



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, JUNE 25, 2019
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 5:17 p.m.

2. ROLL CALL

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

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

There was no moment of silent meditation.

5. PUBLIC COMMENT

Mr. Dave Dorrance addressed Council regarding removing pollutants from Lake Erie.

Ms. Loh addressed Council regarding workforce development programs and homelessness.

6. APPROVAL OF MINUTES

- a) June 11, 2019 Committee of the Whole Meeting
- b) June 11, 2019 Regular Meeting

A motion was made by Mr. Schron, seconded by Ms. Brown and approved by unanimous vote to approve the minutes from the June 11, 2019 Committee of the Whole and Regular meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

Council President Brady thanked Public Service Fellow, Curt Williams, for his service to Council. He also thanked The Cleveland Foundation for allowing us to be part of its Fellowship Program.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish reported that the County hosted tours of the Veterans Memorial Bridge and also participated in the groundbreaking ceremony for the final phase of the Towpath Trail. He thanked the Department of Public Works employees and the many volunteers who assisted with the events.

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 Ms. Brown and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2019-0142.

- 1) R2019-0142: A Resolution providing for the appointment of James P. Boyle as Research and Policy Analyst to serve the Council of Cuyahoga County, and declaring the necessity that this Resolution become immediately effective.

Sponsor: Council President Brady/Chief of Staff

On a motion by Mr. Brady with a second by Mr. Gallagher, Resolution No. R2019-0142 was considered and adopted by unanimous vote.

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

- 1) R2019-0143: 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 Brown on behalf of Cuyahoga County Personnel Review Commission

Council President Brady referred Resolution No. R2019-0143 to the Human Resources, Appointments & Equity Committee.

- 2) R2019-0144: A Resolution providing for the submission to the electors of the County of Cuyahoga an amendment to repeal Section 5.08 and enact Article XVI of the County Charter to provide for additional requirements of the Sheriff, including the powers, duties, qualifications, term, and removal process of the office; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Tuma, Simon and Jones

Council President Brady referred Resolution No. R2019-0144 to the Committee of the Whole.

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 Ms. Brown and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2019-0145, R2019-0146 and R2019-0147.

- 1) R2019-0145: A Resolution amending the 2018/2019 Biennial Operating Budget for 2019 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, 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 and Management

Ms. Baker introduced a proposed amendment on the floor to Resolution No. R2019-0145 to delete Item J from Section 1. Discussion ensued.

A motion was then made by Ms. Baker and seconded by Mr. Schron to accept the proposed amendment to Resolution No. R2019-0145. The motion failed by a

majority roll-call vote of 2 yeas and 9 nays with Councilmembers Baker and Schron voting in the affirmative and Councilmembers Stephens, Simon, Miller, Tuma, Gallagher, Conwell, Jones, Brown and Brady casting dissenting votes.

On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2019-0145 was considered and adopted by a majority vote of 9 yeas and 2 nays with Councilmembers Stephens, Simon, Miller, Tuma, Gallagher, Conwell, Jones, Brown and Brady voting in the affirmative and Councilmembers Baker and Schron casting dissenting votes.

- 2) R2019-0146: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, UAW Region 2-B, representing approximately 15 employees in the classifications of Cook, Custodial and Laundry Worker at the Sheriff's Department for the period 7/1/2018 - 6/30/2021; 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/Department of Law and County Sheriff

On a motion by Mr. Miller with a second by Mr. Brady, Resolution No. R2019-0146 was considered and adopted by unanimous vote.

- 3) R2019-0147: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and Ohio Patrolmen's Benevolent Association representing approximately 620 employees in the classification of Correction Officer at the Sheriff's Department for the period 1/1/2020 - 12/31/2022; 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/County Sheriff and Department of Human Resources

On a motion by Mr. Brady with a second by Mr. Miller, Resolution No. R2019-0147 was considered and adopted by unanimous vote.

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

- 1) R2019-0148: A Resolution confirming the County Executive's appointment of Susan Infeld to serve on the Cuyahoga County Community Improvement Corporation Board of Trustees for an unexpired term ending 1/1/2021, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2019-0148 to the Human Resources, Appointments & Equity Committee.

- 2) R2019-0149: A Resolution authorizing an amendment to Contract No. CE1700002-01 with Mott MacDonald, LLC for design engineering services for repair and resurfacing of Sprague Road from Webster Road to York Road in the Cities of Middleburg Heights, North Royalton, Parma and Strongsville, to change the scope of services, effective 6/25/2019, and for additional funds in the amount not-to-exceed \$726,761.00; 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 Public Works/Division of County Engineer

Council President Brady referred Resolution No. R2019-0149 to the Public Works, Procurement & Contracting Committee.

