement No.: CE1300268-14	Time Period: 2/1/13-1/31/15
Service Description: Residential Treatment Services	
Original Contract/Agreement Amount: \$415,000.00	
Prior Amendment(s) Amount(s): \$125,000.00	

Performance Indicators:

1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, nineteen (19) youth were referred to this vendor for traditional residential treatment services.

Rating of Overall Performance of Contractor (Check One):

Superior
 Above Average
 Average
 Below Average
 Poor

Justification of Rating: At this point in time, nineteen (19) youth have been referred to this vendor for this service.

Sarahs Bareis
User Department

7/14/14
Date

s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	THE VILLAGE NETWORK
Principal Owner's Name (The legal name of the owner/s of the business):	RICHARD GRAZIANO, PRESIDENT/CEO LYNN MOOMAW, BOARD CHAIR DOUG MILL, BOARD VICE CHAIR
Owner/Officer's Title:	CHERYL LOFF, SECRETARY DUSTIN HOSTETLER, TREASURER
Business Address:	PO BOX 518 SMITHVILLE OH 44677
Phone Number:	330-264-3232
Name of Person Completing Form:	WENDI WARREN
Signature:	<i>Wendi Warren</i>
Title:	CONTRACT COORDINATOR

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: *Saran Baker*

Date: 6/5/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 12-2715

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM

(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Central Ohio Youth Center

Contract/Agreement No.: CE1300268-15 **Time Period:** 2/1/14-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$5,000.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, there have been no youth referred to this vendor for services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, no youth have been referred to this vendor for services.

Sarah Baker
User Department

7/14/14
Date

s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Five County Joint Juvenile Detention Center (Central Ohio Town Center)
Principal Owner's Name (The legal name of the owner/s of the business):	Champaign, Delaware, Madison, Logan and Union County's
Owner/Officer's Title:	Joint Board of County Commissioners
Business Address:	18100 State Route 4, Marysville, Ohio 43040
Phone Number:	937-642-1015
Name of Person Completing Form:	Tami Sowder
Signature:	<i>Tami Sowder</i>
Title:	Business Administrator

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: *Saran Baker*

Date: 7/14/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 14-0004

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Community Specialists Corporation dba The Academy

Contract/Agreement No.: CE1300268-16 **Time Period:** 2/1/14-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$5,000.00

Prior Amendment(s) Amount(s): N/A

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, there have been no youth referred to this vendor for services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, no youth have been referred to this vendor for services.

Darab Bales
User Department

7/14/14
Date

s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Community Specialists Corporation, d/b/a The Academy
Principal Owner's Name (The legal name of the owner/s of the business):	N/A - This is a non-profit organization. As such, there are no owners.
Owner/Officer's Title:	N/A - This is a non-profit organization. As such, there are no owners.
Business Address:	900 Agnew Road, Pittsburgh, PA 15227
Phone Number:	412-885-5200
Name of Person Completing Form:	Leo Robert
Signature:	<i>Leo Robert</i>
Title:	Director of Financial Operations

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: *Saran Baker*

Date: 7/8/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 13-04810

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: George Junior Republic in Pennsylvania	
Contract/Agreement No.: CB1300268-17	Time Period: 2/1/14-1/31/15
Service Description: Residential Treatment Services	
Original Contract/Agreement Amount: \$5,000.00	
Prior Amendment(s) Amount(s): N/A	

Performance Indicators:

1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, there have been no youth referred to this vendor for services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, no youth have been referred to this vendor for services.

Dana Roberts
User Department

7/14/14
Date

s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	George Junior Republic in Pennsylvania
Principal Owner's Name (The legal name of the owner/s of the business):	Non-Profit Corporation
Owner/Officer's Title:	Richard L. Losasso, Chief Executive Officer
Business Address:	233 George Junior Road, P. O. Box 1058, Grove City, PA 16127
Phone Number:	724-458-9330 x2201
Name of Person Completing Form:	Richard L. Losasso
Signature:	<i>Richard L. Losasso</i>
Title:	Chief Executive Officer

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: *Saran Baker*

Date: 7/9/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 12-131010

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Muskegon River Youth Homes

Contract/Agreement No.: CB1300268-18 **Time Period:** 2/1/14-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$5,000.00

Prior Amendment(s) Amount(s): N/A

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, there have been no youth referred to this vendor for services.

Rating of Overall Performance of Contractor (Check One):

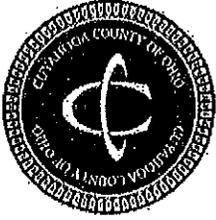
- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, no youth have been referred to this vendor for services.

Sarah Baker
User Department

7/15/14
Date

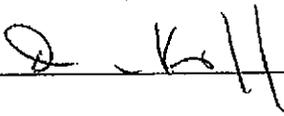
s: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Muskegon River Youth Home Inc.
Principal Owner's Name (The legal name of the owner/s of the business):	Ronald D Hunter
Owner/Officer's Title:	CEO
Business Address:	PO Box 956 Ewart, MI 49631
Phone Number:	231-734-6254
Name of Person Completing Form:	Dawn Kruthoff
Signature:	
Title:	Director

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: Saran Baker

Date: 7/14/14

Printed Name: Saran Baker

Inspector General Vendor ID#: 1370467

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Rite of Passage, Inc.

