



## **MINUTES**

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING  
TUESDAY, MAY 26, 2015  
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS  
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4<sup>TH</sup> FLOOR  
5:00 PM**

**1. CALL TO ORDER**

**Council Vice-President Jones called the meeting to order at 5:02 p.m.**

**2. ROLL CALL**

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

**A motion was then made by Mr. Schron, seconded by Ms. Brown and approved by unanimous vote to excuse Mr. Miller and Mr. Brady from the meeting.**

**3. PLEDGE OF ALLEGIANCE**

**The Pledge of Allegiance was recited.**

**4. SILENT MEDITATION**

**Council Vice-President Jones asked for a moment of silent meditation in honor of Memorial Day and in memory of Frank J. Gallo, father of Cleveland Councilwoman Dona Brady and father-in-law of Council President Dan Brady, who passed away recently.**

**5. PUBLIC COMMENT RELATED TO AGENDA**

**Rev. Pamela Pinkney Butts addressed Council regarding issues of concern to her related to various agenda items.**

6. APPROVAL OF MINUTES

- a) May 12, 2015 Committee of the Whole Meeting
- b) May 12, 2015 Regular Meeting

**A motion was made by Mr. Hairston, seconded by Ms. Conwell and approved by majority vote to approve the minutes of the May 12, 2015 Committee of the Whole and Regular meetings, with Councilmembers Gallagher and Greenspan recusing themselves from the vote.**

7. ANNOUNCEMENTS FROM THE COUNCIL VICE-PRESIDENT

**Council Vice-President Jones made the following announcements:**

- a) **Reported on a trip he had taken with students involved in the Closing the Achievement Gap (CTAG) Program.**
- b) **Reported on successful aspects of the Social Entrepreneurship Pilot Program.**
- c) **Discussed the Brelo trial verdict and related protests.**

8. MESSAGES FROM THE COUNTY EXECUTIVE

**County Executive Budish also discussed the aftermath of the Brelo verdict and thanked law enforcement and the clergy for their role in a relatively peaceful outcome.**

9. RECEIPT OF DOCUMENT SUBMITTED TO COUNCIL

- a) Cuyahoga County Veterans Service Commission 2016 Tax Budget

**Council Vice-President Jones noted that the Cuyahoga County Veterans Service Commission had submitted its 2016 Tax Budget in accordance with the Ohio Revised Code.**

10. LEGISLATION INTRODUCED BY COUNCIL

- a) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

**A motion was made by Mr. Germana, seconded by Ms. Simon and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution No. R2015-0088.**

- 1) R2015-0088: A Resolution making an award to College Now Greater Cleveland in the amount of \$500,000.00 from the Cuyahoga County Educational Assistance Fund for Component Two of the Cuyahoga County Educational Assistance Program for the period ending 6/30/2019; 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.

Sponsors: Councilmembers Simon, Miller and Hairston

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

**On a motion by Ms. Simon with a second by Ms. Conwell, Resolution No. R2015-0088 was considered and adopted by unanimous vote.**

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

- 1) O2015-0009: An Ordinance amending Chapter 713 of the Cuyahoga County Code to provide for the establishment of various service fees at the Cuyahoga County Animal Shelter, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: Councilmember Simon

**Council Vice-President Jones referred Ordinance No. O2015-0009 to the Education, Environment & Sustainability Committee.**

- c) COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR SECOND READING

- 1) O2015-0008: An Ordinance amending Section 804.02 of the Cuyahoga County Code to repeal the Cuyahoga County College Savings Account Program and to provide an orderly winding down for program participants; repealing Section 207.03 of the Cuyahoga County Code; and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Greenspan, Simon and Schron

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

**Clerk Schmotzer read Ordinance No. O2015-0008 into the record.**

**This item will move to the June 9, 2015 Council meeting agenda for consideration for third reading adoption.**

11. 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. R2015-0097 and R2015-0098.**

