



## **MINUTES**

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING  
TUESDAY, AUGUST 6, 2019  
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS  
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4<sup>TH</sup> 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 Schron, Jones, Brown, Stephens, Simon, Baker, Miller, Tuma, Gallagher and Brady were in attendance and a quorum was determined. Councilmember Conwell was absent from the meeting.**

**3. PLEDGE OF ALLEGIANCE**

**The Pledge of Allegiance was recited.**

**4. SILENT MEDITATION**

**Council President Brady requested that a moment of silent meditation be dedicated to the victims and families of the mass shootings in El Paso, Texas and Dayton, Ohio.**

**5. PUBLIC COMMENT**

**Ms. Loh addressed Council regarding training for law enforcement and homeless shelter workers.**

**6. APPROVAL OF MINUTES**

- a) July 23, 2019 Committee of the Whole Meeting

- b) July 23, 2019 Regular Meeting
- c) July 30, 2019 Committee of the Whole Meeting

**A motion was made by Mr. Schron, seconded by Mr. Tuma and approved by unanimous vote to approve the minutes from the July 23, 2019 Committee of the Whole and Regular meetings and the July 30, 2019 Committee of the Whole meeting.**

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

**There were no announcements from Council President Brady.**

8. MESSAGES FROM THE COUNTY EXECUTIVE

**County Executive Budish reported on his appointment of David Shilling as Interim County Sheriff.**

9. 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. Gallagher, seconded by Ms. Brown and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution No. R2019-0161.**

- 1) R2019-0161: 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

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

**On a motion by Ms. Brown with a second by Mr. Gallagher, Resolution No. R2019-0161 was considered and adopted by unanimous vote.**

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 Ms. Brown and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2019-0171.**

- 1) R2019-0171: 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; amending Resolution Nos. R2019-0145 dated 6/25/2019 and R2019-0162 dated 7/23/2019 to reconcile appropriations for 2019; and declaring the necessity that this Resolution become immediately effective.

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

**On a motion by Mr. Miller with a second by Ms. Brown, Resolution No. R2019-0171 was considered and adopted by majority vote with Councilmembers Schron, Jones, Brown, Stephens, Simon, Baker, Miller, Tuma and Brady voting in the affirmative and Councilmember Gallagher casting a dissenting vote.**

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

- 1) R2019-0172: A Resolution confirming the County Executive's reappointment of Erskine Cade to serve on the Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County for the term 7/1/2019 - 6/30/2023, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

**Council President Brady referred Resolution No. R2019-0172 to the Human Resources, Appointments & Equity Committee.**

- 2) R2019-0173: A Resolution declaring that public convenience and welfare requires rehabilitation of Bishop Road Bridge No. 01.78 over the East Branch of Euclid Creek in the City of Highland Heights; total estimated project cost \$1,800,000.00; 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. R2019-0173 to the Public Works, Procurement & Contracting Committee.**

- 3) R2019-0174: A Resolution authorizing an amendment to Contract No. CE1600245-01 with Burgess & Niple, Inc. for design engineering services for improvement of Pleasant Valley Road Bridge Nos. 09.68, 09.03 and 09.35 over the Cuyahoga River, Canal Road and Ohio Canal in the City of Independence and Village of Valley View for additional funds in the amount not-to-exceed \$2,404,474.00; 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. R2019-0174 to the Public Works, Procurement & Contracting Committee.**

- 4) R2019-0175: A Resolution authorizing an amendment to Contract No. CE1400246-01 with PeerPlace Networks, LLC for maintenance for a cloud-based comprehensive case management system for the period 8/4/2014 - 7/31/2019 to extend the time period to 7/31/2024 and for additional funds in the amount not-to-exceed \$1,013,100.00; 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/Departments of Information Technology and Health and Human Services/ Division of Senior and Adult Services and Division of Community Initiatives/Family and Children First Council

