



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, FEBRUARY 10, 2015
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
5:00 PM**

1. CALL TO ORDER

Council President Brady called the meeting to order at 5:00 p.m.

2. ROLL CALL

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

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

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Mr. Miller requested a moment of silent meditation be dedicated in honor of Black History month and all of the contributions and sacrifices made by African-Americans.

5. PUBLIC COMMENT RELATED TO AGENDA

No public comments were given related to the agenda.

6. APPROVAL OF MINUTES

- a) January 27, 2015 Committee of the Whole Meeting
- b) January 27, 2015 Regular Meeting

A motion was made by Mr. Hairston, seconded by Mr. Schron and approved by unanimous vote to approve the minutes of the January 27, 2015 Committee of the Whole and Regular meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

Council President Brady announced that a list of potential dates and times for confirmation hearings were distributed to Councilmembers. Staff is currently coordinating with the Administration and will inform Council as soon as names of nominees are received.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish reported that the Renew Medicaid 1-2-3 campaign was kicked off at the Greater Abyssinian Baptist Church and he thanked Councilmembers Hairston, Miller and Conwell for their attendance and support. Over 90,000 Cuyahoga County residents will lose their Medicaid coverage if they do not renew their applications and update their information. Residents can renew their applications online, through 2-1-1 or visit one of the Cuyahoga County Job and Family Services Centers. The County will help individuals complete applications by sending additional staff to the neighborhood centers to answer questions, open new computer labs, mail applications and collaborate with the Cleveland Public and Cuyahoga County Public Libraries to allow residents additional computer time.

9. LEGISLATION INTRODUCED BY COUNCIL

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

A motion was made by Ms. Brown, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2015-0026, R2015-0027 and R2015-0028.

- 1) R2015-0026: A Resolution approving an amendment to a Collective Bargaining Agreement between Cuyahoga County Board of Developmental Disabilities and Association of Cuyahoga County Employees for Special Students, an affiliate of National Education Association and Ohio Education

Association, representing approximately 109 employees in various classifications for the period 9/1/2012 - 8/31/2015 to extend the time period to 12/31/2016 and to modify language in various Articles; directing that funds necessary to implement the amendment be budgeted and appropriated; 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: Council President Brady on behalf of Cuyahoga County Board of Developmental Disabilities

Clerk Schmotzer read Resolution No. R2015-0026 into the record. No legislative action was taken by Council.

[Clerk's Note: This item will become effective on February 14, 2015, as a matter of law.]

- 2) R2015-0027: A Resolution approving an amendment to a Collective Bargaining Agreement between Cuyahoga County Board of Developmental Disabilities and Ohio Association of Public School Employees, Local 744, affiliated with Association of Federal, State, County and Municipal Employees, AFL-CIO, Chapter 744, representing approximately 86 employees in various classifications for the period 1/1/2013 - 12/31/2015 to extend the time period to 12/31/2016 and to modify language in various Articles; directing that funds necessary to implement the amendment be budgeted and appropriated; 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: Council President Brady on behalf of Cuyahoga County Board of Developmental Disabilities

Clerk Schmotzer read Resolution No. R2015-0027 into the record. No legislative action was taken by Council.

[Clerk's Note: This item will become effective on February 14, 2015, as a matter of law.]

- 3) R2015-0028: A Resolution approving an amendment to a Collective Bargaining Agreement between Cuyahoga County

Board of Developmental Disabilities and Service Employees International Union, District 1199, WV/KY/OH, the Healthcare and Social Services Union, representing approximately 168 employees in various classifications in Services and Support Administration for the period 1/1/2013 - 12/31/2015 to extend the time period to 12/31/2016 and to modify language in various Articles; directing that funds necessary to implement the amendment be budgeted and appropriated; 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: Council President Brady on behalf of Cuyahoga County Board of Developmental Disabilities

Clerk Schmotzer read Resolution No. R2015-0028 into the record. No legislative action was taken by Council.

[Clerk's Note: This item will become effective on February 14, 2015, as a matter of law.]

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

- 1) R2015-0003: A Resolution adopting various changes to the Cuyahoga County Non-bargaining Classification Plan, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmember Conwell on behalf of Personnel Review Commission

On a motion by Mr. Brady with a second by Ms. Conwell, Resolution No. R2015-0003 was considered and adopted by unanimous vote.

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

- 1) O2015-0004: An Ordinance establishing the process by which county officers or employees serving on public bodies may designate alternates to serve in their stead, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: Council President Brady

Council President Brady referred Ordinance No. O2015-0004 to the Council Operations & Intergovernmental Relations Committee.

- 2) O2015-0005: An Ordinance enacting Section 206.12 of the Cuyahoga County Code to specify the County's representation on the Cuyahoga County Planning Commission, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: Council President Brady

Council President Brady referred Ordinance No. O2015-0005 to the Council Operations & Intergovernmental Relations Committee.

10. LEGISLATION INTRODUCED BY EXECUTIVE

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

A motion was made by Mr. Gallagher, seconded by Mr. Schron and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2015-0029.

- 1) R2015-0029: A Resolution amending the 2014/2015 Biennial Operating Budget for 2015 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 Budish/Fiscal Officer/Office of Budget & Management

On a motion by Mr. Greenspan with a second by Mr. Miller, Resolution No. R2015-0029 was considered and adopted by unanimous vote.

- b) CONSIDERATION OF RESOLUTIONS FOR FIRST READING AND REFERRAL TO COMMITTEE
 - 1) R2015-0030: A Resolution confirming the County Executive's appointment of Michael Foley, upon his taking the oath of office, as Director of the Department of Sustainability; and

declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2015-0030 to the Committee of the Whole.

