



## **MINUTES**

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING  
TUESDAY, SEPTEMBER 25, 2012  
CUYAHOGA COUNTY JUSTICE CENTER  
COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR  
5:00 PM**

**1. CALL TO ORDER**

**The meeting was called to order by Council President Connally at 5:03 p.m.**

**2. ROLL CALL**

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

**3. PLEDGE OF ALLEGIANCE**

**The Pledge of Allegiance was recited.**

**4. SILENT MEDITATION**

**Council President Connally requested a moment of silent meditation be dedicated in memory of Officer Jason Gresko of the Willoughby Police Department, who was recently killed in the line of duty, and for all safety personnel who have fallen in the line of duty.**

**5. PUBLIC COMMENT RELATED TO AGENDA**

**Mr. Ryan Martin, representing Associated Builders and Contractors, Inc., provided written testimony to Council regarding issues of concern to him relating to Resolution No. R2012-0189, a Resolution making an award on RQ22640 to Brigadier Construction Services, LLC, in the amount of \$6,444,000.00 for the Cuyahoga County Corrections Center Jail Kitchen Renovation Project.**

6. APPROVAL OF MINUTES

- a) September 11, 2012 Regular Meeting

**A motion was made by Ms. Conwell, seconded by Mr. Brady and approved by unanimous vote to approve the minutes of the regular meeting of September 11, 2012.**

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

**Council President Connally announced that Executive Session will be moved to the end of the agenda.**

8. MESSAGES FROM THE COUNTY EXECUTIVE

- a) Contracts executed by County Executive (attachment)

**County Executive FitzGerald reported the following:**

- 1) The Taoiseach (Prime Minister) of Ireland, Enda Kenny, will visit Cleveland on October 12<sup>th</sup> and 13<sup>th</sup>; and**
- 2) Discussed the alarming number of deaths from heroin overdoses in the County. Dr. Thomas Gilson, Medical Examiner, is conducting research into the matter and a task force is being created to combat the problem.**

9. RECEPTION OF REPORT SUBMITTED TO COUNCIL

- a) Revised 2013 Budget for the Cuyahoga County Veterans Service Commission

**Council President Connally acknowledged receipt of the revised 2013 budget for the Cuyahoga County Veterans Service Commission.**

**In accordance with Rule 6B of the County Council Rules, a motion was made by Mr. Miller, seconded by Mr. Schron and approved by unanimous vote to add Motion No. M2012-0027 to the agenda as an additional item under No. 10 and to add Resolution No. R2012-0213 to the agenda as an additional item under No. 16.**

10. CONSIDERATION OF MOTIONS OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) M2012-0025: A Motion confirming the County Executive's appointment of individuals to serve on the Cuyahoga County Charter Review Commission, and declaring the necessity that this Motion become immediately effective:

- 1) Patrick McLaughlin
- 2) Shawn Riley
- 3) Kenneth Callahan
- 4) Bruce Akers
- 5) Nancy Dietrich
- 6) William Tarter
- 7) Davida Russell
- 8) Mylayna Albright
- 9) Miesha Headen

Sponsor: Council President Connally

**Council President Connally referred Motion No. M2012-0025 to the Human Resources, Appointments & Equity Committee.**

- b) M2012-0026: A Motion confirming the County Executive's appointment of Jan L. Roller to serve on the Cleveland-Cuyahoga County Port Authority Board of Directors, and declaring the necessity that this Motion become immediately effective.

Sponsor: Council President Connally

**Council President Connally referred Motion No. M2012-0026 to the Human Resources, Appointments & Equity Committee.**

**[Note: In accordance with Rule 6B of the County Council Rules, the following item was added to the agenda and read into the record by the Clerk of Council.]**

- c) M2012-0027: A Motion confirming the County Executive's appointment of various individuals to serve on The MetroHealth System Board of Trustees, and declaring the necessity that this Motion become immediately effective:

- 1) Samuel R. Huston
- 2) Sharon Sabol Jordan

Sponsor: Council President Connally

**Council President Connally referred Motion No. M2012-0027 to the Human Resources, Appointments & Equity Committee.**

11. COMMITTEE REPORT AND CONSIDERATION OF A MOTION OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

**A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rule 9D and to place on final passage Motion No. M2012-0024.**

- a) M2012-0024: A Motion confirming the County Executive's appointment of individuals to serve on the Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County, and declaring the necessity that this Motion become immediately effective:

- 1) Stephanie J. FallCreek
- 2) Mary O. Boyle
- 3) William J. Tobin
- 4) Elsie Caraballo

Sponsor: Council President Connally

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

**On a motion by Mr. Rogers with a second by Ms. Conwell, Motion No. M2012-0024 was considered and approved by unanimous vote.**

12. CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2012-0190: A Resolution approving the City of Cleveland to retain a certain City Land Bank parcel for devotion to public use to construct a new Third District Police Station, and declaring the necessity that this Resolution become immediately effective.

