



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 12, 2014
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
COUNCIL CHAMBERS – 4TH FLOOR
5:00 PM**

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 5:01 p.m.

2. ROLL CALL

Council President Connally asked Clerk Schmotzer to call the roll. Councilmembers Gallagher, Schron, Conwell, Jones, Hairston, Simon, Greenspan, Miller, Brady, Germana 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 faithfully departed and to veterans in honor of Veterans Day.

5. PUBLIC COMMENT RELATED TO AGENDA

No public comments were given related to the agenda.

6. APPROVAL OF MINUTES

- a) October 28, 2014 Committee of the Whole Meeting
- b) October 28, 2014 Regular Meeting

A motion was made by Mr. Germana, seconded by Mr. Gallagher and approved by unanimous vote to approve the minutes of the October 28, 2014 Committee of the Whole and Regular meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

Council President Connally congratulated Councilmembers Greenspan, Brady, Conwell, Hairston and Simon on their successful re-elections to Council and Councilmember-elect Shontel Brown on her successful campaign. She also congratulated Councilmember Schron on a campaign well run even though not victorious.

County Executive-elect Armond Budish addressed Council by saying that he has an open-door policy, his transition is underway, he is meeting with various individuals, his transition Director and three volunteer transition Committee Chairs have been named and that he looks forward to working with Council.

8. MESSAGES FROM THE COUNTY EXECUTIVE

There were no messages from the County Executive.

9. LEGISLATION INTRODUCED BY COUNCIL

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

- 1) R2014-0263: A Resolution approving The MetroHealth System's policies and procedures to participate in one or more joint purchasing associations for the purpose of acquiring supplies, equipment and services provided through joint purchasing arrangements in order to achieve beneficial purchasing arrangements for the year 2015, in accordance with Ohio Revised Code Section 339.05; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Council President Connally on behalf of The MetroHealth System

Council President Connally referred Resolution No. R2014-0263 to the Public Works, Procurement & Contracting Committee.

- 2) R2014-0264: A Resolution determining the services and programs that shall be provided and funded from the Veterans Services Fund in 2014; authorizing payments to

various providers, in the total amount of \$241,867.20, for said services and programs for the period ending 12/31/2015; authorizing the County Executive to negotiate and execute any necessary agreements, contracts or other documents for same; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Greenspan

Council President Connally referred Resolution No. R2014-0264 to the Education, Environment & Sustainability Committee.

b) CONSIDERATION OF ORDINANCES OF COUNCIL FOR THIRD READING ADOPTION

- 1) O2014-0006: An Ordinance enacting Chapter 714 of the Cuyahoga County Code to establish guidelines for the County Community Development Block Grant Fund Program, and declaring the necessity that this Ordinance become immediately effective.

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

On a motion by Ms. Simon with a second by Ms. Conwell, Ordinance No. O2014-0006 was considered and adopted by unanimous vote.

- 2) O2014-0030: An Ordinance enacting the Cuyahoga County Appointment and Confirmation Act, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Conwell, Germana, Brady and Miller

On a motion by Ms. Conwell with a second by Mr. Miller, Ordinance No. O2014-0030 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. R2014-0265 and R2014-0266.

- 1) R2014-0265: 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 delete Item A from Section 1 and also to refer Item A to the Economic Development & Planning Committee.

On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2014-0265 was considered and adopted by unanimous vote.

- 2) R2014-0266: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and Laborer's International Union of North America, Local 860, representing approximately 13 employees in five classifications at the Cuyahoga County Department of Health and Human Services/Division of Children and Family Services for the period 4/1/2013 - 12/31/2015; directing that funds necessary to implement the Collective Bargaining Agreement be budgeted and appropriated; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2014-0266 was considered and adopted by unanimous vote.

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

- 1) R2014-0267: A Resolution adopting the 2014/2015 Biennial Operating Budget and Capital Improvements Program Annual Update for 2015, and declaring the necessity that this Resolution become immediately effective.

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

Council President Connally referred Resolution No. R2014-0267 to the Committee of the Whole.

- 2) R2014-0268: A Resolution approving The MetroHealth System Year 2015 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program Annual Update for 2015; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Fiscal Officer/Office of Budget and Management on behalf of The MetroHealth System

Council President Connally referred Resolution No. R2014-0268 to the Committee of the Whole.

