



MINUTES

**CUYAHOGA COUNTY COUNCIL REMOTE* REGULAR MEETING
TUESDAY, OCTOBER 27, 2020
2:00 PM**

1. CALL TO ORDER

Council President Brady called the meeting to order at 2:12 p.m.

2. ROLL CALL

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

3. PLEDGE OF ALLEGIANCE

4. SILENT MEDITATION

There was no silent meditation.

5. PUBLIC COMMENT**

Ms. Loh submitted public comment regarding the women's shelter.

6. APPROVAL OF MINUTES

- a) October 8, 2020 Committee of the Whole Meeting
- b) October 13, 2020 Committee of the Whole Meeting
- c) October 13, 2020 Regular Meeting

A motion was made by Mr. Miller, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes from the October 8, 2020 Committee of the

Whole meeting and the October 13, 2020 Committee of the Whole and Regular meetings.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

There were no announcements from the Council President.

8. MESSAGES FROM THE COUNTY EXECUTIVE

- a) **County Executive Budish addressed Council by providing an update regarding early and mail in voting in Cuyahoga County.**
- b) **Stated that COVID-19 infections are increasing and encouraged all citizens to stay safe, wash hands, use sanitizer and practice social distancing.**
- c) **He announced the retirement of Ms. Ruth Gillette, the Director of the Office of Homeless Services. He also thanked Ms. Gillette for her service to Cuyahoga County.**

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. R2020-0216.

- 1) R2020-0216: A Resolution authorizing an amendment to that certain Casino Revenue Fund Loan Agreement in the amount of \$4,000,000.00 by and between City of Euclid, as borrower, and County of Cuyahoga, Ohio, as lender, dated 9/10/2018, as authorized by Resolution No. R2015-0171 dated 11/10/2015, which amendment reduces the interest rate of said loan; and declaring the necessity that this Resolution become immediately effective.

Sponsor: Councilmember Simon

Committee Assignment and Chair: Community Development
– Jones

On a motion by Ms. Simon with a second by Mr. Brady, Resolution No. R2020-0216 was considered and adopted by unanimous vote.

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

- 1) R2020-0209: 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 Personnel Review Commission

On a motion by Ms. Brown with a second by Mr. Jones, Resolution No. R2020-0209 was considered and adopted by unanimous vote.

c) CONSIDERATION OF AN ORDINANCE 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 Ordinance No. O2020-0018.

- 1) O2020-0018: An Ordinance amending Section 208.01 of the Cuyahoga County Code to provide for the appointment of the Cuyahoga County Citizens' Advisory Council on Equity, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Miller, Brown and Conwell

Mr. Trevor McAleer, Legislative Budget Analyst, addressed Council regarding Ordinance No. O2020-0018. Discussion ensued.

Councilmembers asked questions of Mr. McAleer pertaining to the item, which he answered accordingly.

On a motion by Ms. Brown with a second by Mr. Miller, Ordinance No. O2020-0018 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. R2020-0223.

- 1) R2020-0223: A Resolution amending the 2020/2021 Biennial Operating Budget for 2020 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 No. R2020-0217 dated 10/13/2020 to reconcile appropriations for 2020; and declaring the necessity that this Resolution become immediately effective.

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

A motion was made by Mr. Miller, seconded by Ms. Brown and approved by unanimous vote to amend Resolution No. R2020-0223 by deleting item "U" and referring the deleted item to the Committee of the Whole.

On a motion by Mr. Miller with a second by Ms. Brown, Resolution No. R2020-0223 was considered and adopted by unanimous vote, as amended.

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

- 1) R2020-0224: A Resolution confirming the County Executive's appointment of various individuals to serve on the Cuyahoga Regional HIV Health Services Planning Council for the term 10/28/2020 - 10/27/2023, and declaring the necessity that this Resolution become immediately effective:

- i) Tracy Lamar Johnson
- ii) LeAnder Lovett

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2020-0224 to the Human Resources, Appointments & Equity Committee.

- 2) R2020-0225: A Resolution confirming the County Executive's appointment of Bishara W. Addison to serve on the Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga

County for the term 7/1/2020 - 6/30/2024; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2020-0225 to the Human Resources, Appointments & Equity Committee.

- 3) R2020-0226: A Resolution declaring that public convenience and welfare requires replacement of Crestwood Lane Culvert No. C-00.24 over a creek to the West Branch of Rocky River in Olmsted Township; total estimated project cost \$500,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; 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. R2020-0226 to the Human Resources, Appointments & Equity Committee.

- 4) R2020-0227: A Resolution declaring that public convenience and welfare requires replacement of Eastwood Lane Culvert No. C-00.08 over a creek to the West Branch of Rocky River in Olmsted Township; total estimated project cost \$500,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; 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. R2020-0227 to the Public Works, Procurement & Contracting Committee.

- 5) R2020-0228: A Resolution declaring that public convenience and welfare requires replacement of Hilliard Boulevard Bridge No. 08.57 over Rocky River, Valley Parkway and Trail in the Cities of Lakewood and Rocky River; total estimated project cost \$40,000,000.00; 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 municipalities 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 **and Councilmember Miller**

Council President Brady referred Resolution No. R2020-0228 to the Public Works, Procurement & Contracting Committee.

- 6) R2020-0229: A Resolution declaring that public convenience and welfare requires rehabilitation of Pleasant Valley Road Bridge No. 09.03 over Riverview Road and an unnamed creek in the City of Independence; total estimated project cost \$5,000,000.00; 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. R2020-0229 to the Public Works, Procurement & Contracting Committee.