Contract/Agreement No.: CE1300268-19 **Time Period:** 2/1/14-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$5,000.00

Prior Amendment(s) Amount(s): N/A

- Performance Indicators:**
1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
 2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
 3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
 4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
 5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
 6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, there have been no youth referred to this vendor for services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, no youth have been referred to this vendor for services.

Saravakal
User Department

7/15/14
Date

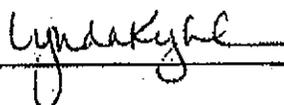
si: evaluation



Principal Owner Form

(Required Document for Award Recommendations/Purchases)

VENDOR: Please complete the following information and return it to the Cuyahoga County "Requestor"

Company Name (Legal name of the business):	Rite of Passage, Inc.
Principal Owner's Name (The legal name of the owner/s of the business):	Corporate owned
Owner/Officer's Title:	Ski James Broman- President/ CEO
Business Address:	2560 Business Parkway Suite A Minden, NV 89423
Phone Number:	(775) 267-9411
Name of Person Completing Form:	Lynda Kyhl
Signature:	
Title:	Business Manager

If there is more than one (1) principal owner, please complete information for that / those person(s) as well. If a corporation, please identify the CEO, President or other officers of the Corporation representing shareholders.

CUYAHOGA COUNTY STAFF:

I certify that I have checked the debarment list on the Cuyahoga County Inspector General's website and the debarment list did not contain the above detailed vendor and/or principal owner.

Signature: Saran Baker

Date: 7/7/14

Printed Name: Saran Baker

Inspector General Vendor ID#: B-0017

Cuyahoga County
(Principal Owner Form, 1-30-14)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Summit School, Inc. dba Summit Academy

Contract/Agreement No.: CE1300268-20 **Time Period:** 2/1/14-1/31/15

Service Description: Residential Treatment Services

Original Contract/Agreement Amount: \$5,000.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

1. 75% of adjudicated YOUTH admitted to the program during the contract period will successfully complete the program.
2. 100% of the YOUTH and/or their families will be contacted within 48 hours of youth's admission to the program.
3. 100% of the YOUTH will be assessed and will have Individualized Service Plans developed for them within 30 days of admission to the program.
4. 100% of YOUTH will be enrolled in an educational/vocational program within 3 days of successful release from program.
5. 100% of YOUTH will demonstrate a drop in the OYAS score at the time of discharge from the VENDOR'S residential facility.
6. 100% of YOUTH discharged on medication will have an appointment with a community-based psychiatrist within 30 days of successful release from program.

Actual performance versus performance indicators (include statistics): During the time frame of the contract, three (3) youth have been referred to this vendor for services.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: At this point in time, the three (3) youth that have been referred for services are still currently participating in services.

Sarah Bale
User Department

7/13/14
Date

s: evaluation

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0176

Sponsored by: County Executive FitzGerald/Department of Information Technology	A Resolution making an award on RQ27440 to AT&T Corp. in the amount not-to-exceed \$4,300,000.00 for Voice over Internet Protocol provider services for the period 7/1/2014 - 12/31/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, the County Executive/Department of Information Technology has recommended making an award on RQ27440 to AT&T Corp. in the amount not-to-exceed \$4,300,000.00 for Voice over Internet Protocol (VoIP) provider services for the period 7/1/2014 - 12/31/2018; and

WHEREAS, the primary goal of this project is to provide upgrade and redesign services for the VoIP; and

WHEREAS, this project is funded by the Capital Plan Fund under WAN & Telecom; 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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ27440 to AT&T Corp. in the amount not-to-exceed \$4,300,000.00 for Voice over Internet Protocol provider services for the period 7/1/2014 - 12/31/2018.

SECTION 2. That 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 for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through

signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed 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: July 8, 2014
Committee(s) Assigned: Finance & Budgeting

Journal CC015
August 12, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0177

<p>Sponsored by: County Executive FitzGerald/Department of Public Safety and Justice Services/Division of Witness/Victim</p> <p>Co-sponsored by: Councilmember Miller</p>	<p>A Resolution authorizing a revenue generating agreement with City of Cleveland in the amount not-to-exceed \$875,000.00 for operation of the Family Justice Center for the period 6/1/2014 - 5/31/2019 in connection with a lease for space located at 75 Erieview Plaza, Cleveland; 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 County Executive/Department of Public Safety and Justice Services/Division of Witness/Victim has recommended a revenue generating agreement with City of Cleveland in the amount not-to-exceed \$875,000.00 for operation of the Family Justice Center for the period 6/1/2014 - 5/31/2019 in connection with a lease for space located at 75 Erieview Plaza, Cleveland; and,

WHEREAS, the primary goal of the agreement with the City of Cleveland is for the operation of the Family Justice Center at 75 Erieview Plaza, Cleveland; and

WHEREAS, the funding for the agreement is from the revenue generating agreement with the City of Cleveland; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by the County can continue.

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 City of Cleveland in the amount not-to-exceed \$875,000.00 for operation of the Family Justice Center for the period 6/1/2014 - 5/31/2019 in connection with a lease for space located at 75 Erieview Plaza, Cleveland.