- 1) R2015-0097: 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

**Mr. Greenspan introduced a proposed amendment to Resolution No. R2015-0097. Discussion ensued.**

**A motion was then made by Mr. Greenspan, seconded by Mr. Schron and approved by unanimous vote to amend Resolution No. R2015-0097 by deleting item "A" in Section 1.**

**On a motion by Ms. Conwell with a second by Mr. Schron, Resolution No. R2015-0097 was considered and adopted by unanimous vote, as amended.**

- 2) R2015-0098: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and Teamsters Local 436, affiliated with the International Brotherhood of

Teamsters, representing approximately 26 employees in various classifications in the Department of Public Works/Division of Maintenance for the period 1/1/2015 - 12/31/2017; 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.

Sponsor: County Executive Budish/Departments of Law and Public Works

**On a motion by Mr. Jones with a second by Mr. Schron, Resolution No. R2015-0098 was considered and adopted by unanimous vote.**

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

- 1) R2015-0099: A Resolution confirming the County Executive's reappointment of The Honorable Gary A. Norton, Jr., to serve on the Greater Cleveland Regional Transit Authority Board of Trustees for a term ending 2/28/2018; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

**Council Vice-President Jones referred Resolution No. R2015-0099 to the Human Resources, Appointments & Equity Committee.**

- 2) R2015-0100: A Resolution confirming the County Executive's reappointment of A. Steven Dever to serve, in his official capacity as representative of Cuyahoga County, on the Lake Erie Energy Development Corporation Board of Directors for the term 5/1/2015 - 4/30/2017; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

**Council Vice-President Jones referred Resolution No. R2015-0100 to the Human Resources, Appointments & Equity Committee.**

- 3) R2015-0101: A Resolution confirming the County Executive's appointment of Michael W. Dever to serve on the District One Public Works Integrating Committee for the term 6/22/2015 -

6/21/2018; confirming the appointment of Jamal Husani to serve as alternate to Michael W. Dever; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

**Council Vice-President Jones referred Resolution No. R2015-0101 to the Human Resources, Appointments & Equity Committee.**

- 4) R2015-0102: A Resolution confirming the County Executive's reappointment of Stanley Kosilesky to serve on the District One Public Works Integrating Committee for a term ending 6/21/2018; confirming the appointment of Michael Kubek to serve as alternate to Stanley Kosilesky; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

**Council Vice-President Jones referred Resolution No. R2015-0102 to the Human Resources, Appointments & Equity Committee.**

- 5) R2015-0103: A Resolution authorizing an amendment to Contract No. CE1300435-01 with Child Care Resource Center of Cuyahoga County dba Starting Point for out-of-school time and transition services for the Out-of-School Time Program for the period 9/1/2013 - 9/30/2015 to extend the time period to 9/30/2016 and for additional funds in the amount not-to-exceed \$1,400,000.00; 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 Budish/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council

**Council Vice-President Jones referred Resolution No. R2015-0103 to the Education, Environment & Sustainability Committee.**

- c) COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION FOR SECOND READING
  - 1) R2015-0096: A Resolution authorizing amendments to agreements and contracts with various providers for the Cuyahoga County Fatherhood Initiative for the period

7/1/2014 - 6/30/2015 to extend the time period to 6/30/2016 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:

i) Agreements:

- a) No. AG1400099-01 with Cuyahoga County District Board of Health in the amount not-to-exceed \$70,000.00 for the Prevent Premature Fatherhood Program.
- b) No. AG1400100-01 with The MetroHealth System in the amount not-to-exceed \$44,000.00 for the Boot Camp for New Dads Program.
- c) No. AG1400101-01 with Department of Public Safety and Justice Services/ Division of Mediation in the amount not-to-exceed \$40,000.00 for mediation, custody filing, visitation and referral services.

ii) Contracts:

- a) No. CE1400181-01 with Career Development and Placement Strategies Inc. in the amount not-to-exceed \$100,000.00 for the Rising Above Program.
- b) No. CE1400182-01 with The Centers for Families and Children in the amount not-to-exceed \$83,000.00 for the Families and Fathers Together Program.
- c) No. CE1400183-01 with Domestic Violence & Child Advocacy Center in the amount not-to-exceed \$83,000.00 for the Supervised Visitation Program.