**Council President Brady referred Resolution No. R2019-0175 to the Finance & Budgeting Committee.**

5) R2019-0176: A Resolution authorizing an amendment to a Master Contract, which includes Nos. CE1700245-01 - CE1700265-01, with various providers for various services for the Cuyahoga OPTIONS for Independent Living Services Program for the period 1/1/2018 - 12/31/2019 to remove various providers and for additional funds in the total amount not-to-exceed \$609,026.00; 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:

i) to remove various providers:

- a) The Benjamin Rose Institute, effective 12/31/2018
- b) Visiting Nurse Association Healthcare Partners of Ohio, effective 1/1/2019; and

ii) for additional funds in the total amount not-to-exceed \$609,026.00:

- a) A-1 Health Care, Inc.
- b) ABC International Services, Inc.
- c) Buckeye Homecare Services, Inc.
- d) Casleo Corporation
- e) Critical Signal Technologies, Inc.
- f) Family & Community Services, Inc.
- g) First Choice Medical Staffing, Inc.
- h) Geocare Inc.
- i) Home Care Relief Inc.
- j) Priority Home Health Care, Inc.
- k) Renaissance Home Health Care
- l) Rose Centers for Aging Well, LLC
- m) Rx Home Healthcare Inc.
- n) Senior Transportation Connection
- o) Solutions Premier Training Services
- p) TOBI Transportation LLC
- q) Transport Assistance, Inc.
- r) U First Homecare Services, Inc.
- s) Xcel Healthcare Providers Inc.

Sponsor: County Executive Budish/Department of Health and Human Services/Division of Senior and Adult Services

**Council President Brady referred Resolution No. R2019-0176 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. R2019-0139, R2019-0164, R2019-0165, R2019-0166, R2019-0167, R2019-0168 and R2019-0169.**

- 1) R2019-0139: A Resolution adopting the 2019 Economic Development Plan in accordance with Section 7.05 of the Cuyahoga County Charter and Section 801.01 of the Cuyahoga County Code, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Development

Committee Assignment and Chair: Economic Development & Planning – Schron

**Mr. Miller introduced a proposed substitute on the floor to Exhibit A to Resolution No. R2019-0139. Discussion ensued.**

**A motion was then made by Mr. Miller, seconded by Mr. Schron and approved by unanimous vote to substitute Exhibit A to Resolution No. R2019-0139.**

**On a motion by Ms. Brown with a second by Mr. Schron, Resolution No. R2019-0139 was considered and adopted by unanimous vote, as substituted.**

- 2) R2019-0164: A Resolution confirming the County Executive's appointment or reappointment of various individuals to serve on the Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County for various terms; and declaring the necessity that this Resolution become immediately effective:

- i) Appointment:

- a) Crystal L. Bryant for an unexpired term ending 6/30/2020.

ii) Reappointment:

- a) Max M. Rodas for the term 7/1/2019 - 6/30/2023.

Sponsors: County Executive Budish and Councilmember Brown

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

**On a motion by Ms. Brown with a second by Mr. Schron, Resolution No. R2019-0164 was considered and adopted by unanimous vote.**

- 3) R2019-0165: A Resolution confirming the County Executive's appointment of various individuals to serve on the Cuyahoga County Monument Commission for various terms beginning 9/1/2019, and declaring the necessity that this Resolution become immediately effective:

- i) ending 2/28/2021:

- a) Judith G. Cetina, PhD
    - b) Jill Marie Paulsen
    - c) Juan Quirarte

- ii) ending 8/31/2022:

- a) Patti Choby
    - b) Patrick W. Hewitt
    - c) Otilio Morales

Sponsor: County Executive Budish

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

**On a motion by Ms. Brown with a second by Mr. Jones, Resolution No. R2019-0165 was considered and adopted by unanimous vote.**

- 4) R2019-0166: A Resolution fixing the 2020 water, storm and sanitary sewer maintenance and/or sewerage treatment rates for County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 18, 20, 21, 22 and 24, in accordance with Ohio Revised Code