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

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed 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

Additional Sponsorship Requested: July 7, 2014

First Reading/Referred to Committee: July 8, 2014

Committee Assigned: Public Safety & Justice Affairs

Journal CC015
August 12, 2014

County Council of Cuyahoga County, Ohio

Resolution No. 2014-0178

<p>Sponsored by: County Executive FitzGerald on behalf of Court of Common Pleas/Juvenile Division</p> <p>Co-sponsored by: Councilmember Germana</p>	<p>A Resolution authorizing amendments to contracts with various providers for various services and time periods to extend the time periods to 6/30/2015 and for additional funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
---	--

WHEREAS, the County Executive on behalf of Court of Common Pleas/Juvenile Division has authorized amendments to contracts with various providers for various services and time periods to extend the time periods to 6/30/2015 and for additional funds as follows:

- 1) No. CE1000723-01 with Applewood Centers, Inc. for Multi-Systemic Therapy and Multi-Systemic Therapy/Problem Sexual Behavior (MST/PSB) Programs for the period 7/1/2010 – 6/30/2014 in the amount not-to-exceed \$432,984.31.
- 2) No. CE1100151-02 with OhioGuidestone for Community-based Treatment Center Management Services for the period 1/1/2011 – 6/30/2014 in the amount not-to-exceed \$1,153,828.80.

WHEREAS, these agreements are for the purpose of providing a Community-based Treatment Center and Multi-Systemic Therapy/Problem Sexual Behavior (MST/PSB) Programs for adjudicated youth who would otherwise be committed to the Ohio Department of Youth Services. The MST/PSB Services provide community-based, in-home family therapy to help families become more self-sufficient; and

WHEREAS, intensive aftercare services are provided by the Court in conjunction with community-based services to aid in re-integration to the community; and

WHEREAS, the performance of each of the selected providers have been evaluated and each provider received satisfactory ratings based upon evaluation indicators; and

WHEREAS, funding for these amendments to contracts is provided through the State (RECLAIM Ohio) grant funds.

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

SECTION 1. The Cuyahoga County Council hereby authorizes amendments to contracts with various providers for various services and time periods to extend the time periods to 6/30/2015 and for additional funds as set forth as follows:

- 1) No. CE1000723-01 with Applewood Centers, Inc. for Multi-Systemic Therapy and Multi-Systemic Therapy/Problem Sexual Behavior Programs for the period 7/1/2010 – 6/30/2014 in the amount not-to-exceed \$432,984.31.
- 2) No. CE1100151-02 with OhioGuidestone for Community-based Treatment Center Management Services for the period 1/1/2011 – 6/30/2014 in the amount not-to-exceed \$1,153,828.80.

SECTION 2. That the County Executive is authorized to execute the amendments to the contracts and all documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed 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: July 8, 2014
Committee(s) Assigned: Public Safety & Justice Affairs

Additional Sponsorship Requested: August 5, 2014

Journal CC015
August 12, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0141

<p>Sponsored by: County Executive FitzGerald and Councilmember Simon</p> <p>Co-sponsored by: Councilmember Hairston</p>	<p>A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to add Article █ to the Cuyahoga County Charter to provide that the right to vote is a fundamental right in the County and authorize the County to take action to protect and promote the right to vote, and declaring the necessity that this Resolution become immediately effective.</p>
---	--

WHEREAS, Article XII, Section 12.10 of the Charter of Cuyahoga County provides that “Proposed amendments to this Charter shall be submitted to the electors of the County in the manner provided for by the Ohio Constitution”; and

WHEREAS, Article X, Section 4 of the Ohio Constitution provides that the “legislative authority... of any county may by a two-thirds vote of its members” submit by resolution charter amendments to the electors of the county “to be voted upon at the first general election occurring not sooner than sixty days after their submission”; and

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

SECTION 1. Pursuant to Article X, Section 4 of the Ohio Constitution and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby authorizes and directs that there shall be submitted to a vote of qualified electors of the County of Cuyahoga, at the general election to be held on Tuesday, the 4th day of November, 2014, the question of amending the Charter, to add Article █, as follows:

ARTICLE █—CITIZENS’ VOTING RIGHTS

SECTION █.01 FUNDAMENTAL RIGHT

The right to vote shall be a fundamental right in Cuyahoga County, and elections in the County shall be free and open.

SECTION 1.02 VOTING PROTECTION AND PROMOTION.

The County shall have the power to enforce the provisions of this Article, including, but not limited to, the institution of legal action through the Law Department to protect the right to vote and access to the ballot and to undertake measures to promote voter registration and participation, including, but not limited, promotion of early voting by the County's citizens.

SECTION 2. Pursuant to Article X, Section 4 of the Ohio Constitution, and Article XII, Section 12.10 of the Charter of the County of Cuyahoga, this Council hereby directs that the proposed amendment to add Article 1 to the Charter shall be submitted to the Board of Elections of Cuyahoga County, and the question to be submitted on the ballot shall be as follows:

PROPOSED AMENDMENT TO COUNTY CHARTER

Shall the Cuyahoga County Charter be amended to add Article 1, which provides that the right to vote shall be a fundamental right in the County and that elections in the County shall be free and open and authorizes the County to undertake measures to enforce the article and to promote voter registration and participation, including early voting initiatives?