Sponsor: Council President Connally

**Council President Connally referred Resolution No. R2012-0190 to the Finance & Budgeting Committee.**

- b) R2012-0212: A Resolution adopting the 2013 - 2028 Solid Waste Management Plan Update for the Cuyahoga County Solid Waste Management District, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmember Rogers on behalf of Cuyahoga County Solid Waste Management District

**Council President Connally referred Resolution No. R2012-0212 to the Environment & Sustainability Committee.**

13. CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR THIRD READING ADOPTION

- a) O2012-0022: An Ordinance designating an additional five percent of all collections of delinquent real property, personal property and manufactured and mobile home taxes and assessments to be deposited in the delinquent tax and assessment collection fund; and appropriating such amount to the use of the Cuyahoga County Land Reutilization Corporation.

Sponsors: Councilmembers Brady and Miller

**On a motion by Mr. Miller with a second by Mr. Brady, Ordinance No. O2012-0022 was considered and adopted by majority roll-call vote, with Mr. Greenspan casting the only dissenting vote.**

14. CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

**A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2012-0191.**

- a) R2012-0191: A Resolution amending the 2012/2013 Biennial Operating Budget for 2012 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 FitzGerald/Fiscal Officer/Office of Budget & Management

**A motion was made by Mr. Miller, seconded by Mr. Schron and approved by unanimous vote to amend Section 1, Item F of Resolution No. R2012-0191 to change the account number from DV752317 to DV725317.**

**On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2012-0191 was considered and adopted by unanimous vote, as amended.**

15. CONSIDERATION OF RESOLUTIONS FOR FIRST READING ADOPTION UNDER  
SUSPENSION OF RULES / EXECUTIVE SESSION

**[Note: Item No. 15 was taken out of order after Item No. 23 on the agenda.]**

**A motion was made by Mr. Schron, seconded by Mr. Germana, and approved by unanimous roll-call vote to move to Executive Session for the purpose of discussing matters concerning findings and recommendations of a Fact-finder and for no other purpose whatsoever. Executive Session was then called to order by Council President Connally at 6:03 p.m. The following members were present: Councilmembers Miller, Brady, Germana, Gallagher, Schron, Jones, Conwell, Rogers, Greenspan and Connally. The following additional attendees were present: Director of Law Majeed Makhoulf, Assistant Law Director Joseph Boatwright, Assistant Law Director Christopher Russ, Assistant Law Director Ed Morales, Director of Public Works Bonnie Teeuwen and Deputy Director of Human Resources Lisa Durkin. At 6:27 p.m. Executive Session was adjourned, without objection, and Council President Connally then reconvened the regular meeting.**

**A motion was then made by Mr. Miller, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2012-0192 and R2012-0193.**

- a) R2012-0192: A Resolution accepting the report containing findings and recommendations of Fact-Finder Nels E. Nelson regarding negotiations between the Cuyahoga County Department of Public Works and Service Employees International Union, District 1199, for a collective bargaining agreement covering approximately 111 employees in various classifications, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

**On a motion by Mr. Miller with a second by Mr. Schron, Resolution No. R2012-0192 was considered and adopted by unanimous vote.**

- b) R2012-0193: A Resolution accepting the report containing findings and recommendations of Fact-Finder Nels E. Nelson regarding negotiations between the Cuyahoga County Sheriff's Department and Ohio Patrolmen's Benevolent Association for a collective bargaining agreement covering approximately 140 employees in the classification of Deputy Sheriff, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/County Sheriff

**On a motion by Mr. Miller with a second by Mr. Germana, Resolution No. R2012-0193 was considered and adopted by unanimous vote.**

16. CONSIDERATION OF RESOLUTIONS FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2012-0194: A Resolution declaring that public convenience and welfare requires reconstruction of Columbia Road, Cook Road, Mapleway Drive, River Road and Water Street in the City of Olmsted Falls and Olmsted Township; total estimated construction cost \$576,792.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into agreements of cooperation with said municipality and township in connection with said project.

