



**AGENDA**  
**CUYAHOGA COUNTY HEALTH, HUMAN SERVICES & AGING COMMITTEE MEETING,**  
**WEDNESDAY, MARCH 20, 2013**  
**CUYAHOGA COUNTY JUSTICE CENTER**  
**COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR**  
**1:00 PM**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO THE AGENDA**
- 4. APPROVAL OF MINUTES FROM MARCH 6, 2013 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
  - a) R2013-0055: A Resolution authorizing various revenue generating agreements with Council for Economic Opportunities in Greater Cleveland for lease of space at various Cuyahoga County Board of Developmental Disabilities Centers for operation of Head Start Programs for the period 3/1/2013 - 1/31/2014; authorizing the County Executive to execute the agreements and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective:
    - 1) William Patrick Day Early Childhood Center, located at 2421 Community College Avenue, Cleveland, in the amount not-to-exceed \$119,183.29.
    - 2) Green Road Developmental Center, located at 4329 Green Road, Highland Hills, in the amount not-to-exceed \$65,473.38.
  - b) O2013-0004: An Ordinance amending Ordinance No. O2011-0045, as amended, which established divisions and sections within the Department of Health and Human Services, to create the Office of the Director and to delineate displacement, reinstatement and

reemployment procedures; and declaring the necessity that this Ordinance become immediately effective.

**6. MISCELLANEOUS BUSINESS**

**7. OTHER PUBLIC COMMENT**

**8. ADJOURNMENT**

\*In accordance with Ordinance No. O2011-0020, as amended, complimentary parking in the Huntington Park Garage will be available for the public on any day when the Council or any of its committees holds meetings. Please see the Clerk to obtain a parking pass.



## **MINUTES**

CUYAHOGA COUNTY HEALTH, HUMAN SERVICES & AGING COMMITTEE MEETING,  
WEDNESDAY, MARCH 6, 2013  
CUYAHOGA COUNTY JUSTICE CENTER  
COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR  
1:00 PM

### 1. CALL TO ORDER

**Chairman Brady called the meeting to order at 1:06 p.m.**

### 2. ROLL CALL

**Mr. Brady asked Deputy Clerk Muller to call the roll. Committee members Brady, Conwell, Jones and Miller were in attendance and a quorum was determined. Committee member Greenspan was absent from the meeting.**

**A motion was then made by Mr. Miller, seconded by Ms. Conwell and approved by unanimous vote to excuse Mr. Greenspan from the meeting.**

### 3. PUBLIC COMMENT RELATED TO THE AGENDA

**No public comments related to the agenda were given.**

### 4. APPROVAL OF MINUTES FROM MARCH 4, 2013 MEETING

**A motion was made by Ms. Conwell, seconded by Mr. Miller and approved by unanimous vote to approve the minutes of the March 4, 2013 meeting.**

### 5. MATTERS REFERRED TO COMMITTEE

- a) R2013-0042: A Resolution making an award on RQ26030 to YMCA of Greater Cleveland Foundation in the amount not-to-exceed \$750,000.00 for transitional housing and case management services for the Open Door Housing Program for the period 3/1/2013 - 2/29/2016; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and

declaring the necessity that this Resolution become immediately effective.

**Mr. Rick Werner, Director, Department of Health & Human Services, and Mr. Fred Bolotin, representing the Office of Re-Entry; addressed the Committee regarding Resolution No. R2013-0042. Discussion ensued.**

**Committee members asked questions of Mr. Werner and Mr. Bolotin pertaining to the item, which they answered accordingly.**

**On a motion by Mr. Brady with a second by Mr. Miller, Resolution No. R2013-0042 was considered and approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of rules.**

**Additionally, Committee members Jones, Conwell, Miller and Brady requested their names be added to the legislation as co-sponsors.**

- b) R2013-0043: A Resolution authorizing agreements with various providers in the total amount not-to-exceed \$6,867,149.90 for child support services for the period 1/1/2013 - 12/31/2013; authorizing the County Executive to execute the agreements and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective:
  - 1) Cuyahoga County Court of Common Pleas/Division of Domestic Relations in the amount not-to-exceed \$2,038,053.87.
  - 2) Cuyahoga County Court of Common Pleas/Division of Juvenile Court in the amount not-to-exceed \$2,463,045.02.
  - 3) Cuyahoga County Prosecuting Attorney's Office in the amount not-to-exceed \$2,366,051.01.

