

Minutes

Cuyahoga County Board of Control
County Administration Building, 4th Floor
March 18, 2013 11:00 A.M.

- 1. Call to Order: The meeting was called to order at 11:05 A.M.

Attendees: County Executive Edward FitzGerald
Fiscal Officer Wade Steen
Councilman Michael Gallagher
Councilman Dave Greenspan
Councilman Pernel Jones, Jr.
Stan Kosilesky - Alternate
Director Lenora Lockett
Board of Control Clerk David Merriman

Director Bonnie Teeuwen was unavailable.

Review and Approve Minutes – Ed FitzGerald made a motion to approve, Wade Steen seconded, the minutes were approved as written.

- 4. Tabled Item Returned for Review - There were no tabled items.

- 5. Scheduled Items for Review

BC2013-72

Department of Public Works, submitting an amendment (Subsidiary No. 1) to Contract No. CE1200255-01 with Suburban Maintenance and Construction, Inc. for the replacement of Austin Powder Drive Bridge No. 137 over a branch of Tinkers Creek in the Village of Glenwillow for additional funds in the amount not-to-exceed \$117,839.33

Funding Source: 100% County using funds from the \$5.00 Vehicle License Tax Fund.

Ed FitzGerald made a motion to approve, Michael Gallagher seconded, the item was approved.

Approve
 Disapprove
 Hold

BC2013-73

Department of Public Works, recommending an award on RQ25817 and enter into a contract with A & A Painting (10-5) in the amount not-to-exceed \$133,932.50 for the Bridge Deck Sealing Program. (Deputy Chief Approval No. DC2012-260 - authority to advertise for bids).

Funding Source: 100% Cuyahoga County using funds from the \$7.50 License Tax Fund

Ed FitzGerald made a motion to approve, Pernel Jones Jr. seconded, the item was approved.

Approve
 Disapprove
 Hold

BC2013-74

Fiscal Office, submitting an agreement with State of Ohio, Office of the Auditor in the amount not-to-exceed \$150,000.00 for the Comprehensive Annual Financial Report for Calendar Year 2012 and 2013 for the period 2/7/2013 - 12/31/2014

Funding Source: 100% General Funds

Ed FitzGerald made a motion to approve, Wade Steen seconded, the item was approved.

Approve
 Disapprove
 Hold

BC2013-75

Office of Procurement & Diversity, recommending an award:

Department of Public Safety and Justice Services, Public Safety Grants

a) on RQ26255 with Kell Systems Inc. in the amount of \$201,850.00 for specialized personal protection equipment for SWAT team members.

Funding Source: ~~Internal Service Funds~~

Note: This item was amended to reflect the funding source as FY2010 Urban Area Security Initiative Grant funds.

Ed FitzGerald made a motion to approve, Michael Gallagher seconded, the item was approved as amended.

Approve
 Disapprove
 Hold

BC2013-76

County Sheriff, recommending an award on RQ26221 and enter into a contract with Watch Systems L.L.C., sole source, in the amount not-to-exceed \$150,000.00 for offender watch notification mailing services for the period 2/4/2013 - 2/3/2015.

Funding Source: 100% by the Sheriff's Law Enforcement General Fund

Ed FitzGerald made a motion to approve, Michael Gallagher seconded, the item was approved.

Approve
 Disapprove
 Hold

BC2013-77

Department of Public Safety and Justice Services/Office of Emergency Management,

- a) requesting approval to apply for and accept grant funds from Ohio Emergency Management Agency for various activities of the Cuyahoga County Local Emergency Planning Committee for the Hazardous Materials Emergency Preparedness Grant Program for the period 10/1/2012 - 9/30/2013:
- b) submitting a grant agreement in the amount of \$23,198.84 for planning in connection with said grant program.

Funding Source: Ohio Emergency Management Agency grant funds

Ed FitzGerald made a motion to approve, Michael Gallagher seconded, the item was approved.

Approve
 Disapprove
 Hold

BC2013-78

Department of Health and Human Services/Community Initiatives Division/Office of Homeless Services, submitting an amendment to Contract No. CE1200732-01 with Bowman Systems L.L.C for software maintenance and support on the Homeless Management Information System for the period 1/1/2012 - 12/31/2012 to extend the time period to 12/31/2013 and for additional funds in the amount not-to-exceed \$27,845.00.