Section 6117.02; 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 – Tuma

**Mr. Tuma introduced a proposed amendment on the floor to Resolution No. R2019-0166. Discussion ensued.**

**A motion was then made by Mr. Tuma, seconded by Mr. Miller and approved by unanimous vote to amend Resolution No. R2019-0166 by changing the storm sewers rate for Garfield Heights from \$ 0.70 to \$ 0.30 in Section 1.**

**On a motion by Mr. Tuma with a second by Mr. Miller, Resolution No. R2019-0166 was considered and adopted by unanimous vote, as amended.**

- 5) R2019-0167: A Resolution approving and confirming the 2020 water, storm and sanitary sewer maintenance and/or sewerage treatment assessments for County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 18, 20, 21, 22 and 24, in accordance with Ohio Revised Code Section 6117.02; 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 – Tuma

**On a motion by Mr. Tuma with a second by Mr. Schron, Resolution No. R2019-0167 was considered and adopted by unanimous vote.**

- 6) R2019-0168: A Resolution authorizing the County Executive to accept dedication of land for Ethan Circle in Gates Village Subdivision (Phase 2), located in Olmsted Township, as a public street (1.3775 total acres) with established setback lines, rights-of-way and easements; authorizing the County Executive to accept dedication of easements for construction, maintenance and operation of public facilities and appurtenances in Gates Village Subdivision (Phase 2) to public use granted to the County of Cuyahoga and its corporate



successors; authorizing the County Executive to execute the final Plat in connection with said dedications; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish on behalf of Cuyahoga County Planning Commission

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

**On a motion by Mr. Tuma with a second by Mr. Schron, Resolution No. R2019-0168 was considered and adopted by unanimous vote.**

- 7) R2019-0169: A Resolution authorizing an amendment to Contract No. CE1500160-13 (formerly Contract No. CE1300543-01) with AT&T Mobility National Accounts LLC for wireless communication services and equipment for the period 11/1/2013 - 12/31/2018 to extend the time period to 12/31/2021, to change the scope of services, effective 1/1/2019, and for additional funds in the amount not-to-exceed \$4,500,000.00; 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 Information Technology

Committee Assignment and Chair: Finance & Budgeting – Miller

**On a motion by Mr. Miller with a second by Ms. Brown, Resolution No. R2019-0169 was considered and adopted by unanimous vote.**

d) CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

- 1) R2019-0150: A Resolution authorizing an amendment to Contract No. CE1400135-2 with Alto 55 Erievew, LLC, as successor in interest to BZT Acquisition, LLC, for lease of space located at 75 Erievew 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.

Sponsors: County Executive Budish/Departments of Public Works and Public Safety and Justice Services/Division of Witness Victim Services and Councilmember Conwell

**On a motion by Mr. Tuma with a second by Mr. Schron, Resolution No. R2019-0150 was considered and adopted by unanimous vote.**

e) COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

- 1) O2019-0010: An Ordinance enacting Section 806.04 of the Cuyahoga County Code to establish the Cuyahoga County Energy Participation Program, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive Budish/Department of Public Works

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

**On a motion by Mr. Tuma with a second by Ms. Simon, Ordinance No. O2019-0010 was considered and adopted by unanimous vote.**

f) CONSIDERATION OF AN ORDINANCE FOR THIRD READING ADOPTION

- 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, Miller and Schron

**On a motion by Mr. Brady with a second by Mr. Schron, Ordinance No. O2019-0009 was considered and adopted by majority roll-call vote with Councilmembers Schron, Jones, Brown, Stephens, Simon, Miller, Tuma, Gallagher and Brady voting in the affirmative and Councilmember Baker casting a dissenting vote.**

11. MISCELLANEOUS COMMITTEE REPORTS

**There were no miscellaneous committee reports given.**

12. MISCELLANEOUS BUSINESS

**There was no miscellaneous business.**

13. ADJOURNMENT

**With no further business to discuss, Council President Brady adjourned the meeting at 5:34 p.m., without objection.**