- 3) R2014-0269: A Resolution making an award on RQ27440 to Time Warner NY Cable, LLC in the amount not-to-exceed \$258,000.00 for dark fiber maintenance services for the period 10/1/2014 - 9/30/2019; 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 Information Technology

Council President Connally referred Resolution No. R2014-0269 to the Finance & Budgeting Committee.

- 4) R2014-0270: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$1,500,000.00 to Downtown Cleveland Alliance for the benefit of the Streetscape Improvement Project located in the Gateway and Warehouse Districts in the City of Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution.

Sponsor: County Executive FitzGerald/Department of Development

Council President Connally referred Resolution No. R2014-0270 to the Economic Development & Planning Committee.

- 5) R2014-0271: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to Landmark-May, LLC for the benefit of the May Company Building Project located at 158 Euclid Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution.

Sponsor: County Executive FitzGerald/Department of Development

Council President Connally referred Resolution No. R2014-0271 to the Economic Development & Planning Committee.

- 6) R2014-0272: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$3,000,000.00 to Gateway-Huron, LLC for the benefit of the Gateway Huron Project, located at East 4th Street, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution.

Sponsor: County Executive FitzGerald/Department of Development

Council President Connally referred Resolution No. R2014-0272 to the Economic Development & Planning Committee.

7) R2014-0273: A Resolution making awards to various municipalities, in the total amount of \$1,469,440.00, for various municipal grant projects for the 2015 Community Development Block Grant Municipal Grant Program for the period 1/1/2015 - 12/31/2015; authorizing the County Executive to execute the agreements and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:

- i) City of Parma Heights in the amount not-to-exceed \$150,000.00 for the Ackley Road Resurfacing Project.
- ii) City of Shaker Heights in the amount not-to-exceed \$150,000.00 for the Lee Road/Lomond Boulevard Reconstruction Project.
- iii) City of Rocky River in the amount not-to-exceed \$150,000.00 for the Senior Center Roof Replacement Project.
- iv) City of Maple Heights in the amount not-to-exceed \$149,440.00 for the Libby Road Accessibility Project.
- v) City of Olmsted Falls in the amount not-to-exceed \$150,000.00 for Senior Center Construction Project.
- vi) City of Middleburg Heights in the amount not-to-exceed \$150,000.00 for the Parklawn Avenue and Barriemore Avenue Resurfacing Project.
- vii) Village of Newburgh Heights in the amount not-to-exceed \$150,000.00 for the Washington Park Boulevard Resurfacing Project.
- viii) City of Seven Hills in the amount not-to-exceed \$150,000.00 for the Chatham Drive and Essex Drive Resurfacing Project.
- ix) City of South Euclid in the amount not-to-exceed \$120,000.00 for the Eastway Road Reconstruction Project.
- x) City of Warrensville Heights in the amount not-to-exceed \$150,000.00 for the Caroline Drive Reconstruction Project.

Sponsor: County Executive FitzGerald/Department of Development

Council President Connally referred Resolution No. R2014-0273 to the Economic Development & Planning Committee.

- 8) R2014-0274: A Resolution making awards on RQ29884 to various appraisers, in the total amount of \$911,000.00, for real estate appraisal services subject to Sheriff's Sale for the period 8/1/2014 - 7/31/2016; and authorizing the County Executive to execute the contracts and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:

- xi) John Andrews
- xii) Brent T. Bailey
- xiii) Lana Blaze
- xiv) Vernon A. Blaze
- xv) Mark A. Butler
- xvi) Bradford E. Charnas
- xvii) Gregory W. Conte
- xviii) Thomas P. Costello
- xix) William J. Gaydos
- xx) Thomas P. Hogan
- xxi) Paul D. Kinzel
- xxii) John Koz
- xxiii) Ruth Lassister
- xxiv) Wayne F. Levering
- xxv) Christopher J. Loftus
- xxvi) Brian E. Lynch
- xxvii) Paul G. McLaughlin
- xxviii) Stanley R. Patriski
- xxix) Daniel Rocco
- xxx) John J. Rusnov
- xxxi) Michael D. Wagner
- xxxii) Crystal A. Williams

Sponsor: County Executive FitzGerald/County Sheriff

Council President Connally referred Resolution No. R2014-0274 to the Public Safety & Justice Affairs Committee.