Funding Source: 100% by HHS Levy Funds

Ed FitzGerald made a motion to approve, Wade Steen seconded, the item was approved.

Approve
 Disapprove
 Hold

BC2013-79

Department of Health and Human Services/Community Initiatives Division/Office of Early Childhood, submitting an amendment to Contract No. CE1200430-03 with Educational Service Center of Cuyahoga County for fiscal and administrative services for the Help Me Grow Bright Beginnings Program for the period 7/1/2012 - 6/30/2013 for additional funds in the amount of \$67,265.97.

Funding Source: 88% by HHS levy dollars in the amount of \$745,911.00 and 12% by Mt. Sinai Health Care Funds in the amount of \$100,000.00.

Ed FitzGerald made a motion to approve, Pernel Jones seconded, the item was approved.

Approve
 Disapprove
 Hold

Michael Gallagher chaired this portion of the meeting as Ed FitzGerald briefly stepped out of the meeting.

6. Other Business

BC2013-80

County Treasurer, requesting approval of alternative procurement process on RQ27022 which will result in an award recommendation to SymPro, Inc. in the amount of \$3,374.00 for software maintenance on investment software for the period 9/1/2012 - 8/31/2013. (Board of Control Ordinance No. O2011-0044 Section 4.4(b)(16)).

Funding Source: 100% General Funds

1. Description of Supplies or Services (If contract amendment, please identify contract time period and/or scope change)

Requesting the approval of a Software Maintenance Agreement with SymPro for their proprietary Treasury Management Software.

2. Estimated Dollar Value and Funding Source(s) including percentage breakdown (If amendment, please enter original contracted amount and additional amount, if any)

This would be paid from the Treasurers General Fund - FS 109660, the amount is \$3,374.00/ year

3. Rationale Supporting the Use of the Selected Procurement Method (include state contract # or GSA contract # and expiration date)

Sole Source

4. What other available options and/or vendors were evaluated? If none, include the reasons why.

None..... the Treasurer's Office has been using the software for 15 years in our Investment Department.

5. What ultimately led you to this product or service? Why was the recommended vendor selected?

The product provides the Treasurer's Office the tools necessary for fiscal management and reporting, The product and the support are excellent.

6. Provide an explanation of unacceptable delays in fulfilling the County's need that would be incurred if award was made through a competitive bid.

This is proprietary software, has been a Sole Source purchase for years. New software would change reporting. Currently used throughout the industry, well known and does a good job for the County's needs. Do not believe there is another product like SymPro

7. Describe what future plans, if any, the County can take to permit competition before any subsequent purchases of the required supplies or services.

In this particular case very little can be done. The software is a Sole Source Purchase. It fits the County's needs. The software does an excellent job and the staff is well versed in its use.

Michael Gallagher made a motion to approve, Wade Steen seconded, the item was approved.

Approve
 Disapprove
 Hold

BC2013-81

County Sheriff, requesting approval of an alternative procurement process on RQ26342 which will result in an award recommendation to Cleveland Communications Inc. in the amount of \$47,712.98 for build out of 4-Ford Explorer Sheriff Deputy Vehicles (Board of Control Ordinance No.O2011-0044 Section 4.4 (b)(16)).

Funding Source: 65.5% Law Enforcement General Fund; 34.5% FY10 JAG Grant Award.

1. Description of Supplies or Services (If contract amendment, please identify contract time period and/or scope change)

Build-out of new Fleet Vehicles for Sheriff's Deputies to include specific manufactured equipment including Harris Unity Mobile Radios, Panasonic video kit and rear cameras, and ProLaser Lidar Units.

2. Estimated Dollar Value and Funding Source(s) including percentage breakdown (If amendment, please enter original contracted amount and additional amount, if any)

\$47,712.98 – 65.5% Law Enforcement General Fund; 34.5% FY10 JAG Grant Award

3. Rationale Supporting the Use of the Selected Procurement Method (include state contract # or GSA contract # and expiration date)

Harris Unity Mobile Radio

The Sheriff's vehicle fleet currently consists of 74 Harris Mobile Radio's after completing a 1.4 Million dollar communications project to transfer the Sheriff's from analog Motorola and ICOM radios to the

Harris digital platform while merging with the City of Cleveland's Public Safety Network.

The Harris mobile has no equal in the market today. The ability to communicate on a VHF, UHF, 700MhZ, and 800MhZ spectrum in one radio was why it was selected by the County.