- 2) R2015-0031: A Resolution making an award on RQ32491 to ReliaStar Life Insurance Company dba Voya Financial, Inc. in the amount not-to-exceed \$2,485,909.00 for stop loss insurance services for County employees and their eligible dependents 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 Budish/Department of Human Resources

Council President Brady referred Resolution No. R2015-0031 to the Human Resources, Appointments & Equity Committee.

- 3) R2015-0032: A Resolution making an award on RQ32408 to Joshen Paper & Packaging Co. in the amount not-to-exceed \$1,435,000.00 for furnishing and delivery of reprographic paper for various County departments for the period 3/1/2015 - 2/28/2018; 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 Budish/Office of Procurement & Diversity on behalf of Department of Public Works

Council President Brady referred Resolution No. R2015-0032 to the Public Works, Procurement & Contracting Committee.

- 4) R2015-0033: A Resolution making an additional Cuyahoga County 9-1-1 Consolidation Shared Services Fund award to City of Bedford Heights on behalf of Southeast Council of Governments in the amount not-to-exceed \$393,447.00 for Public Safety Answering Point consolidation support; authorizing an amendment to Agreement No. AG1300195-01

with City of Bedford Heights for the period 11/1/2013 - 12/31/2014 to extend the time period to 12/31/2015 and for additional funds in the amount not-to-exceed said award; authorizing the County Executive to execute the amendment and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Safety and Justice Services/Office of Emergency Management on behalf of 9-1-1 Consolidation Shared Services Fund Review Committee

Council President Brady referred Resolution No. R2015-0033 to the Public Safety & Justice Affairs Committee.

- 5) R2015-0034: A Resolution making a Cuyahoga County 9-1-1 Consolidation Shared Services Fund award to City of Parma on behalf of Parma Emergency Regional Dispatch Center in the amount not-to-exceed \$971,911.00 for Public Safety Answering Point consolidation support for the period 2/1/2015 - 1/31/2016; authorizing the County Executive to execute the agreement and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Safety and Justice Services/Office of Emergency Management on behalf of 9-1-1 Consolidation Shared Services Fund Review Committee

Council President Brady referred Resolution No. R2015-0034 to the Public Safety & Justice Affairs Committee.

- 6) R2015-0035: A Resolution authorizing an agreement with Cuyahoga County Prosecutor's Office in the amount not-to-exceed \$2,348,203.00 for legal services for the period 1/1/2015 - 12/31/2015; 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.

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

Council President Brady referred Resolution No. R2015-0035 to the Health, Human Services & Aging Committee.

c) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION FOR SECOND READING

- 1) R2015-0023: A Resolution making an award on RQ32046 to Johnson Controls, Inc. in the amount not-to-exceed \$1,103,352.00 for preventative maintenance services for Metasys and Heating, Ventilation and Air Conditioning Systems at the Justice Center Complex, including Jails I and II and the Juvenile Justice Center, for the period 4/1/2015 - 3/31/2018; 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 Budish/Department of Public Works

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

Clerk Schmotzer read Resolution No. R2015-0023 into the record.

This item will move to the February 24, 2015 Council meeting agenda for consideration for third reading adoption.

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

A motion was made by Mr. Gallagher, seconded by Mr. Schron and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2015-0024 and R2015-0025.

- 1) R2015-0024: 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 \$722,620.44; 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 \$72,262.04 to fund said

amendment; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Works/Division of County Engineer and Councilmember Conwell

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

On a motion by Mr. Schron with a second by Mr. Miller, Resolution No. R2015-0024 was considered and adopted by unanimous vote.

2) R2015-0025: A Resolution making an award on RQ32019 to Schirmer Construction LLC in the amount not-to-exceed \$899,902.00 for design-build engineering services for replacement of various culverts in various municipalities; 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 said amount to fund said contract; and declaring the necessity that this Resolution become immediately effective:

- i) Akins Road Culvert 01.12 over a creek to the east branch of the Rocky River in the City of North Royalton.
- ii) Eastland Road Culvert 00.53 over an unnamed stream in the City of Middleburg Heights.

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

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

On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2015-0025 was considered and adopted by unanimous vote.

e) CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

1) R2014-0299: A Resolution adopting various changes to the Cuyahoga County Non-Bargaining Classification Plan, and

declaring the necessity that this Resolution become immediately effective.

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

On a motion by Ms. Conwell with a second by Mr. Miller, Resolution No. R2014-0299 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Miller reported that the Council Operations & Intergovernmental Relations Committee will meet on Tuesday, February 13, 2015 at 3:00 p.m. and tentatively on Monday, March 9, 2015 at 9:00 a.m.

Mr. Gallagher reported that the Public Safety & Justice Affairs Committee will meet on Tuesday, February 17, 2015 at 1:00 p.m.

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, February 17, 2015 at 10:00 a.m.

Mr. Jones reported that the Health, Human Services & Aging Committee will meet on Wednesday, February 18, 2015 at 1:00 p.m.

Mr. Hairston reported that the Community Development Committee will meet on Monday, February 23, 2015 at 9:00 a.m.

12. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

13. PUBLIC COMMENT UNRELATED TO AGENDA

Mr. Satinder Puri addressed Council regarding issues of concern to him relating to proposed renovations to Public Square and, as a result of the renovations, traffic congestion.

Rev. Pamela Pinkney Butts addressed Council regarding issues of concern to her.

14. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Hairston with a second by Mr. Gallagher, the meeting was adjourned at 5:38 p.m., without objection.