- d) No. CE1400184-01 with JDC Advertising in the amount not-to-exceed \$70,000.00 for a Public Awareness Campaign.
- e) No. CE1400185-01 with The Children’s Museum of Cleveland in the amount not-to-exceed \$30,000.00 for the Dad’s Count Program.
- f) No. CE1400186-02 with Murtis Taylor Human Services System fka Murtis H. Taylor Multi-Service Center in the amount not-to-exceed \$60,000.00 for the Strong Fathers Program.
- g) No. CE1400187-01 with Passages Connecting Fathers and Sons, Inc. in the amount not-to-exceed \$100,000.00 for the Jobs for Dads Program.
- h) No. CE1400189-01 with University Settlement, Incorporated in the amount not-to-exceed \$52,000.00 for the Healthy Fathering Program.
- i) No. CE1400188-01 with Towards Employment, Incorporated in the amount not-to-exceed \$100,000.00 for the Network 4 Success Fatherhood Program.

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

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

**Clerk Schmotzer read Resolution No. R2015-0096 into the record.**

**This item will move to the June 9, 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. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2015-0090, R2015-0091, R2015-0092, R2015-0094 and R2015-0095.**

- 1) R2015-0090: A Resolution making an award on RQ32971 to Perk Company, Inc. in the amount not-to-exceed \$2,739,971.50 for resurfacing Woodhill Road from Quincy Avenue to Kinsman Road in the City of Cleveland; 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.

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. Germana with a second by Mr. Schron, Resolution No. R2015-0090 was considered and adopted by unanimous vote.**

- 2) R2015-0091: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5021 for replacement of Cedar Road Bridge No. 02.39 fka Bridge No. 229 over Doan Brook in the City of Cleveland; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; 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.

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. Germana with a second by Ms. Conwell, Resolution No. R2015-0091 was considered and adopted by unanimous vote.**

- 3) R2015-0092: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5020 for replacement of Lakeshore Boulevard Bridge No. 01.12 fka Bridge No. 188 over Nine Mile Creek in the Village of Bratenahl; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; 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.

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. Germana with a second by Mr. Hairston, Resolution No. R2015-0092 was considered and adopted by unanimous vote.**

- 4) R2015-0094: A Resolution authorizing an amendment to Contract No. CE1200487-01 with Employee Benefits International, Inc. for professional healthcare consultant services for the period 8/1/2012 - 7/31/2015 to extend the time period to 7/31/2018 and for additional funds in the amount not-to-exceed \$823,375.00; 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 Budish/Department of Human Resources

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

**On a motion by Ms. Conwell with a second by Ms. Brown, Resolution No. R2015-0094 was considered and adopted by unanimous vote.**

- 5) R2015-0095: A Resolution amending Resolution No. R2014-0259 dated 12/9/2014, which made an award on RQ30390 to Medical Mutual of Ohio for the period 1/1/2015 - 12/31/2017, by changing the amount not-to-exceed from \$116,156,022.00 to \$141,636,022.00 to include (a) \$116,156,022.00 for group healthcare benefits including medical and pharmacy benefit

management services for County employees and their eligible dependents; and (b) \$25,480,000.00 for group healthcare benefits including medical and pharmacy benefit management services for Cuyahoga County Benefits Regionalization Program participants' employees and their eligible dependents; authorizing the County Executive to execute all documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Human Resources