The recently completed communications project ended years of multiple brand radios in the fleet. Each operated differently, none had interchangeable parts between manufacturers, and each had different capabilities. Radio communication wasn't consistent from vehicle to vehicle creating a tactical disadvantage

to the officer whose only lifeline in an emergency is the radio.

All Deputy Sheriffs, Protective Service Officers, Court Security Officers and dispatchers have been trained with, and have experience with the Harris Unity Product, over 360 employees. A different manufacturer would create opportunities for fatal mistakes as well as additional costs in training and maintenance.

By requesting a proposal for the Harris Unity product we are not limiting the request to one vendor, just one product. Harris vendors will still have an opportunity to compete for the business.

Panasonic Video Camera's

Panasonic video "dash" and "rear view" cameras are already utilized in the Sheriff's vehicle fleet. Officers have been trained on their operation, and the ISC is providing the technical support for electronic video storage.

Manufacturer suggested maintenance, cleaning, and calibration must be followed. Not doing so could result in video evidence not being permissible in a court of law, and could result in the loss of criminal prosecution, while exposing the County to civil liability. By having different manufacturers, the Sheriff's Department would have to track and follow the separate recommendations thus utilizing additional man hours for support.

Not having the same equipment in every vehicle creates a tactical disadvantage for the officer utilizing the vehicle.

A different manufacturer would create opportunities for mistakes as well as additional costs in training and maintenance.

By requesting a proposal for the Panasonic product we are not limiting the request to one vendor, just one product. Every Panasonic vendors will still have an opportunity to compete for the business.

Pro Laser LIDAR

The Pro Laser speed measuring device is already utilized by the Sheriff's Department. Officers have already been trained on their operation in accordance to the Ohio peace Officer Training Council curriculum and the manufacturer's suggested recommendations.

Manufacturer suggested maintenance, cleaning, and calibration must be followed. Not doing so could result in speed measurement evidence not being permissible in a court of law, and could result in the loss of criminal prosecution, while exposing the County to civil liability. By having different manufacturers, the Sheriff's Department would have to track and follow the separate recommendations thus utilizing additional man hours for support.

The Sheriff's Department currently has parts and software for the Pro Laser units, such as interchangeable batteries. A separate manufacturer product would not be able to utilize the same parts.

Not having the same equipment in every vehicle creates a tactical disadvantage for the officer utilizing the vehicle. A different manufacturer would create opportunities for mistakes as well as additional costs in training and maintenance.

By requesting a proposal for the Pro Laser product we are not limiting the request to one vendor, just one product. Every Pro Laser vendor will still have an opportunity to compete for the business.

4. What other available options and/or vendors were evaluated? If none, include the reasons why.

No other options were considered; the reasons why include:

Harris Unity Mobile Radio

The Sheriff's vehicle fleet currently consists of 74 Harris Mobile Radio's after completing a 1.4 Million dollar communications project to transfer the Sheriff's from analog Motorola and ICOM radios to the Harris digital platform while merging with the City of Cleveland's Public Safety Network.

The Harris mobile has no equal in the market today. The ability to communicate on a VHF, UHF, 700MHz, and 800MHz spectrum in one radio was why it was selected by the County.

The recently completed communications project ended years of multiple brand radios in the fleet. Each operated differently, none had interchangeable parts between manufacturers, and each had different capabilities. Radio communication wasn't consistent from vehicle to vehicle creating a tactical disadvantage to the officer whose only lifeline in an emergency is the radio.

All Deputy Sheriffs, Protective Service Officers, Court Security Officers and dispatchers have been trained with, and have experience with the Harris Unity Product, over 360 employees. A different manufacturer would create opportunities for fatal mistakes as well as additional costs in training and maintenance.

By requesting a proposal for the Harris Unity product we are not limiting the request to one vendor, just one product. Harris vendors will still have an opportunity to compete for the business.

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The Sheriff's Department currently has parts and software for the Pro Laser units, such as interchangeable batteries. A separate manufacturer product would not be able to utilize the same parts.

Not having the same equipment in every vehicle creates a tactical disadvantage for the officer utilizing the vehicle. A different manufacturer would create opportunities for mistakes as well as additional costs in training and maintenance.

By requesting a proposal for the Pro Laser product we are not limiting the request to one vendor, just one product. Every Pro Laser vendor will still have an opportunity to compete for the business.