SECTION 3. The Clerk of this Council is directed to certify a copy of this Resolution to the Board of Elections no earlier than one hundred twenty (120) days and not later than sixty (60) days before the November 4, 2014 general election. The Clerk is further directed to take all other actions required by law relative to the submission of said amendment for said election, including, if required by law, mailing or otherwise distributing a copy of said proposed amendment to each of the electors of the County as far as may be reasonably possible prior to thirty (30) days before said election.

SECTION 4. It is necessary that this Resolution become immediately effective to enable the Clerk of Council to perform her duties in time for the amendment to be properly placed on the November 4, 2014 election. Provided that this Resolution receives the affirmative vote of eight (8) members of Council, it shall become immediately effective.

SECTION 5. 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

Clerk of Council

Date

First Reading/Referred to Committee: May 27, 2014

Committee(s) Assigned: Committee of the Whole

Additional Sponsorship Requested: July 17, 2014

Committee Report/Second Reading: July 22, 2014

Journal _____
_____, 2014

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0175

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution making an award on RQ28400 to Pro-Tech Systems Group, Inc. in the amount not-to-exceed \$1,000,000.00 for maintenance, upgrades and support services for the Supervisory Control and Data Acquisition System for the period 8/1/2014 - 7/31/2019; 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.
---	---

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ28400 to Pro-Tech Systems Group, Inc. in the amount not-to-exceed \$1,000,000.00 for the Supervisory Control and Data Acquisition System (SCADA) for the period 8/1/2014 – 7/31/2019; and

WHEREAS, the primary goals of this project are: (1) to upgrade the existing SCADA; and (2) to provide maintenance services for SCADA; and (3) to provide emergency support services for SCADA systems; and

WHEREAS, this project is funded 100% through Sewer District Revenue Fund; 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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ28400 to Pro-Tech Systems Group, Inc. in the amount not-to-exceed \$1,000,000.00 for maintenance, upgrades and support services for the Supervisory Control and Data Acquisition System (SCADA) for the period 8/1/2014 – 7/31/2019.

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

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0170

<p>Sponsored by: County Executive FitzGerald/Department of Public Works</p>	<p>A Resolution making an award on RQ24534 to Halle Industrial Park, LLC in the amount of \$10,069,265.64 for lease of space for the period anticipated to be 6/1/2014 - 6/30/2024; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions, and authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective.</p>
--	--

WHEREAS, Cuyahoga County engaged the services of Allegro Realty Advisors (“Allegro”) to conduct an audit of the County’s real-estate needs and come forth with a set of recommendations for the County; and

WHEREAS, Allegro recommended that the County place 13 properties currently owned by the County for sale, including County Archives Building on 2843 and 2905 Franklin Avenue in Cleveland, Ohio, and the consolidation of the county’s storage facilities; and

WHEREAS, the County engaged the services of CBRE, Inc. (“CBRE”), a commercial real estate services firm, to serve as the real estate portfolio program manager, provide brokerage services, and represent the County in connection with the real estate portfolio program; and,

WHEREAS, CBRE worked with the County to prepare and issue a request for proposals, RFP # 24534, (the “RFP”) for the real property consolidation project in accordance with the County’s Contracting and Purchasing Procedures Ordinance; and,

WHEREAS, Halle Industrial Park, LLC proposed leasing approximately 207,710 square feet to the County in the Halle Warehouse at 1890 E. 40th Street, Cleveland, Ohio, where the County currently leases a smaller amount of space; and

WHEREAS, the property is proposed to be leased for various County functions, including Archives, Board of Elections and Children and Family Services; and

WHEREAS, the proposed lease is for an initial term of 10 years and 1 month, with two five-year renewal options; and

WHEREAS, rent of the leased property begins at \$4.76 per square foot (\$988,440.36 annually) and escalates through the Initial Term to \$4.99 per square foot (\$1,036,213.68 annually), subject to annual appropriations; and

WHEREAS, the proposed lease contains options to expand into additional space currently occupied by another tenant, rights to contract the size of the County's Premises, a right of first refusal and an option to purchase the Building at fair market value and an option to purchase the Building at the end of the term (including renewals) for \$1.00; and

WHEREAS, the Landlord is obligated to perform substantial renovations to the Building and is providing an additional Tenant Improvement Allowance for the County's build-out in the amount of \$2,147,500.00; and

WHEREAS, the County Council has determined that it is in the County's interest to award the proposed lease to Halle Industrial Park, LLC and to enter into a Lease with Halle Industrial Park, LLC for same; 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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby awards Initiative II of the RFP for a consolidated storage facility to Halle Industrial Park, LLC and authorizes the County Executive to enter into the proposed Lease with Halle Industrial Park, LLC.

SECTION 2. That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, a lease agreement and all documents to be executed by the County thereunder, and all financing-related documents (including but not limited to subordination, non-disturbance and attornment agreements, pledges, and security agreements), (ii) all other and further documents, instruments, certificates, agreements, amendments, assignments, subleases, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of

the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law, (b) agree to such payments, prorations, credits, deposits, holdbacks, escrows and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions, and (c) prosecute and/or defend any actions or proceedings that may be necessary or advisable relative to any of the foregoing matters.

SECTION 3. That the Director of Public Works is authorized to administer the project through its milestones and be responsible for any ongoing approval rights under the Lease.

SECTION 4. That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director's approval as to legal form and correctness.

