



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, NOVEMBER 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 5:02 p.m.

2. ROLL CALL

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

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Brady requested a moment of silent meditation be dedicated in honor of Veteran's Day.

5. PUBLIC COMMENT RELATED TO AGENDA

Rev. Pamela Pinkney Butts addressed Council regarding Resolution No. R2015-0223, a Resolution approving The MetroHealth System's policies and procedures to participate in one or more joint purchasing associations.

6. APPROVAL OF MINUTES

- a) October 22, 2015 Committee of the Whole Meeting
- b) October 23, 2015 Committee of the Whole Meeting
- c) October 27, 2015 Committee of the Whole Meeting
- d) October 27, 2015 Regular Meeting
- e) October 29, 2015 Committee of the Whole Meeting

A motion was made by Mr. Hairston, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the October 22, 2015, October 23, 2015, October 27, 2015 and October 29, 2015 Committee of the Whole meetings and the October 27, 2015 Regular meeting.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

There were no announcements from Council President Brady.

8. MESSAGES FROM THE COUNTY EXECUTIVE

There were no messages from County Executive Budish.

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. R2015-0223.

- 1) R2015-0223: 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 2016, in accordance with Ohio Revised Code Section 339.05; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmember Germana on behalf of The MetroHealth System

On a motion by Mr. Germana and a second by Ms. Conwell, Resolution No. R2015-0223 was considered and adopted by unanimous vote.

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

- 1) R2015-0224: 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

Council President Brady referred Resolution No. R2015-0224 to the Human Resources, Appointments & Equity Committee.

- c) CONSIDERATION OF A RESOLUTION OF COUNCIL FOR THIRD READING ADOPTION

- 1) R2015-0171: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$4,000,000.00 to City of Euclid for the benefit of Phase II of the Waterfront Improvement Plan located in the City of Euclid; directing the Director of Development or his/her designee to prepare all documents to effectuate said loan; directing and authorizing the County Executive and/or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Simon, Miller, Greenspan **and** Hairston

Ms. Simon introduced a proposed substitute to Resolution No. R2015-0171. Discussion ensued.

A motion was then made by Ms. Simon, seconded by Mr. Brady and approved by unanimous vote to accept the proposed substitute.

On a motion by Ms. Simon with a second by Mr. Miller, Resolution No. R2015-0171 was considered and adopted by unanimous vote, as substituted.

10. LEGISLATION INTRODUCED BY EXECUTIVE

- a) CONSIDERATION OF A RESOLUTION FOR FIRST READING

- 1) R2015-0225: A Resolution approving The MetroHealth System Year 2016 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 2016/2017 Biennial Operating Budget and Capital Improvements Program for 2016; and declaring the necessity that this Resolution become immediately effective.

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

Clerk Schmotzer read Resolution No. R2015-0225 into the record.

This item will move to the November 24, 2015 Council meeting agenda for consideration for second reading.

b) 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. R2015-0226 and R2015-0227.

- 1) R2015-0226: A Resolution appointing Egdilio J. Morales to serve as Interim Director of Human Resources from 11/2/2015 through 2/29/2016, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

On a motion by Ms. Conwell with a second by Mr. Brady, Resolution No. R2015-0227 was considered and adopted by unanimous vote.

- 2) R2015-0227: 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; amending Resolution No. R2015-0217 dated 10/27/2015 to reconcile appropriations for 2015; 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 substitute to Resolution No. R2015-0227. Discussion ensued.

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

On a motion by Mr. Greenspan with a second by Mr. Brady, Resolution No. R2015-0227 was considered and adopted by unanimous vote, as substituted.

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

- 1) R2015-0228: A Resolution declaring that public convenience and welfare requires reconstruction of Tiedeman Road approaches to Interstate 480 in the City of Brooklyn; total estimated project cost \$1,400,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.

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

Council President Brady referred Resolution No. R2015-0228 to the Public Works, Procurement & Contracting Committee.

- 2) R2015-0229: A Resolution authorizing an amendment to Contract No. CE11084-04 with Mt. Pleasant NOW Development Corporation for lease of office space for use by Department of Health and Human Services/Division of Senior and Adult Services for the period 10/1/2000 - 12/31/2015 to extend the time period to 12/31/2020 and for additional funds in the amount not-to-exceed \$2,168,430.00; 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 Budish/Departments of Public Works and Health and Human Services/Division of Senior and Adult Services **and Councilmember Conwell**

Council President Brady referred Resolution No. R2015-0229 to the Public Works, Procurement & Contracting Committee.