5. What ultimately led you to this product or service? Why was the recommended vendor selected? Each Sheriff's Office Fleet Vehicle is equipped with identical equipment; the reasons above outline the necessity to have each vehicle uniform.

There is no recommended vendor, this equipment is distributed by multiple vendors; the selected vendor will be based on price once the bid process is completed.

6. Provide an explanation of unacceptable delays in fulfilling the County's need that would be incurred if award was made through a competitive bid.

This will still be a competitive bid due to the number of vendors who are distributors of this equipment.

7. Describe what future plans, if any, the County can take to permit competition before any subsequent purchases of the required supplies or services.

n/a

Michael Gallagher made a motion to approve, Stan Kosilesky seconded, the item was approved.

Approve
 Disapprove
 Hold

BC2013-82

County Sheriff, requesting approval of an alternative procurement process on RQ26246 which will result in an award recommendation to Smith's Detection in the amount of \$90,000.00 for 3-Heimann X-ray Inspection System Hi-Scan 6040ds scanning machines. (Board of Control Ordinance No.O2011-0044 Section 4.4 (b)16)).

Funding Source: 100% Internal Service Fund

1. Description of Supplies or Services (If contract amendment, please identify contract time period and/or scope change)

3 - Smith's Detection Heimann X-Ray Inspection System, Model HI-SCAN 6040ds

2. Estimated Dollar Value and Funding Source(s) including percentage breakdown (If amendment, please enter original contracted amount and additional amount, if any)
\$90,000.00 – 100% Internal Service Fund

3. Rationale Supporting the Use of the Selected Procurement Method
(include state contract # or GSA contract # and expiration date)

- There are currently eleven (11) Smith's Detection manufactured x-ray machines used in Cuyahoga County buildings
- Cuyahoga County has, to date, invested upwards of \$300,000.00 in the current x-ray machines
- A maintenance contract has been executed on the Smith's Detection manufactured x-ray machines; this contract expires 12/31/2014
- All Sheriff Deputies, Protective Services Officers, Court Security Officers, as well as other related staff have been trained and have experience with these specific x-ray machines
- The Sheriff's Office currently has parts, software, and networking capabilities for the Smith Detection manufactured x-ray machines
- A different manufacturer and model would create greater opportunities for mistakes as well as additional costs in training and maintenance. The consequences associated with mistakes in security screening could be a potential public safety risk.
- Separate licensing requirements through the Ohio Department of Health – Division of Radiation would be necessary if a different manufacturer was used.

4. What other available options and/or vendors were evaluated? If none, include the reasons why.
No other options were considered; the reasons why include:

- There are currently eleven (11) Smith's Detection manufactured x-ray machines used in Cuyahoga County buildings
- Cuyahoga County has, to date, invested upwards of \$300,000.00 in the current x-ray machines
- A maintenance contract has been executed on the Smith's Detection manufactured x-ray machines; this contract expires 12/31/2014
- All Sheriff Deputies, Protective Services Officers, Court Security Officers, as well as other related staff have been trained and have experience with these specific x-ray machines
- The Sheriff's Office currently has parts, software, and networking capabilities for the Smith Detection manufactured x-ray machines
- A different manufacturer and model would create greater opportunities for mistakes as well as additional costs in training and maintenance. The consequences associated with mistakes in security screening could be a potential public safety risk.
- Separate licensing requirements through the Ohio Department of Health – Division of Radiation would be necessary if a different manufacturer was used.

5. What ultimately led you to this product or service? Why was the recommended vendor selected?
There are currently eleven Smith's Detection manufactured x-ray machines used in Cuyahoga County buildings; a service contract with Smith's Detection is also in effect until 12/31/2014 – these new machines will be added to the current maintenance contract.

There is no recommended vendor, this equipment is distributed by multiple vendors; the selected vendor will be based on price once the bid process is completed.

6. Provide an explanation of unacceptable delays in fulfilling the County's need that would be incurred if award was made through a competitive bid.

This will still be a competitive bid due to the number of vendors who are distributors of this equipment.

7. Describe what future plans, if any, the County can take to permit competition before any subsequent purchases of the required supplies or services.

n/a

Michael Gallagher made a motion to approve, Wade Steen seconded, the item was approved.

Approve

Disapprove

Hold

7. Public Comment – There was no public comment.

8. Adjournment – Michael Gallagher adjourned the meeting at 11:22 A.M.