SECTION 5. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health, or safety in the County, and any additional reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 6. 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: July 23, 2013
Committee(s) Assigned: Committee of the Whole

Committee Report/Second Reading/Referred to Committee: October 22, 2013
Committee(s) Assigned: Committee of the Whole

Journal CC015
August 12, 2014

[PROPOSED SUBSTITUTE]

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0170

<p>Sponsored by: County Executive FitzGerald/Department of Public Works</p>	<p>A Resolution making an award on RQ24534 to Halle Industrial Park, LLC in the amount of \$10,069,265.64 for lease of space for the period anticipated to be 4/1/2015 - 4/30/2025; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions; authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective.</p>
--	--

WHEREAS, Cuyahoga County engaged the services of Allegro Realty Advisors (“Allegro”) to conduct an audit of the County’s real-estate needs and come forth with a set of recommendations for the County; and

WHEREAS, Allegro recommended that the County place 13 properties currently owned by the County for sale, including County Archives Building on 2843 and 2905 Franklin Avenue in Cleveland, Ohio, and the consolidation of the county’s storage facilities; and

WHEREAS, the County engaged the services of CBRE, Inc. (“CBRE”), a commercial real estate services firm, to serve as the real estate portfolio program manager, provide brokerage services, and represent the County in connection with the real estate portfolio program; and,

WHEREAS, CBRE worked with the County to prepare and issue a request for proposals, RFP # 24534, (the “RFP”) for the real property consolidation project in accordance with the County’s Contracting and Purchasing Procedures Ordinance; and,

WHEREAS, Halle Industrial Park, LLC proposed leasing approximately 207,710 square feet to the County in the Halle Warehouse at 1890 E. 40th Street, Cleveland, Ohio, where the County currently leases a smaller amount of space; and

WHEREAS, the property is proposed to be leased for various County functions, including Archives, Board of Elections and Children and Family Services; and

WHEREAS, the proposed lease is for an initial term of 10 years and 1 month, with two five-year renewal options; and

WHEREAS, rent of the leased property begins at \$4.76 per square foot (\$988,440.36 annually) and escalates through the Initial Term to \$4.99 per square foot (\$1,036,213.68 annually), subject to annual appropriations; and

WHEREAS, the proposed lease contains options to expand into additional space currently occupied by another tenant, rights to contract the size of the County's Premises, a right of first refusal and an option to purchase the Building at fair market value and an option to purchase the Building at the end of the term (including renewals) for \$1.00; and

WHEREAS, the Landlord is obligated to perform substantial renovations to the Building and is providing an additional Tenant Improvement Allowance for the County's build-out in the amount of \$2,147,500.00; and

WHEREAS, the County Council has determined that it is in the County's interest to award the proposed lease to Halle Industrial Park, LLC and to enter into a Lease with Halle Industrial Park, LLC for same; 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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby awards Initiative II of the RFP for a consolidated storage facility to Halle Industrial Park, LLC and authorizes the County Executive to enter into the proposed Lease with Halle Industrial Park, LLC.

SECTION 2. That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, a lease agreement and all documents to be executed by the County thereunder, and all financing-related documents (including but not limited to subordination, non-disturbance and attornment agreements, pledges, and security agreements), (ii) all other and further documents, instruments, certificates, agreements, amendments, assignments, subleases, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of

the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law, (b) agree to such payments, prorations, credits, deposits, holdbacks, escrows and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions, and (c) prosecute and/or defend any actions or proceedings that may be necessary or advisable relative to any of the foregoing matters.

SECTION 3. That the Director of Public Works is authorized to administer the project through its milestones and be responsible for any ongoing approval rights under the Lease.

SECTION 4. That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director's approval as to legal form and correctness.

SECTION 5. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health, or safety in the County, and any additional reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 6. 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: July 23, 2013
Committee(s) Assigned: Committee of the Whole

Committee Report/Second Reading/Referred to Committee: October 22, 2013
Committee(s) Assigned: Committee of the Whole

Journal CC015
August 12, 2014

County Council of Cuyahoga County, Ohio

Ordinance No. O2014-0025

Sponsored by: County Executive FitzGerald/Department of Law	An Ordinance enacting Chapter 718 of the Cuyahoga County Code to enact the Cuyahoga County Financial Transaction Modernization Act governing the use of financial transaction devices by County entities for payment of County expenses, and declaring the necessity that this Ordinance become immediately effective.
--	---

WHEREAS, it is necessary for the County to establish the laws governing the use of financial transaction devices by County entities for the payment of County expenses; and

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue.

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

SECTION 1. Chapter 718 of the Cuyahoga County Code is hereby enacted to read as follows:

Chapter 718: Payments by Financial Transaction Device

Section 718.01: Definitions

As used in Chapter 718 of the Cuyahoga County Code:

- A. “County Entity” or “County entity” includes the County and any County office, officer, official, department, agency, court, board, commission, committee, organization, corporation, or any other County Entity established by or pursuant to the Charter of Cuyahoga County, the Ohio Constitution, or Ohio law.
- B. “County Expense” or “County expense” shall be interpreted broadly, and it shall include, without limitation, any and all fees, costs, taxes, assessments, fines, penalties, payments, or any other expense owed to or collected by any County entity. “County expense” includes payment to a County entity of money confiscated during the commitment of an individual to a County jail, of bail, of money for an inmate account, and

of money for goods and services obtained by or for the use of an individual incarcerated by the Sheriff.