- 3) R2019-0150: A Resolution authorizing an amendment to Contract No. CE1400135-2 with Alto 55 Erievue, LLC, as successor in interest to BZT Acquisition, LLC, for lease of space located at 75 Erievue Plaza, Cleveland, for operation of the Family Justice Center for the period 6/1/2014 - 10/31/2019 to extend the time period to 10/31/2023, and for additional funds in the amount not-to-exceed \$780,360.00; 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/Departments of Public Works and Public Safety and Justice Services/Division of Witness Victim Services

Council President Brady referred Resolution No. R2019-0150 to the Public Works, Procurement & Contracting Committee.

- 4) R2019-0151: A Resolution designating Dollar Bank, Federal Savings Bank an eligible institution as a public depository of active and interim funds of Cuyahoga County; authorizing a bank depository agreement for deposits of said public funds in the deposit limit amount not-to-exceed \$200,000,000.00 for the period 7/1/2019 - 8/23/2021, in accordance with the Uniform Depository Act of Ohio; authorizing the County Executive and/or County Treasurer 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/County Treasurer

Council President Brady referred Resolution No. R2019-0151 to the Finance & Budgeting Committee.

- 5) R2019-0152: A Resolution authorizing a contract with Middough, Inc. in the amount not-to-exceed \$235,000.00 for consultant services for development of a Request for Proposals for operation of a local microgrid for the period 5/3/2019 - 12/31/2020; 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 Sustainability

Council President Brady referred Resolution No. R2019-0152 to the Education, Environment & Sustainability Committee.

- 6) R2019-0153: A Resolution authorizing a Memorandum of Understanding and Agreement among Cuyahoga County, Say Yes to Education Inc. and Cleveland Municipal School District to establish funding responsibilities for year one of the Say Yes

Cleveland Strategy Program for the period 7/24/2019 - 7/23/2020; authorizing a Governance Agreement with various Say Yes to Education partners; accepting a payment in the amount not-to-exceed \$493,000.00 from Cleveland Municipal School District for said Program; authorizing a payment in the amount not-to-exceed \$1,415,000.00 to College Now Greater Cleveland, Inc. as fiscal agent of Say Yes to Education Inc.; authorizing the County Executive to execute the Memorandum of Understanding and Agreement and Governance 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

At the request of Councilmember Simon, Council President Brady referred Resolution No. R2019-0153 to be heard jointly by the Education, Environment & Sustainability and Health, Human Services & Aging Committees.

- 7) R2019-0154: A Resolution authorizing an amendment to Contract No. CE1700230-01 with Emerald Development and Economic Network, Inc. for the Rapid Re-housing Program for homeless individuals and families for the period 1/1/2018 - 12/31/2019 for additional funds in the amount not-to-exceed \$630,826.00; 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/Office of Homeless Services

Council President Brady referred Resolution No. R2019-0154 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 Ms. Brown and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2019-0136, R2019-0137, R2019-0140 and R2019-0141.

- 1) R2019-0136: A Resolution confirming the County Executive's appointment or reappointment of various individuals to serve on the City of Cleveland/Cuyahoga County Workforce Development Board for various terms, and declaring the necessity that this Resolution become immediately effective:
 - i) Appointment for an unexpired term ending 6/30/2020:
 - a) Harriet Applegate
 - ii) Reappointments for the term 7/1/2019 - 6/30/2022:
 - a) Theodore N. Carter
 - b) Ethan S. Karp

Sponsor: County Executive Budish

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

On a motion by Ms. Brown with a second by Ms. Miller, Resolution No. R2019-0136 was considered and adopted by unanimous vote.

- 2) R2019-0137: A Resolution making an award on RQ45246 to Fabrizi Recycling, Inc. in the amount not-to-exceed \$7,347,866.50 for reconstruction and widening of Sprague Road from Webster Road to West 130th Street in the Cities of Middleburg Heights, North Royalton, Parma and Strongsville; 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 \$2,152,924.88 to fund a portion of said contract; 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 – Tuma

On a motion by Mr. Tuma with a second by Mr. Miller, Resolution No. R2019-0137 was considered and adopted by unanimous vote.

- 3) R2019-0140: A Resolution making awards on RQ44122 to various providers for Comprehensive Case Management and Employment Program – Employment, Education and Training Services for Young Adults in connection with the Workforce Innovation and Opportunity Act for the period 7/1/2019 - 6/30/2021; authorizing the County Executive to execute the agreement and contracts and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:
- i) Cuyahoga Community College District in the amount not-to-exceed \$1,466,993.00 for the In-School/Out-of-School Youth Program.
 - ii) Linking Employment, Abilities and Potential in the amount not-to-exceed \$112,000.00 for the In-School Youth Program for students with disabilities.
 - iii) OhioGuidestone in the amount not-to-exceed \$1,770,000.00 for the Out-of-School Youth Program.
 - iv) The Centers for Families and Children in the amount not-to-exceed \$1,100,000.00 for the Out-of-School Youth Program.
 - v) Towards Employment, Inc. in the amount not-to-exceed \$874,821.00 for the Out-of-School Youth Program.
 - vi) Youth Opportunities Unlimited in the amount not-to-exceed \$4,950,000.00 for the Out-of-School Youth Program and operation of the Young Adult Resource Center.