- 7) R2020-0230: A Resolution declaring that public convenience and welfare requires rehabilitation of Pleasant Valley Road Bridge No. 09.35 **over** Cuyahoga Valley Scenic Railroad in the City of Independence; total estimated project cost \$5,000,000.00; 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. R2020-0230 to the Public Works, Procurement & Contracting Committee.

- 8) R2020-0231: A Resolution declaring that public convenience and welfare requires replacement of Warner Road Culvert No. C-00.20 over Ohio Canal in the Village of Valley View; total estimated project cost \$1,000,000.00; 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. R2020-0231 to the Public Works, Procurement & Contracting Committee.

- 9) R2020-0232: A Resolution declaring that public convenience and welfare requires rehabilitation of Warrensville Center Road Bridge Nos. 05.92 East and 05.92 West over Greater Cleveland Regional Transit Authority in the City of Shaker Heights; total estimated project cost \$4,600,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said projects; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Public Works/Division of County Engineer **and Councilmember Brown**

Council President Brady referred Resolution No. R2020-0232 to the Public Works, Procurement & Contracting Committee.

- 10) R2020-0233: A Resolution approving Right-of-Way Exhibits as set forth in Plat No. M-5046 for replacement of Crestwood Lane Culvert No. C-00.24 over a creek to the West Branch of Rocky River and Eastwood Lane Culvert No. C-00.08 over a creek to the West Branch of Rocky River in Olmsted Township; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; 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. R2020-0233 to the Public Works, Procurement & Contracting Committee.

- 11) R2020-0234: A Resolution authorizing a grant agreement with CHN Housing Partners in the amount not-to-exceed \$2,000,000.00 for the Sewer, Water and Stormwater Utility Assistance Program for COVID-19 related expenses allowed under the Coronavirus Aid, Relief, and Economic Security Act for the period 11/11/2020 - 12/30/2020; 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 Information Technology/Office of Innovation and Performance

Council President Brady referred Resolution No. R2020-0234 to the Community Development 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 place on final passage Resolution Nos. R2020-0221 and R2020-0222.

- 1) R2020-0221: A Resolution confirming the County Executive's appointment of Chief Michael Cannon to serve on the Cuyahoga County Corrections Planning Board for an unexpired term ending 1/1/2022, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

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

On a motion by Ms. Brown with a second by Mr. Miller, Resolution No. R2020-0221 was considered and adopted by unanimous vote.

2) R2020-0222: A Resolution confirming the County Executive's appointment or reappointment of various individuals to serve on the Cuyahoga Regional HIV Health Services Planning Council for the term 10/28/2020 - 10/27/2023, and declaring the necessity that this Resolution become immediately effective:

i) Appointments:

- a) Billy B. Gayheart, Jr.
- b) Dearius Houston
- c) Jeffrey Mazo
- d) Julie Patterson
- e) Faith Ross
- f) William Simpson
- g) Stephanice Washington

ii) Reappointment:

- a) Kimberlin Dennis

Sponsor: County Executive Budish

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

On a motion by Ms. Brown with a second by Mr. Miller, Resolution No. R2020-0222 was considered and adopted by unanimous vote.

d) CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

1) R2020-0213: A Resolution authorizing an amendment to Contract No. CE1800177-01 with RELX Inc. dba LexisNexis, a division of RELX Inc., for print and online legal research services for various County departments and agencies for the period 1/1/2018 - 12/31/2020 to extend the time period to 12/31/2023 and for additional funds in the amount not-to-exceed \$723,091.20; 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 Law

On a motion by Mr. Miller with a second by Mr. Brady, Resolution No. R2020-0213 was considered and adopted by unanimous vote.

- e) COMMITTEE REPORT AND CONSIDERATION OF AN ORDINANCE 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 Rules 9D and 12A and to place on final passage Ordinance No. O2020-0017.

- 1) O2020-0017: An Ordinance enacting Chapter 726 of the Cuyahoga County Code to establish a Sports Facility Reserve Fund for collecting and expending funds related to sports facilities in which a major league sports team plays its regular season games, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: County Executive Budish/Fiscal Officer/Office of Budget and Management **and Councilmembers Jones, Brown, Stephens, Simon, Baker, Miller, Tuma, Gallagher, Schron, Conwell and Brady**

Committee Assignment and Chair: Finance & Budgeting – Miller

On a motion by Mr. Brady with a second by Ms. Conwell, Ordinance No. O2020-0017 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Miller announced that the Committee of the Whole will meet on Monday, November 9, 2020 at 1:00 p.m.

Ms. Brown announced that the Human Resources, Appointments & Equity Committee will meet on Tuesday, November 17, 2020 at 10:00 a.m.

12. MISCELLANEOUS BUSINESS

Ms. Linda Mayer, representing the Ohio League of Women Voters, congratulated Ms. Jeanne Schmotzer on her retirement and thanked her for her service as the Clerk of Council.

Mr. Joseph Nanni, Chief of Staff for County Council, read a proclamation from County Executive Budish and County Councilmembers thanking Clerk Schmotzer for

her service to Cuyahoga County, recognizing her contributions to County Council and congratulating her on her retirement.

Councilmembers Brady, Conwell, Schron, Baker, Miller, Simon, Tuma, Gallagher, Jones and Stephens offered remarks congratulating Clerk Schmotzer on her retirement as well as thanked her for her professionalism, courtesy and service to Council.

County Executive Budish thanked Clerk Schmotzer for her service and congratulated her on her retirement.

13. ADJOURNMENT

With no further business to discuss, Council President Brady adjourned the meeting at 3:02 p.m., without objection.