- C. “Financial Transaction Device”, “Financial transaction device”, or “financial transaction device” includes credit card, debit card, charge card, prepaid or stored value cards, automated clearinghouse network credit, debit, or e-check entry that includes, but is not limited to, accounts receivable and internet-initiated point of purchase, and telephone-initiated applications or any other device or method for making an electronic payment or transfer of funds.
- D. “Financial Transaction Provider”, “Financial transaction provider”, or “financial transaction provider” includes a financial institution, issuer of financial transaction devices, or processor of financial transaction devices to accept, take, and/or process a financial transaction device.
- E. “Associated fee” or “associated fee” includes, without limitation, any nonrefundable surcharge, nonrefundable convenience or other fee, or any other refundable or nonrefundable fee that is assessed by a County entity or a financial transaction provider in connection with the processing of a County expense by financial transaction device.

Section 718.02: Payment of County Expenses by Financial Transaction Devices

- A. County entities are authorized to accept and require payment for County expenses by financial transaction devices and may impose associated fees to be paid either directly to the County entity or the financial transaction provider. County entities shall, as practicable, coordinate their use of financial transaction devices with the Fiscal Officer to avoid duplication of services.
- B. Every County entity accepting or otherwise mandating payment by a financial transaction device shall clearly post a schedule of its fees, including any associated fees, in the County entity’s office and on its web site. If the associated fees are non-refundable, the posting shall include a notice that the associated fees are non-refundable. County entities need not provide additional notice to the County of their intent to accept or require payment by financial transaction devices.

Section 718.03: Dishonored or Returned Payments

- A. In the event that a payment is made by a financial transaction device and the payment is returned or dishonored for any reason, the payer shall be liable to the County Entity for payment of a penalty in an amount necessary to reimburse the County entity for banking charges, legal fees,

or other expenses incurred by the County entity in collecting the returned or dishonored payment.

- B. No person making any payment by financial transaction device to a County entity shall be relieved from liability for the underlying obligation except to the extent that the County entity realizes final payment of the underlying obligation in cash or its equivalent. If final payment is not made by the financial transaction device issuer or other guarantor of payment in the transaction, the underlying obligation shall survive and the County entities shall retain all remedies for enforcement that would have applied if the transaction had not occurred.
- C. The remedies and procedures provided in this section are in addition to any other available civil or criminal remedies provided by law.

Section 718.04: Contracts with Financial Transaction Providers

All contracts or agreements with financial transaction providers pursuant to this Chapter shall be reviewed and approved by the appropriate approval authority depending on the monetary threshold of each such contract or agreement in accordance with Chapter 501 of the Cuyahoga County Code. This section may not be interpreted to require additional approval of any existing contracts or agreements for the payment of County expenses by financial transaction devices, including any associated fees thereunder, which are hereby retroactively ratified.

Section 718.05: Immunity of County Officials and Employees

A County official or employee who accepts or otherwise mandates a financial transaction device payment in accordance with this Chapter, court order, or Ohio law shall be immune from personal liability and shall be entitled to defense by the Law Department.

SECTION 2. It is necessary that this Ordinance become immediately effective for the usual daily operation of the County; the preservation of public peace, health or safety of the County; and any additional reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

County Council of Cuyahoga County, Ohio

Ordinance No. O2014-0019

Sponsored by: County Executive FitzGerald/County Sheriff Co-sponsored by: Councilmember Germana	An Ordinance enacting Chapter 716 of the Cuyahoga County Code to establish procedures for setting the fee structure for Sheriff's Department background check services, and declaring the necessity that this Ordinance become immediately effective.
--	--

WHEREAS, the Sheriff's Department performs background check services for the general public upon request.

WHEREAS, the Bureau of Criminal Investigation ("BCI") and the Federal Bureau of Investigation ("FBI") assess fees for performing background check services to the Sheriff's Department.

WHEREAS, the Sheriff's Department expends personnel hours and uses County equipment and material to perform background check services.

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue.

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

SECTION 1. Chapter 716 of the Cuyahoga County Code is hereby enacted to read as follows:

Chapter 716: Background Check Service Fees (General Public)

Section 716.01: Establishment of Fees for Fingerprints and Web Checks

The Sheriff's Department shall collect and deposit fees for concealed handgun licenses in accordance with the Ohio Revised Code. For all other fingerprint and background check services, the Sheriff's Department shall establish the fees. The fees established by the Sheriff's Department may include the following:

- (A) The costs assessed to the Sheriff's Department by the Bureau of Criminal Investigation and the Federal Bureau of Investigation to perform the checks; and

Clerk of Council

Date

First Reading/Referred to Committee: June 24, 2014
Committee(s) Assigned: Public Safety & Justice Affairs

Additional Sponsorship Requested: July 8, 2014

Committee Report/Second Reading: July 22, 2014

Journal CC015
August 12, 2014

County Council of Cuyahoga County, Ohio

Ordinance No. O2014-0020

Sponsored by: County Executive FitzGerald/Fiscal Officer and Councilmember Brady	An Ordinance enacting Chapter 717 of the Cuyahoga County Code to authorize extension of the Capital Improvement Bed Tax and to authorize the use of said proceeds in accordance with agreement with the Mayor of the City of Cleveland and Positively Cleveland as approved by a majority of local mayors, and declaring the necessity that this Ordinance become immediately effective.
---	---