Sponsors: County Executive FitzGerald/Department of Public Works/  
Division of County Engineer and **Councilmembers Gallagher and Jones**

**Council President Connally referred Resolution No. R2012-0194 to the Public Works, Procurement & Contracting Committee.**

- b) R2012-0195: A Resolution making an award on RQ23208 to Mead and Hunt, Inc. in the amount not-to-exceed \$897,252.28 for an environmental assessment study for the Cuyahoga County Airport for improvements included in the Master Plan Update and future Airport Layout Plan; 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 FitzGerald/Department of Public Works/  
Division of County Engineer

**Council President Connally referred Resolution No. R2012-0195 to the Environment & Sustainability Committee.**

- c) R2012-0196: A Resolution authorizing the issuance of not-to-exceed \$15,100,000.00 County of Cuyahoga, Ohio, Economic Development Refunding Revenue Bonds (University School project), in two or more series, for the purpose of refunding the remaining outstanding principal amount of the \$15,845,000.00 County of Cuyahoga, Ohio, Economic Development Refunding Revenue Bonds, Series 2009 (University School project), which were issued to provide funds to assist University School in the refinancing of costs of a "Project" within the meaning of Chapter 165, Ohio Revised Code; authorizing the execution and delivery of a loan agreement pertaining to the project and a trust indenture securing the payment of the Bonds; authorizing the execution and delivery of a bond

purchase agreement and authorizing the execution and delivery of certain other documents and actions in connection with the issuance of such Bonds; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0196 to the Economic Development & Planning Committee.**

- d) R2012-0197: A Resolution authorizing an agreement with the Village of North Randall for participation in the Cuyahoga County Benefits Regionalization Program for the period 9/1/2012 - 12/31/2014, and authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution.

Sponsor: County Executive FitzGerald/Department of Human Resources

**Council President Connally referred Resolution No. R2012-0197 to the Human Resources, Appointments & Equity Committee.**

- e) R2012-0198: A Resolution making an award on RQ24643 to Cleveland Communications, Inc. in the amount of \$1,204,191.88 for the purchase of 56 Harris Unity Mobile and 190 Portable Multi-Band Radios and accessories for the County Sheriff's Office; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution.

Sponsor: County Executive FitzGerald/Office of Procurement & Diversity

**Council President Connally referred Resolution No. R2012-0198 to the Public Safety Committee.**

- f) R2012-0199: A Resolution authorizing an amendment to Contract No. CE1000688-01 with Goodwill Industries of Greater Cleveland and East Central Ohio, Inc. for Staffing for Unpaid Work Experience and Community Service Programs for Ohio Works First cash recipients for the period 10/1/2010 - 9/30/2012 to extend the time period to 9/30/2013 and for additional funds in the amount of \$571,550.00; 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 FitzGerald/Department of Health and Human Services/Division of Employment and Family Services/Cuyahoga Support Enforcement Agency

**Council President Connally referred Resolution No. R2012-0199 to the Health, Human Services & Aging Committee.**

- g) R2012-0200: A Resolution approving a license fee of \$20.00 for all dogs, effective 12/1/2012; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Fiscal Officer and Councilmember Simon

**Council President Connally referred Resolution No. R2012-0200 to the Finance & Budgeting Committee.**

- h) R2012-0201: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$39,721,000.00 to provide funds to pay costs of constructing, adding to, remodeling, renovating, rehabilitating, furnishing, equipping and otherwise improving buildings, facilities and structures for county offices and functions, and improving and equipping sites for such buildings, facilities and structures, in each case together with all necessary appurtenances and work incidental thereto; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0201 to the Finance & Budgeting Committee.**

- i) R2012-0202: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$21,350,000.00 to provide funds to pay costs of constructing, adding to, remodeling, renovating, rehabilitating, furnishing, equipping and otherwise improving county jail, correctional and juvenile detention facilities and improving sites for those facilities, in each case together with all necessary appurtenances and work incidental thereto; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0202 to the Finance & Budgeting Committee.**

- j) R2012-0203: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$1,205,000.00 to provide funds to pay costs of acquiring radios and other communications equipment, together with all necessary appurtenances, for use in carrying out functions of the sheriff's department; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0203 to the Finance & Budgeting Committee.**

- k) R2012-0204: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$880,000.00 to provide funds to pay costs of improving the county fairgrounds by acquiring, constructing and installing a wind turbine and related equipment to provide electric power to the fairgrounds; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0204 to the Finance & Budgeting Committee.**