Sponsors: County Executive Budish/Department of Workforce Development, in partnership with City of Cleveland/Cuyahoga County Workforce Development Board and Department of Health and Human Services/Cuyahoga Job and Family Services

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

On a motion by Ms. Simon with a second by Ms. Conwell, Resolution No. R2019-0140 was considered and adopted by unanimous vote.

- 4) R2019-0141: A Resolution making awards on RQ44417 to various providers for various services in connection with the Workforce Innovation and Opportunity Act for various time periods beginning 7/1/2019; 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:
 - i) Towards Employment, Inc. in the amount not-to-exceed \$549,826.00 for job seeker services for applicants with felony backgrounds ending 6/30/2021.
 - ii) United Labor Agency Incorporated in the amount not-to-exceed \$4,570,727.00 for operation of the Workforce Service Center, job seekers and employer services and management of the On-the-Job Training Program ending 6/30/2020.
 - iii) Vantage Aging, Inc. in the amount not-to-exceed \$185,000.00 for mature job seeker services and implementation of the ENCORE Program ending 6/30/2021.

Sponsors: County Executive Budish/Department of Workforce Development, in partnership with City of Cleveland/Cuyahoga County Workforce Development Board

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

On a motion by Ms. Simon with a second by Ms. Brown, Resolution No. R2019-0141 was considered and adopted by unanimous vote.

- d) CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION
 - 1) R2019-0127: A Resolution making awards on RQ42974 to various providers for the Propel Cuyahoga - Workforce Services Program for the period 7/1/2019 - 6/30/2020;

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:

- i) Maximus Human Services Inc. in the amount not-to-exceed \$2,606,136.96.
- ii) The Centers for Families and Children in the amount not-to-exceed \$4,440,833.54.

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

On a motion by Ms. Conwell with a second by Mr. Schron, Resolution No. R2019-0127 was considered and adopted by unanimous vote.

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

- 1) O2019-0009: An Ordinance enacting Chapter 724 of the Cuyahoga County Code to authorize an increase by one percent of the bed tax for the purpose of paying the direct and indirect costs of constructing, improving, expanding, equipping, financing, or operating a convention center; and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive Budish and Councilmembers Brady and Miller

Council President Brady referred Ordinance No. O2019-0009 to the Committee of the Whole.

11. MISCELLANEOUS COMMITTEE REPORTS

Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, June 26, 2019 at 3:00 p.m. and that the joint hearing with the Health, Human Services & Aging Committee will be scheduled at a date and time to be determined.

Ms. Brown reported that the Human Resources, Appointments & Equity Committee will meet on Monday, July 1, 2019 at 10:00 a.m.

Mr. Miller reported that the Finance & Budgeting Committee will meet on Monday, July 1, 2019 at 1:00 p.m.

Mr. Tuma reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, July 17, 2019 at 10:00 a.m.

Ms. Conwell reported that the Health, Human Services & Aging Committee will meet on Wednesday, July 17, 2019 at 1:00 p.m.

Mr. Schron reported that the Economic Development & Planning Committee will meet on Monday, July 22, 2019 at 3:00 p.m.

Ms. Baker reported that the Council Operations, Intergovernmental Relations & Public Transportation Committee will meet on Tuesday, July 30, 2019 at 3:00 p.m.

12. MISCELLANEOUS BUSINESS

Mr. Miller said that, in consideration of the upcoming 10th anniversary of the Cuyahoga County Charter, Director Maggie Keenan and the Office of Budget and Management again reviewed Public Financial Management's report entitled "Great Ideas for a Great County" and provided an update on what the County has accomplished since that time. He indicated that there were several recommendations included in the report concerning justice services and bail reform.

13. REPORT BY CLERK ON LEGISLATION WITHDRAWN AT REQUEST OF SPONSOR(S)

- a) O2019-0007: An Ordinance amending Section 402.01(L) of the Cuyahoga County Code to modify the definition of "relative" as it is used in the County's code of ethics, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive Budish

Clerk Schmotzer reported that Ordinance No. O2019-0007 was withdrawn at the request of the Administration.

14. ADJOURNMENT

With no further business to discuss, Council President Brady adjourned the meeting at 6:05 p.m., without objection.