- 3) R2015-0230: A Resolution authorizing an amendment to Contract No. CE1000867-01 with The Near West Side Multi-Service Corporation dba May Dugan Center for lease of office space for use by Cuyahoga County Court of Common Pleas/Adult Probation Department for the period 8/1/2010 - 7/31/2015 to extend the time period to 7/31/2020 and for additional funds in the amount not-to-exceed \$174,820.00; 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 Budish/Department of Public Works on behalf of Cuyahoga County Court of Common Pleas/Adult Probation Department **and Councilmember Conwell**

Council President Brady referred Resolution No. R2015-0230 to the Public Works, Procurement & Contracting Committee.

- 4) R2015-0231: A Resolution authorizing a revenue generating agreement with State of Ohio Attorney General for collection of delinquent debt owed to Cuyahoga County, effective 12/1/2015; 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 Law

Council President Brady referred Resolution No. R2015-0231 to the Finance & Budgeting Committee.

- 5) R2015-0232: A Resolution authorizing a contract with Mid-West Direct Presort Mailing Services, Inc. in the amount not-to-exceed \$750,000.00 for electronic certified mail services for the period 10/1/2015 - 9/30/2018; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Clerk of Courts

Council President Brady referred Resolution No. R2015-0232 to the Public Safety & Justice Affairs Committee.

- 6) R2015-0233: A Resolution rescinding Resolution No. R2015-0050 dated 4/14/2015, which made a Cuyahoga County 9-1-1 Consolidation Shared Services Fund award to City of Beachwood on behalf of Eastside Departments Group Enforcement in the amount not-to-exceed \$1,968,000.00 for Public Safety Answering Point consolidation support for the period 2/1/2015 - 1/31/2016; 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. R2015-0233 to the Public Safety & Justice Affairs Committee.

- 7) R2015-0234: A Resolution authorizing a revenue generating agreement with City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,922,185.00 for legal services for indigent persons 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.

Sponsors: County Executive Budish on behalf of Public Defender Commission and Councilmember Conwell

Council President Brady referred Resolution No. R2015-0234 to the Public Safety & Justice Affairs Committee.

- 8) R2015-0235: A Resolution making an award on RQ33447 to Maximus Human Services, Inc. in the amount not-to-exceed \$1,372,804.51 for the Work Experience Program for work-required public assistance recipients for the period 1/1/2016 - 12/31/2016; 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 Budish/Department of Health and Human Services/Cuyahoga Job and Family Services

Council President Brady referred Resolution No. R2015-0235 to the Health, Human Services & Aging Committee.

d) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- 1) R2015-0210: A Resolution authorizing the issuance and sale of County excise tax revenue bonds, in an aggregate principal amount not-to-exceed \$65,000,000.00, for the purpose of paying the costs of constructing, renovating, improving or repairing sports facilities and reimbursing the County for costs incurred by the County in the construction of sports facilities and for the purpose of paying any capitalized interest on the Bonds, funding any required reserve funds, and paying the costs of issuance in connection therewith; 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/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire Patton Boggs

Committee Assignment and Chair: Committee of the Whole – Brady

Clerk Schmotzer read Resolution No. R2015-0210 into the record.

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

- 2) R2015-0219: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$500,000.00 to City of Euclid for the benefit of the St. Clair Industrial Roadway Project located at St. Clair Avenue from East 222nd Street to Babbitt Road in the City of Euclid; authorizing the County Executive and Director of Development to execute all

documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Development and Councilmember Simon

Committee Assignment and Chair: Economic Development & Planning – Schron

Clerk Schmotzer read Resolution No. R2015-0219 into the record.

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

- 3) R2015-0220: A Resolution making an award on RQ33385 and authorizing an Economic Development Fund loan to JumpStart, Inc. in the amount not-to-exceed \$2,000,000.00 for administration of the Cuyahoga County Early Stage Loan Fund; authorizing the County Executive and Director of Development to execute all documents consistent with said award and loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Development and Councilmembers Germana, Miller and Simon

Committee Assignment and Chair: Economic Development & Planning – Schron

Clerk Schmotzer read Resolution No. R2015-0220 into the record.