- l) R2012-0205: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$847,000.00 to provide funds to pay costs of reconstructing, resurfacing and otherwise improving and equipping runways at the county airport, together with necessary appurtenances and work incidental thereto; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0205 to the Finance & Budgeting Committee.**

- m) R2012-0206: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$36,925,000.00 to advance refund at a lower interest cost all or a portion of the \$36,925,000.00 of the county's outstanding county building and facilities bonds, series 2004, that are stated to mature on December 1 in each of the years from 2015 through 2024, all of which were issued as a part of a consolidated issue of capital improvement bonds, series 2004, dated as of September 15, 2004, to pay costs of acquiring, constructing, adding to, remodeling, renovating, rehabilitating, furnishing, equipping and otherwise improving buildings, facilities and structures for county offices and functions, and acquiring, improving and equipping sites for such buildings, facilities and structures, in each case together with all necessary appurtenances and work incidental thereto; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0206 to the Finance & Budgeting Committee.**

- n) R2012-0207: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$8,975,000.00 to advance refund at a lower interest cost all or a portion of the \$8,975,000.00 of the county's outstanding county correctional and detention facilities improvement bonds, series 2004, that are stated to mature on December 1 in each of the years from 2015 through 2022, all of which were issued as a part of a consolidated issue of capital improvement bonds, series 2004, dated as of September 15, 2004, to pay costs of acquiring, constructing, adding to, remodeling, renovating, rehabilitating, furnishing, equipping and otherwise improving county jail, correctional and juvenile detention facilities and acquiring and improving sites for those facilities, in each case together with all necessary appurtenances and work incidental thereto; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0207 to the Finance & Budgeting Committee.**

- o) R2012-0208: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$1,065,000.00 to advance refund at a lower interest cost all or a portion of the \$1,065,000.00 of the county's outstanding capital improvement bonds, series 2004 (Orange Place Extension Project), that are stated to mature on December 1 in each of the years from 2015 through 2024, all of which were issued as a part of a consolidated issue of capital improvement bonds, series 2004, dated as of September 15, 2004, to provide funds to pay the county's portion of the cost of improving Orange Place, in cooperation with the Village of Orange Village, by grading, draining, curbing, paving and constructing sidewalks, storm and sanitary sewers and water lines, in each case together with the necessary appurtenances and work incidental thereto; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0208 to the Finance & Budgeting Committee.**

- p) R2012-0209: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$440,000.00 to advance refund at a lower interest cost all or a portion of the \$440,000.00 of the county's outstanding sewer district improvement bonds, series 2004 (County Improvement No. 1460, Phase I), that are stated to mature on December 1 in each of the years from 2015 through 2022, all of which were issued as a part of a consolidated issue of capital improvement bonds, series 2004, dated as of September 15, 2004, to provide funds, in anticipation of the collection of special assessments theretofore levied, to pay the property owners' portion of the cost of constructing County Improvement No. 1460, Phase I, being water lines in five roads in County Sewer District No. 14 in Olmsted Township; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0209 to the Finance & Budgeting Committee.**

- q) R2012-0210: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$90,000.00 to advance refund at a lower interest cost all or a portion of the \$90,000.00 of the county's outstanding sewer district improvement bonds, series 2004 (County Improvement No. 1460, Phase II), that are stated to mature on December 1 in each of the years from 2015 through 2024, all of which were issued as a part of a consolidated issue of capital improvement bonds, series 2004, dated as of September 15, 2004, to provide funds, in anticipation of the collection of special assessments theretofore levied, to pay the property owners' portion of the cost of constructing County Improvement No. 1460, Phase II, a 12-inch waterline and appurtenances in Sharp Road from Sprague Road to Schady Road, in County Sewer District No. 14 in Olmsted Township; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0210 to the Finance & Budgeting Committee.**

- r) R2012-0211: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$110,000.00 to advance refund at a lower interest cost all or a portion of the \$110,000.00 of the county's outstanding sewer district improvement bonds, series 2004 (County Water Improvement No. 2300), that are stated to mature on December 1 in each of the years from 2015 through 2022, all of which were issued as a part of a consolidated issue of capital improvement bonds, series 2004, dated as of September 15, 2004, to provide funds, in anticipation of the collection of special assessments theretofore levied, to pay the property owners' portion of the cost of constructing County Water Improvement No. 2300 in County Sewer District No. 23 in Chagrin Falls Township; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Bond Counsel: Squire, Sanders & Dempsey