**Mr. Werner and Mr. Rick Weiler, representing the Division of Employment and Family Services/Cuyahoga Support Enforcement Agency, addressed the Committee regarding Resolution No. R2013-0043. Discussion ensued.**

**Committee members asked questions of Mr. Werner and Mr. Weiler pertaining to the item, which they answered accordingly.**

**On a motion by Mr. Brady with a second by Mr. Conwell, Resolution No. R2013-0043 was considered and approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of rules.**

- c) R2013-0044: A Resolution authorizing an agreement with Cuyahoga County Treasurer's Office in the amount not-to-exceed \$42,289.14 for child support services for the period 1/1/2013 - 12/31/2013; 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.

**Mr. Werner and Mr. Weiler addressed the Committee regarding Resolution No. R2013-0044. Discussion ensued.**

**Committee members asked questions of Mr. Werner and Mr. Weiler pertaining to the item, which they answered accordingly.**

**On a motion by Mr. Miller with a second by Mr. Conwell, Resolution No. R2013-0044 was considered and approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of rules.**

**6. MISCELLANEOUS BUSINESS**

**Mr. Brady reported there will be a tour of the Norma Herr Women's Center on Thursday, March 21, 2013 at 10:00 a.m. He also announced there will be opportunities to tour the Department of Children and Family Services, including the hotline and to observe a ride-a-long in April. Please contact Sr. Joanne Gross to confirm your attendance.**

**7. OTHER PUBLIC COMMENT**

**No public comments were given.**

**8. ADJOURNMENT**

**With no further business to discuss and on a motion by Mr. Miller with a second by Mr. Jones, the meeting was adjourned at 2:17 p.m., without objection.**

# County Council of Cuyahoga County, Ohio

## Resolution No. R2013-0055

<b>Sponsored by: County Executive FitzGerald on behalf of Cuyahoga County Board of Developmental Disabilities</b>	<b>A Resolution</b> authorizing various revenue generating agreements with Council for Economic Opportunities in Greater Cleveland for lease of space at various Cuyahoga County Board of Developmental Disabilities Centers for operation of Head Start Programs for the period 3/1/2013 - 1/31/2014; authorizing the County Executive to execute the agreements and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive on behalf of Cuyahoga County Board of Developmental Disabilities has submitted various revenue generating agreements with the Council for Economic Opportunities in Greater Cleveland for lease of space at various Cuyahoga County Board of Developmental Disabilities (“CCBDD”) Centers for operation of Head Start Programs for the period 3/1/2013 - 1/31/2014 for the following:

- 1) William Patrick Day Early Childhood Center, located at 2421 Community College Avenue, Cleveland, will generate rent in the amount not-to-exceed \$119,183.29,
- 2) Green Road Developmental Center, located at 4329 Green Road, Highland Hills, will generate rent in the amount not-to-exceed \$65,473.38; and,

WHEREAS, these agreements will further CCBDD’s mission of providing early childhood services to children with developmental disabilities and to collaborate with other agencies to do so; and,

WHEREAS, the two leases with the Council for Economic Opportunities in Greater Cleveland will allow the CCBDD to offset the cost of operating the two buildings which would otherwise not be utilized to full capacity; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:**

**SECTION 1.** That the Cuyahoga County Council authorizes various revenue generating agreements with the Council for Economic Opportunities in Greater Cleveland for lease of space at various Cuyahoga County Board of Developmental Disabilities Centers for operation of Head Start Programs for the period 3/1/2013-1/31/2014 for the following:

- 1) William Patrick Day Early Childhood Center, located at 2421 Community College Avenue, Cleveland, will generate rent in the amount not-to-exceed \$119,183.29; and,
- 2) Green Road Developmental Center, located at 4329 Green Road, Highland Hills, will generate rent in the amount not-to-exceed \$65,473.38.

**SECTION 2.** That the County Executive is authorized to execute the agreements and all documents consistent with this Resolution.

**SECTION 3.** It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

**SECTION 4.** It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by \_\_\_\_\_, seconded by \_\_\_\_\_, the foregoing Resolution was duly adopted.

Yeas:

Nays:

\_\_\_\_\_  
County Council President

\_\_\_\_\_  
Date

\_\_\_\_\_  
County Executive

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Date

First Reading/Referred to Committee: March 12, 2013  
Committee(s) Assigned: Health, Human Services & Aging

Journal \_\_\_\_\_  
\_\_\_\_\_, 20\_\_



# County Council of Cuyahoga County, Ohio

## Ordinance No. O2013-0004

Sponsored by: <b>County Executive FitzGerald/Department of Health and Human Services</b>	<b>An Ordinance</b> amending Ordinance No. O2011-0045, as amended, which established divisions and sections within the Department of Health and Human Services, to create the Office of the Director and to delineate displacement, reinstatement and reemployment procedures; and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Article VIII, Section 8.01 of the Charter of Cuyahoga County created the Department of Health and Human Services, and provides that the Department of Health and Human Services “shall administer all programs and activities for which the County has or has assumed responsibility for the protection and enhancement of the health, education and well-being of County residents; and