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

**On a motion by Ms. Conwell with a second by Ms. Brown, Resolution No. R2015-0095 was considered and adopted by unanimous vote.**

e) CONSIDERATION OF RESOLUTIONS FOR THIRD READING ADOPTION

- 1) R2015-0049: A Resolution authorizing the issuance and sale of County sales tax revenue bonds, in an aggregate principal amount not-to-exceed \$13,000,000.00, for the purpose of paying or reimbursing the costs of constructing, reconstructing, refurbishing, renovating and improving permanent improvements to publicly owned park space known as Public Square, together with all necessary appurtenances and work incidental thereto, and for the purpose of paying any capitalized interest on the bonds and paying the costs of issuance in connection therewith; authorizing the execution of one or more agreements in cooperation with other parties and in furtherance of the project, authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official statement; approving and authorizing the execution of a trust indenture and a continuing disclosure agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Development

Bond Counsel: Squire Patton Boggs

**Mr. Greenspan introduced a proposed substitute to Resolution No. R2015-0049. Discussion ensued.**

**A motion was then made by Mr. Greenspan, seconded by Ms. Conwell and approved by unanimous vote to accept the substitute.**

**On a motion by Mr. Schron with a second by Mr. Greenspan, Resolution No. R2015-0049 was considered and adopted by unanimous vote, as substituted.**

- 2) R2015-0082: A Resolution authorizing an agreement with State of Ohio, Office of the Auditor in the amount not-to-exceed \$533,000.00 for an annual audit for Calendar Year 2014 for the period 2/5/2015 - 9/30/2015; 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 Budish/Fiscal Officer

**On a motion by Mr. Greenspan with a second by Ms. Conwell, Resolution No. R2015-0082 was considered and adopted by unanimous vote.**

- 3) R2015-0083: A Resolution authorizing a revenue generating agreement with The MetroHealth System in the amount not-to-exceed \$3.00 for lease of space at William Patrick Day Services Center, located at 2421 Community College Avenue, Cleveland, for the Cuyahoga County Women, Infant and Children's Program for the period 7/1/2015 - 6/30/2018; 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.

Sponsors: County Executive Budish on behalf of Cuyahoga County Board of Developmental Disabilities

**On a motion by Mr. Germana with a second by Ms. Conwell, Resolution No. R2015-0083 was considered and adopted by unanimous vote.**

- 4) R2015-0085: A Resolution authorizing an amendment to Contract No. CE1300322-01 with Catholic Charities Corporation for pre-employment screening services for Ohio Works First applicants for the period 7/1/2013 - 6/30/2015 to extend the time period to 6/30/2016 and for additional funds in the amount not-to-exceed \$517,100.00; 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 Budish/Department of Health and Human Services/Cuyahoga Job and Family Services

**On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2015-0085 was considered and adopted by unanimous vote.**

f) CONSIDERATION OF AN ORDINANCE FOR THIRD READING ADOPTION

- 1) O2014-0037: An Ordinance amending the County's contracting procedures by amending Chapter 501 of the Cuyahoga County Code, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Former County Executive FitzGerald; Councilmembers Jones, Miller, Conwell, Germana and Hairston; and Former Councilmember Connally

**On a motion by Mr. Germana with a second by Ms. Conwell, Ordinance No. O2014-0037 was considered and adopted by unanimous vote.**

12. MISCELLANEOUS COMMITTEE REPORTS

**Mr. Greenspan reported that the Finance & Budgeting Committee will meet on Monday, June 1, 2015 at 1:00 p.m.**

**Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, June 2, 2015 at 10:00 a.m. and on Tuesday, June 16, 2015 at 10:00 a.m.**

**Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, June 3, 2015 at 3:00 p.m.**

13. MISCELLANEOUS BUSINESS

**Mr. Schron reported that an agreement between the U.S. Department of Justice and the City of Cleveland is now in place and provides for reforms to the Cleveland Police Department.**

**Ms. Simon reported that the City of Houston is flooded due to extreme weather conditions, which she feels is the result of global warming, and thanked her colleagues for supporting the County's Department of Sustainability and its efforts.**

14. PUBLIC COMMENT UNRELATED TO AGENDA

**There was no public comment given unrelated to the agenda.**

15. ADJOURNMENT

**With no further business to discuss, Council Vice-President Jones adjourned the meeting at 5:58 p.m., without objection.**