**Council President Connally referred Resolution No. R2012-0211 to the Finance & Budgeting Committee.**

**[Note: In accordance with Rule 6B of the County Council Rules, the following item was added to the agenda and read into the record by the Clerk of Council.]**

- s) **R2012-0213: A Resolution providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$2,020,000.00 to provide funds for the county's contribution to the acquisition and equipping of the Village of Highland Hills municipal building, and the renovation and construction and reconstruction of improvements thereto, including necessary appurtenances thereto, which building is to be used jointly by the Village and the county as a community center for governmental and civic purposes in accordance with a cooperative agreement between the Village and the County; and declaring the necessity that this Resolution become immediately effective.**

**Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management**

**Bond Counsel: Squire, Sanders & Dempsey**

**Council President Connally referred Resolution No. R2012-0213 to the Finance & Budgeting Committee.**

**17. COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION FOR SECOND READING**

- a) **R2012-0174: A Resolution authorizing an Economic Development Loan in the amount not-to-exceed \$566,312.00 to NSL Analytical Services, Inc. for purchase of test equipment for a facility located at 4535 Renaissance Parkway, Warrensville Heights; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution.**

**Sponsor: County Executive FitzGerald/Department of Development**

**Committee Assignment and Chair: Economic Development & Planning – Schron**

**Clerk Schmotzer read Resolution No. R2012-0174 into the record.**

**This item will move to the October 9, 2012 Council meeting agenda for consideration for third reading adoption.**

18. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND  
READING ADOPTION UNDER SUSPENSION OF RULES

**A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2012-0182, R2012-0183, R2012-0184, R2012-0185, R2012-0186, R2012-0187, R2012-0188 and R2012-0189.**

- a) R2012-0182: A Resolution accepting the rates as determined by the Budget Commission; authorizing the necessary tax levies and certifying them to the County Fiscal Officer; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Committee Assignment and Chair: Finance & Budgeting – Miller

**On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2012-0182 was considered and adopted by unanimous vote.**

- b) R2012-0183: A Resolution declaring that public convenience and welfare requires repair and resurfacing of Harvard Avenue from Newburgh Heights West Corporation Line to East 54<sup>th</sup> Street in the Village of Newburgh Heights; total estimated construction cost \$650,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project.

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

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

**On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2012-0183 was considered and adopted by unanimous vote.**

- c) R2012-0184: A Resolution declaring that public convenience and welfare requires rehabilitation of North Main Street Bridge No. 00.12 over the Chagrin River in the Village of Chagrin Falls; total estimated construction cost \$2,900,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into an

agreement of cooperation with said municipality in connection with said project.

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

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

**On a motion by Mr. Schron with a second by Mr. Miller, Resolution No. R2012-0184 was considered and adopted by unanimous vote.**

- d) R2012-0185: A Resolution declaring that public convenience and welfare requires resurfacing of Sprague Road from Broadview Road to State Road in the Cities of Broadview Heights, North Royalton and Parma; total estimated construction cost \$1,550,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said project.

Sponsors: County Executive FitzGerald/Department of Public Works/  
Division of County Engineer and Councilmembers Gallagher and Germana

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

**On a motion by Mr. Germana with a second by Mr. Jones, Resolution No. R2012-0185 was considered and adopted by unanimous vote.**

- e) R2012-0186: A Resolution granting above-ground and underground Standard Easements for Electric Facilities to City of Cleveland for installing, constructing, reconstructing, operating, supplementing, repairing, maintaining, relocating, removing and renewing underground electric lines consisting of cable, ducts, conduits, fixtures, equipment and appliances and such other underground electric facilities as are deemed necessary or convenient for the purpose of distributing electricity, located on and above certain property located on the Eastern side of, and below, the Brooklyn/Brighton Bridge (West 25<sup>th</sup> Street) abutting old Pearl Road, Cleveland, Permanent Parcel Nos. 014-24-009 and 014-23-999; and authorizing the County Executive to execute all documents required in connection with said easements and consistent with this Resolution.

Sponsors: County Executive FitzGerald/Department of Public Works **and Councilmember Conwell**



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

**On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2012-0186 was considered and adopted by unanimous vote.**

- f) R2012-0187: A Resolution making an award on RQ24597 to En Pointe Technologies Sales, Inc. in the amount not-to-exceed \$3,577,071.15 for a Microsoft Enterprise Agreement for products and services for the period 6/30/2012 - 6/29/2017; and authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution.