WHEREAS, the General Assembly of the State of Ohio in Substitute Senate Bill No. 359, effective December 22, 1992, authorized counties to levy an additional excise tax not to exceed one and one-half percent on transactions by which lodging by a hotel is or is to be furnished to transient guests for the purpose of contributing revenues for the acquisition, construction, equipping of a port authority educational and cultural facility in the county (i.e., generally known as the Rock and Roll Hall of Fame Museum); and

WHEREAS, in 1993, Cuyahoga County levied said tax pursuant to then R.C. 5739.024(D) for the purpose of providing contributions as provided for in R.C. 307.671(B)(1) under a cooperative agreement entered into with the Cleveland-Cuyahoga County Port Authority, the City of Cleveland, and the Rock and Roll Hall of Fame Museum (“Rock Hall”) to enable the acquisition, construction, and equipping of the Rock Hall and for the purposes of paying debt service on such bonds, or notes in anticipation thereof, issued by the County for the purpose of acquiring, constructing and equipping the Rock Hall; and

WHEREAS, pursuant to R.C. 5739.09(D), said tax shall remain in effect at the rate in which it was imposed for the period of time described in division (C) of R.C. 307.671 for which revenue from the tax has been pledged by the County pursuant to that section, but, to the extent provided in the cooperative agreement, for no lesser period than the period of time required for payment of the debt service charges on bonds, or notes in anticipation of bonds described in R.C. 307.671(B)(1)(b); and

WHEREAS, pursuant to R.C. 5739.09(H)(2) and R.C. 5739.09(H)(6)(a), said tax may be extended.

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

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

SECTION 1. Chapter 717 of the Cuyahoga County Code is hereby enacted to read as follows:

CHAPTER 717: Extension of Bed Tax for Capital Improvements

Section 717.01: Definitions: The following definitions shall apply for purposes of Chapter 717 of the County Code only:

- (A) **“Bed Tax Cooperative Agreements”** shall refer to the cooperative agreements entered between and among Cuyahoga County, the Cleveland-Cuyahoga County Port Authority, the City of Cleveland, and the Rock and Roll Hall of Fame Museum pursuant to then R.C. 5739.024(D) for the purpose of providing contributions as provided for in R.C. 307.671(B)(1).
- (B) **“Capital Improvement Bed Tax”** shall refer to the bed taxes imposed by Cuyahoga County in 1993 pursuant to then R.C. 5739.024(D) for the purpose of providing contributions as provided for in R.C. 307.671(B)(1).
- (C) **“County-City Agreement”** shall refer to the Agreement between the County, Positively Cleveland, and the Mayor of the City of Cleveland regarding the use of the extended Capital Improvement Bed Tax proceeds, as approved by a majority of the mayors of the other municipal corporations in the County pursuant to R.C. 5739.09(H)(6)(a).

Section 717.02: Deposit of Capital Improvement Bed Tax into General Fund

When proceeds of the Capital Improvement Bed Tax are no longer needed for their original purpose outlined in the Bed Tax Cooperative Agreements, said proceeds shall be deposited into the general fund of Cuyahoga County.

Section 717.03: Extension of the Capital Improvement Bed Tax

The Capital Improvement Bed Tax is hereby extended at a rate of one and one-half percent on transactions by which lodging by a hotel is or is to be furnished to transient guests beginning when the Capital Improvement Bed Tax proceeds are no longer needed and shall remain in effect for a period of forty years from the date on which Chapter 717 goes into effect.

Section 717.04: Use of Extended Capital Improvement Bed Tax Proceeds

The Capital Improvement Bed Tax proceeds shall be used in accordance with the County-City Agreement. The County-City Agreement shall provide that the extended Capital Improvement Bed Tax Proceeds shall be distributed to Positively Cleveland to be used for the direct and indirect costs of capital improvements, including the financing of capital improvements. Examples of such capital improvements include, but are not limited to, capital improvements through Positively Cleveland or other local organizations for the following: major political and/or other large conventions, Rock and Roll Hall of Fame Induction ceremonies and/or events, and/or the support of tourism and/or other events. Positively Cleveland shall annually update the County Executive and County Council regarding the use of the Capital Improvement Bed Tax funds.

Section 717.05: Implementation of Extension of Capital Improvement Bed Tax

The County Executive or his authorized designee may take all actions, deposit and distribute the tax proceeds, and execute all documents, contracts, amendments and agreements on behalf of Cuyahoga County as necessary to consummate the transactions and carry out the terms and conditions set forth in this Chapter.

SECTION 2. To the extent this Ordinance may be required to be a Resolution under the Ohio Revised Code, it shall be deemed as such.