WHEREAS, under the prior form of government these services were performed by four separate agencies, namely the Department of Employment and Family Services, the Cuyahoga Support Enforcement Agency; the Department of Children and Family Services; and the Department of Senior and Adult Services; and

WHEREAS, the work performed by the four above-named agencies required specialized knowledge and skills; and

WHEREAS, Article III, Section 3.09(2), of the Charter grants Council the power to establish departments, and divisions and sections within departments, under the supervision of the County Executive as the Council determines to be necessary for the efficient administration of the County; and

WHEREAS, Ordinance No. O2011-0045 established as separate divisions within the Department of Health and Human Services the following: the Division of Employment and Family Services/Cuyahoga Support Enforcement Agency; the Division of Children and Family Services; the Division of Senior and Adult Services; and the Division of Community Initiatives; and subsequent Ordinance No. O2012-0029 renamed the Division of Employment and Family Services/Cuyahoga Support Enforcement Agency as Cuyahoga Job and Family Services; and

WHEREAS, Ordinance No. O2011-0045 authorizes the Director of Health and Human Services to employ additional deputies, assistants and employees as shall be conducive to the efficient performance of the duties of the Department of Health and Human Services; and

WHEREAS, the establishment of an Office of the Director, within the Department of Health and Human Services, to employ additional employees, officers, and assistants, will benefit the operations of the Department; and

WHEREAS, the diversity of programming needs and issues under the new Department of Health and Human Services has not changed since the Charter consolidated the previously-separate departments, and continues to require specialized knowledge and skills; and

WHEREAS, the equalization and delineation of displacement rights within the Department of Health and Human Services is necessary to maximize the specialized knowledge and skills, minimize service disruption, and make better use of County resources; and

WHEREAS, Article XVIII, Section 3 of the Ohio Constitution grants Cuyahoga County broad home rule powers to adopt rules, as designated by ordinance, as the Council determines to be necessary for the efficient administration of the County; including ordinances at variance with state statute; and

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County department.

**NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:**

**SECTION 1.** The Office of the Director is hereby established within the Department of Health and Human Services.

**SECTION 2.** Displacement rights following the abolishment of a position within the Department of Health and Human Services are hereby delineated and wholly defined as displacement within the Division to which each employee is assigned (i.e., the Division of Children and Family Services; the Division of Senior and Adult Services; Cuyahoga Job and Family Services; or, the Division of Community Initiatives Services). In the case of the employees of the Office of the Director, displacement rights shall be limited to that office.

**SECTION 3.** Displacement, reinstatement, and reemployment procedures shall apply separately within each Division and/or the Office of the Director, as specified in Section 2 of this ordinance.

**SECTION 4.** This Ordinance specifically overrides any and all conflicting ordinances, as well as the provision set forth in OAC 123:1-41-12(E) that creates an additional displacement category for employees of county departments of job and family services defined as displacement in classifications previously held. Unless provided for otherwise in a collective bargaining agreement, in which case the terms

of the agreement shall apply, employees in the Department of Health and Human Services shall have only those displacement rights contained herein.

**SECTION 5.** Nothing in this Ordinance is intended to limit in any way the ability of the County Executive to hire employees, abolish positions, or lay off employees for the purpose of enhancing efficiency of operations or for any other reason permitted by general law.

**SECTION 6.** It is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of a County department. Provided that this Ordinance receives the affirmative vote of eight members of Council, this Ordinance shall become immediately effective upon the signature of the County Executive.

**SECTION 7.** It is found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by \_\_\_\_\_, seconded by \_\_\_\_\_, the foregoing Ordinance was duly enacted.