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

- 4) R2015-0221: A Resolution making an award on RQ33461 and authorizing an Economic Development Fund loan to JumpStart, Inc. in the amount not-to-exceed \$2,500,000.00 for administration of the Cuyahoga County Innovation Match for Pre-Seed Capital Fund Program; authorizing the County Executive and Director of Development to execute all documents consistent with said award and loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Development and Councilmembers Germana, Miller and Simon

Committee Assignment and Chair: Economic Development & Planning – Schron

Clerk Schmotzer read Resolution No. R2015-0221 into the record.

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

- e) COMMITTEE REPORT AND 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 Rule 9D and to place on final passage Resolution No. R2015-0222.

- 1) R2015-0222: A Resolution making an award on RQ34252 to Educational Service Center of Cuyahoga County in the amount not-to-exceed \$602,000.00 for fiscal agent services for Families and Schools Together, Bright Beginnings and Parent Services Programs in connection with the FY2016 Ohio Children's Trust Fund Grant Program for the period 10/1/2015 - 9/30/2016; 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.

Sponsor: County Executive Budish/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. Brady, Resolution No. R2015-0222 was considered and adopted by unanimous vote.

- f) CONSIDERATION OF RESOLUTIONS FOR THIRD READING ADOPTION

- 1) R2015-0204: A Resolution confirming the County Executive's reappointment of Erika Anthony to serve on the Cuyahoga

County Public Defender Commission for the term 1/1/2016 - 12/31/2019, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

On a motion by Ms. Conwell with a second by Ms. Brown, Resolution No. R2015-0204 was considered and adopted by unanimous vote.

- 2) R2015-0212: A Resolution declaring the necessity of submitting to the electors of Cuyahoga County the question of a renewal levy of 4.8 mill Health and Human Services levy for the purpose of supplementing general fund appropriations for health and human or social services, for a period of eight years, outside the ten mill limitation, in accordance with the provision of Section 5705.191 of the Ohio Revised Code; and declaring the necessity that this Resolution become immediately effective.

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

On a motion by Mr. Schron with a second by Mr. Jones, Resolution No. R2015-0212 was considered and adopted by unanimous vote.

- 3) R2015-0214: A Resolution authorizing a contract with United Way 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 1/1/2016 - 12/31/2016; authorizing the County Executive to execute the contract 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 Mr. Miller, Resolution No. R2015-0214 was considered and adopted by unanimous vote.

- 4) R2015-0215: A Resolution authorizing an amendment to Contract No. CE1200260-01 with Mental Health Services for Homeless Persons, Inc. dba FrontLine Service for transitional housing program services for the period 6/1/2012 - 9/30/2015 to extend the time period to 9/30/2016 and for additional

funds in the amount not-to-exceed \$1,208,240.00; 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 Budish/Department of Health and Human Services/Division of Community Initiatives/Office of Homeless Services **and Councilmember Conwell**

On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2015-0215 was considered and adopted by unanimous vote.

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

- 1) R2015-0196: A Resolution authorizing a Casino Revenue Fund loan in the amount not-to-exceed \$2,000,000.00 to Corning Place Ohio, LLC for the benefit of the Garfield Building Project located at 1965 East 6th Street, Cleveland; authorizing the County Executive and Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Development **and Councilmember Conwell**

Committee Assignment and Chair: Economic Development & Planning – Schron

On a motion by Mr. Schron with a second by Mr. Brady, Resolution No. R2015-0196 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Greenspan reported that the Finance & Budgeting Committee will meet on Monday, November 16, 2015 at 1:00 p.m.

Mr. Germana reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, November 18, 2015 at 10:00 a.m.

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

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

12. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

13. PUBLIC COMMENT UNRELATED TO AGENDA

Mr. Satindur Puri addressed Council regarding the renewal of the excise tax on cigarette sales in order to fund Cuyahoga County arts and cultural programs.

Rev. Pamela Pinkney Butts addressed Council regarding the voting process.

Mr. Al Porter, Jr. addressed Council regarding funding for sports facilities.

14. ADJOURNMENT

With no further business to discuss, Council President Brady adjourned the meeting at 5:42 p.m., without objection.