- 9) R2014-0275: A Resolution making an award on RQ31067 to United Way Services of Greater Cleveland in the amount not-to-exceed \$1,095,450.00 for fiscal agent services for emergency food purchases for Cuyahoga County residents for the period 1/1/2015 - 12/31/2015; 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 Health and Human Services/Cuyahoga Job and Family Services

Council President Connally referred Resolution No. R2014-0270 to the Health, Human Services & Aging Committee.

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

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2014-0241, R2014-0251, R2014-0252, R2014-0261 and R2014-0262.

- 1) R2014-0241: A Resolution authorizing an amendment to Contract No. CE0900320-01 with Investment Properties, Ltd. for lease of office space located at 1835 Prospect Avenue, Cleveland, for use by the Veterans Service Commission for the period 10/1/2009 - 9/30/2014 to extend the time period to 9/30/2019 and for additional funds in the amount not-to-exceed \$1,019,132.40; 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 Public Works on behalf of Cuyahoga County Veterans Service Commission and Councilmember Germana

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

On a motion by Mr. Jones with a second by Mr. Miller, Resolution No. R2014-0241 was considered and adopted by unanimous vote.

- 2) R2014-0251: A Resolution making an award on RQ24534 to East 22 Redevelopment LLC for lease with an option to purchase County-owned property commonly known as the former Juvenile Court Complex, located at 2210 Cedar Road, Cleveland, for the period 1/1/2015 - 12/31/2059; 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.

Sponsors: County Executive FitzGerald/Department of Public Works and **Councilmember Connally**

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

On a motion by Mr. Jones with a second by Mr. Germana, Resolution No. R2014-0251 was considered and adopted by unanimous vote.

- 3) R2014-0252: A Resolution making an award on RQ31792 to Shook Construction Co. for design-build services for the Emergency Operations Center Project located in the City of Broadview Heights; authorizing the County Executive to negotiate, enter into, and execute an initial contract with Shook Construction Co. in the amount not-to-exceed \$2,148,732.00 for the period 11/12/2014 - 11/12/2016 and to execute all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Departments of Public Works and Public Safety and Justice Services

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

On a motion by Mr. Jones with a second by Mr. Schron, Resolution No. R2014-0252 was considered and adopted by unanimous vote.

- 4) R2014-0261: A Resolution making an award on RQ30784 to Pictometry International Corp. in the amount not-to-exceed \$1,378,626.27 for Geographical Information System data and software, aerial photography and related professional services for the period 9/1/2014 - 8/31/2018; 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

Committee Assignment and Chair: Finance & Budgeting – Miller

On a motion by Mr. Miller with a second by Mr. Schron, Resolution No. R2014-0261 was considered and adopted by unanimous vote.

- 5) R2014-0262: A Resolution authorizing an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together Program in connection with the Ohio Children’s Trust Fund FY2013 Grant Program for the period 7/1/2012 - 9/30/2014 to extend the time period to 9/30/2015 and for additional funds in the amount not-to-exceed \$614,036.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council

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

On a motion by Ms. Simon with a second by Mr. Hairston, Resolution No. R2014-0262 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Greenspan reported that the Council Operations & Intergovernmental Relations Committee will meet on Monday, December 15, 2014.

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, November 18, 2014 at 10:00 a.m.

Mr. Miller reported that the Finance & Budgeting Committee will meet on Tuesday, November 18, 2014 at 3:00 p.m.

Mr. Brady reported that the Health, Human Services & Aging Committee will meet on Wednesday, November 19, 2014 at 1:00 p.m.

Mr. Schron reported that the Economic Development & Planning Committee will meet on Monday, November 19, 2014 at 3:00 p.m.

Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, November 19, 2014 at 2:00 p.m.

Mr. Jones reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, November 19, 2014 at 11:00 a.m.

12. MISCELLANEOUS BUSINESS

Ms. Simon announced that the last day for entries for the Top Dog essay competition is Thursday, December 4, 2014.

13. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments were given unrelated to the agenda.

14. ADJOURNMENT

With no further business to discuss, Council President Connally adjourned the meeting at 5:36 p.m., without objection.