Yeas:

Nays:

\_\_\_\_\_  
County Council President

\_\_\_\_\_  
Date

\_\_\_\_\_  
County Executive

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Date

First Reading/Referred to Committee: January 22, 2013  
Committee(s) Assigned: Health, Human Services & Aging

Journal \_\_\_\_\_  
\_\_\_\_\_, 2013

**[PROPOSED SUBSTITUTE ORDINANCE]**

**County Council of Cuyahoga County, Ohio**

**Ordinance No. O2013-0004**

<p>Sponsored by: <b>County Executive FitzGerald/Department of Health and Human Services</b></p>	<p><b>An Ordinance</b> amending Ordinance No. O2011-0045, as amended, which established divisions and sections within the Department of Health and Human Services, to create the Office of the Director and to <b>clarify and</b> delineate displacement, reinstatement and reemployment procedures; and declaring the necessity that this Ordinance become immediately effective.</p>
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WHEREAS, Article VIII, Section 8.01 of the Charter of Cuyahoga County created the Department of Health and Human Services, and provides that the Department of Health and Human Services “shall administer all programs and activities for which the County has or has assumed responsibility for the protection and enhancement of the health, education and well-being of County residents; and

WHEREAS, under the prior form of government these services were performed by four separate agencies, namely the Department of Employment and Family Services, the Cuyahoga Support Enforcement Agency; the Department of Children and Family Services; and the Department of Senior and Adult Services; and

WHEREAS, the work performed by the four above-named agencies required specialized knowledge and skills; and

WHEREAS, Article III, Section 3.09(2), of the Charter grants Council the power to establish departments, and divisions and sections within departments, under the supervision of the County Executive as the Council determines to be necessary for the efficient administration of the County; and

WHEREAS, Ordinance No. O2011-0045 established as separate divisions within the Department of Health and Human Services the following: the Division of Employment and Family Services/Cuyahoga Support Enforcement Agency; the Division of Children and Family Services; the Division of Senior and Adult Services; and the Division of Community Initiatives; and subsequent Ordinance No. O2012-0029 renamed the Division of Employment and Family Services/Cuyahoga Support Enforcement Agency as Cuyahoga Job and Family Services; and

WHEREAS, Ordinance No. O2011-0045 authorizes the Director of Health and Human Services to employ additional deputies, assistants and employees as shall be conducive to the efficient performance of the duties of the Department of Health and Human Services; and

WHEREAS, the establishment of an Office of the Director, within the Department of Health and Human Services, to employ additional employees, officers, and assistants, will benefit the operations of the Department; and

WHEREAS, the diversity of programming needs and issues under the new Department of Health and Human Services has not changed since the Charter consolidated the previously-separate departments, and continues to require specialized knowledge and skills; and

WHEREAS, the equalization and delineation of displacement rights within the Department of Health and Human Services is necessary to maximize the specialized knowledge and skills, minimize service disruption, and make better use of County resources; and

WHEREAS, Article XVIII, Section 3 of the Ohio Constitution grants Cuyahoga County broad home rule powers to adopt rules, as designated by ordinance, as the Council determines to be necessary for the efficient administration of the County; including ordinances at variance with state statute; and

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County department.

**NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:**

**SECTION 1.** The Office of the Director is hereby established within the Department of Health and Human Services.

**SECTION 2.** Displacement rights following the abolishment of a position within the Department of Health and Human Services are hereby delineated and wholly defined as displacement within the Division to which each employee is assigned (i.e., the Division of Children and Family Services; the Division of Senior and Adult Services; Cuyahoga Job and Family Services; or, the Division of Community Initiatives Services). In the case of the employees of the Office of the Director, displacement rights shall be limited to that office.

**SECTION 3.** Displacement, reinstatement, and reemployment procedures shall apply separately within each Division and/or the Office of the Director, as specified in Section 2 of this ordinance.

**SECTION 4.** No employee within the Department of Health and Human Services may displace another employee who has more retention points, regardless of the classification of either employee.

**SECTION 45.** This Ordinance specifically overrides any and all conflicting ordinances, as well as the provision set forth in OAC 123:1-41-12(E) that creates an additional displacement category for employees of county departments of job and family services defined as displacement in classifications previously held. Unless provided for otherwise in a collective bargaining agreement, in which case the terms of the agreement shall apply, employees in the Department of Health and Human Services shall have only those displacement rights contained herein.

**SECTION 56.** Nothing in this Ordinance is intended to limit in any way the ability of the County Executive to hire employees, abolish positions, or lay off employees for the purpose of enhancing efficiency of operations or for any other reason permitted by general law.

**SECTION 67.** It is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of a County department. Provided that this Ordinance receives the affirmative vote of eight members of Council, this Ordinance shall become immediately effective upon the signature of the County Executive.

**SECTION 78.** It is found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by \_\_\_\_\_, seconded by \_\_\_\_\_, the foregoing Ordinance was duly enacted.

Yeas:

Nays:

\_\_\_\_\_  
County Council President

\_\_\_\_\_  
Date

\_\_\_\_\_  
County Executive

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Date

First Reading/Referred to Committee: January 22, 2013  
Committee(s) Assigned: Health, Human Services & Aging

Journal \_\_\_\_\_  
\_\_\_\_\_, 2013