Sponsors: County Executive FitzGerald/Department of Information Technology and Councilmembers Miller, Jones, Germana and **Conwell**

Committee Assignment and Chair: Finance & Budgeting – Miller

**On a motion by Mr. Miller with a second by Mr. Germana, Resolution No. R2012-0187 was considered and adopted by unanimous vote.**

- g) R2012-0188: A Resolution authorizing an amendment to Contract No. CE0900604-01, 04 with Starting Point for administration of various initiatives of the Universal Pre-Kindergarten Program for the Invest in Children Program for the period 8/1/2009 - 7/31/2011 to extend the time period to 7/31/2013, to change the scope of services, effective 8/1/2012, and for additional funds in the amount of \$566,865.00; 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 FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

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

**On a motion by Mr. Brady with a second by Mr. Miller, Resolution No. R2012-0188 was considered and adopted by unanimous vote.**

- h) R2012-0189: A Resolution making an award on RQ22640 to Brigadier Construction Services, LLC, in the amount of \$6,444,000.00 for the Cuyahoga County Corrections Center Jail Kitchen Renovation Project; 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: County Executive FitzGerald/Department of Public Works and Councilmember Gallagher

Committee Assignment and Chair: Public Safety – Gallagher

**At the request of the Executive’s administrative staff, Resolution No. R2012-0189 was held from consideration as the item required further review.**

19. CONSIDERATION OF AN ORDINANCE FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) O2012-0029: An Ordinance authorizing the renaming of the Division of Employment and Family Services/Cuyahoga Support Enforcement Agency to Cuyahoga Job and Family Services (CJFS); and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald/Department of Health and Human Services

**Council President Connally referred Ordinance No. O2012-0029 to the Health, Human Services & Aging Committee.**

20. COMMITTEE REPORTS AND CONSIDERATION OF ORDINANCES FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

**A motion was made by Ms. Simon, seconded by Mr. Gallagher and approved by unanimous vote to suspend Rule 9D and to place on final passage Ordinance Nos. O2012-0027 and O2012-0028.**

- a) O2012-0027: An Ordinance authorizing the renaming of the Cuyahoga County Urban Area Working Group (UAWG) to the Cuyahoga County Emergency Services Advisory Board (CCESAB); authorizing said Board to establish and amend its bylaws to comply with mandates of the Ohio Revised Code and to update membership of the Board; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Safety and Justice Services/Division of Emergency Management

Committee Assignment and Chair: Public Safety – Gallagher

**On a motion by Mr. Miller with a second by Mr. Gallagher, Ordinance No. O2012-0027 was considered and adopted by unanimous vote.**

- b) O2012-0028: An Ordinance authorizing the renaming of the Cuyahoga Regional Information System (CRIS) Advisory Board to the Regional Enterprise Data Sharing System (REDSS) Advisory Board; authorizing said Board to establish and amend its bylaws to comply with mandates of the Ohio Revised Code and to update membership of the Board; and declaring the necessity that this Ordinance become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Safety and Justice Services/Division of Information Technology

Committee Assignment and Chair: Public Safety – Gallagher

**On a motion by Mr. Schron with a second by Mr. Gallagher, Ordinance No. O2012-0028 was considered and adopted by unanimous vote.**

#### 21. MISCELLANEOUS COMMITTEE REPORTS

**Mr. Miller reported that the Finance & Budgeting Committee will meet on Monday, October 1, 2012 at 1:30 p.m.**

**Mr. Jones reported that the Public Works, Procurement & Contracting Committee will meet on Thursday, September 27, 2012 at 10:00 a.m.**

**Mr. Brady reported that the Health, Human Services & Aging Committee will meet on Thursday, September 27, 2012 at 1:00 p.m.**

**Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Thursday, October 4, 2012 at 9:30 a.m.**

**Mr. Rogers reported that the Environment & Sustainability Committee will meet jointly with the Public Works, Procurement & Contracting Committee on Thursday, October 4, 2012.**

#### 22. MISCELLANEOUS BUSINESS

**There was no miscellaneous business.**

#### 23. PUBLIC COMMENT UNRELATED TO AGENDA

**No public comments were given.**

#### 24. ADJOURNMENT

**With no further business, Council President Connally adjourned the meeting at 6:31 p.m., without objection.**