SECTION 3. It is necessary that this Ordinance become immediately effective for the operation of the County and the reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council 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: June 24, 2014

Committee(s) Assigned: Committee of the Whole

Committee Report/Second Reading: July 22, 2014

Legislation Amended on the Floor: July 22, 2014

Journal CC015
August 12, 2014

[PROPOSED SUBSTITUTE]

County Council of Cuyahoga County, Ohio

Ordinance No. O2014-0020

<p>Sponsored by: County Executive FitzGerald/Fiscal Officer and Councilmember Brady</p>	<p>An Ordinance enacting Chapter 717 of the Cuyahoga County Code to authorize extension of the Capital Improvement Bed Tax and to authorize the use of said proceeds in accordance with agreement with the Mayor of the City of Cleveland and Positively Cleveland as approved by a majority of local mayors, and declaring the necessity that this Ordinance become immediately effective.</p>
--	--

WHEREAS, the General Assembly of the State of Ohio in Substitute Senate Bill No. 359, effective December 22, 1992, authorized counties to levy an additional excise tax not to exceed one and one-half percent on transactions by which lodging by a hotel is or is to be furnished to transient guests for the purpose of contributing revenues for the acquisition, construction, equipping of a port authority educational and cultural facility in the county (i.e., generally known as the Rock and Roll Hall of Fame Museum); and

WHEREAS, in 1993, Cuyahoga County levied said tax pursuant to then R.C. 5739.024(D) for the purpose of providing contributions as provided for in R.C. 307.671(B)(1) under a cooperative agreement entered into with the Cleveland-Cuyahoga County Port Authority, the City of Cleveland, and the Rock and Roll Hall of Fame Museum (“Rock Hall”) to enable the acquisition, construction, and equipping of the Rock Hall and for the purposes of paying debt service on such bonds, or notes in anticipation thereof, issued by the County for the purpose of acquiring, constructing and equipping the Rock Hall; and

WHEREAS, pursuant to R.C. 5739.09(D), said tax shall remain in effect at the rate in which it was imposed for the period of time described in division (C) of R.C. 307.671 for which revenue from the tax has been pledged by the County pursuant to that section, but, to the extent provided in the cooperative agreement, for no lesser period than the period of time required for payment of the debt service charges on bonds, or notes in anticipation of bonds described in R.C. 307.671(B)(1)(b); and

WHEREAS, pursuant to R.C. 5739.09(H)(2) and R.C. 5739.09(H)(6)(a), said tax may be extended.

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

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

SECTION 1. Chapter 717 of the Cuyahoga County Code is hereby enacted to read as follows:

CHAPTER 717: Extension of Bed Tax for Capital Improvements

Section 717.01: Definitions: The following definitions shall apply for purposes of Chapter 717 of the County Code only:

- (A) **“Bed Tax Cooperative Agreements”** shall refer to the cooperative agreements entered between and among Cuyahoga County, the Cleveland-Cuyahoga County Port Authority, the City of Cleveland, and the Rock and Roll Hall of Fame Museum pursuant to then R.C. 5739.024(D) for the purpose of providing contributions as provided for in R.C. 307.671(B)(1).
- (B) **“Capital Improvement Bed Tax”** shall refer to the bed taxes imposed by Cuyahoga County in 1993 pursuant to then R.C. 5739.024(D) for the purpose of providing contributions as provided for in R.C. 307.671(B)(1).
- (C) **“County-City Agreement”** shall refer to the Agreement between the County, Positively Cleveland, and the Mayor of the City of Cleveland regarding the use of the extended Capital Improvement Bed Tax proceeds, as approved by a majority of the mayors of the other municipal corporations in the County pursuant to R.C. 5739.09(H)(6)(a).

Section 717.02: Deposit of Capital Improvement Bed Tax into General Fund

When proceeds of the Capital Improvement Bed Tax are no longer needed for their original purpose outlined in the Bed Tax Cooperative Agreements, said proceeds shall be deposited into the general fund of Cuyahoga County.

Section 717.03: Extension of the Capital Improvement Bed Tax

The Capital Improvement Bed Tax is hereby extended at a rate of one and one-half percent on transactions by which lodging by a hotel is or is to be furnished to transient guests beginning when the Capital Improvement Bed Tax proceeds are no longer needed and shall remain in effect for a period of forty years from the date on which Chapter 717 goes into effect.

Section 717.04: Use of Extended Capital Improvement Bed Tax Proceeds

The Capital Improvement Bed Tax proceeds shall be used in accordance with the County-City Agreement. The County-City Agreement shall provide that the extended Capital Improvement Bed Tax Proceeds shall be distributed to Positively Cleveland to be used for the direct and indirect costs of capital improvements, including the financing of capital improvements. Examples of such capital improvements include, but are not limited to, capital improvements through Positively Cleveland or other local organizations for the following: major political and/or other large conventions, Rock and Roll Hall of Fame Induction ceremonies and/or events, the support of tourism, and/or other major special events and/or other events. Positively Cleveland shall annually update the County Executive, County Council, the Mayor of Cleveland, and Cleveland City Council regarding the use of the Capital Improvement Bed Tax funds.

Section 717.05: Implementation of Extension of Capital Improvement Bed Tax

The County Executive or his authorized designee may take all actions, deposit and distribute the tax proceeds, and execute all documents, contracts, amendments and agreements on behalf of Cuyahoga County as necessary to consummate the transactions and carry out the terms and conditions set forth in this Chapter.

SECTION 2. To the extent this Ordinance may be required to be a Resolution under the Ohio Revised Code, it shall be deemed as such.

SECTION 3. It is necessary that this Ordinance become immediately effective for the operation of the County and the reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council 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: June 24, 2014

Committee(s) Assigned: Committee of the Whole

Committee Report/Second Reading: July 22, 2014

Legislation Amended on the Floor: July 22, 2014

Journal CC015
August 12, 2014