



AGENDA
CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE
MEETING
THURSDAY, AUGUST 16, 2012
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
11:00 AM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO THE AGENDA**
- 4. APPROVAL OF MINUTES FROM THE JULY 26, 2012 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
 - a) R2012-0157: A Resolution authorizing the appropriation of real property for the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn; directing the County Executive to proceed with the acquisition of real property required for public highway purposes; authorizing the Fiscal Officer to issue the monetary warrants to be deposited with the Probate Court of Cuyahoga County in an amount that is equal to the fair market value of the property; and, declaring the necessity that this Resolution become immediately effective:
 - 1) Parcel 6-SH, standard highway (permanent) easement over 173 sq. ft. to construct a public sidewalk and install traffic signal box
Owner: Northcliff I-480 LLC, an Ohio Limited liability Company
Fair Market Value Estimate: \$18,970.00

- 2) Parcels 8-SH standard highway (permanent) easement over 81 sq. ft. to construct a public sidewalk and replace a private walk, and T1 and T2, temporary easements over 30 sq. ft. and 29 sq. ft., respectively, to construct a public sidewalk and replace a private walk
 Owner: Ava L. Woody and unknown spouse, if any
 Fair Market Value Estimate: \$420.00

- 3) Parcel 13-SH, a standard highway (permanent) easement over 129 sq. ft. to construct a public sidewalk
 Owner: Ridge Park Square LLC, an Ohio Limited Liability Company
 Fair Market Value Estimate: \$22,300.00

- 4) Parcel Nos.: 22-T1 and T2, temporary easements over 120 and 45 sq. ft., respectively, both of which easements are to replace private driveways
 Owner: McDonald's USA, LLC, a Delaware Limited Liability Company
 Fair Market Value Estimate: \$ 300.00

- 5) Parcel No.: 36-SH, a standard highway (permanent) easement over 114 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk with a reconfigured turn radius
 Owners: Wladmimir Kolomizew a/k/a Walter Kolomizew, and, Anna Kolomizew (deceased, widow), and Anna Kolomizew, spouse of Wladmimir
 Fair Market Value Estimate: \$ 430.00

- 6) Parcel No.: 101-SH, a standard highway (permanent) easement over 27 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk with a reconfigured turn radius
 Owner: D-Xtramile, LLC, an Ohio Limited Liability Company
 Fair Market Value Estimate: \$300.00, and

- b) R2012-0158: A Resolution authorizing the Department of Public Works to submit a loan application to the Ohio Environmental Protection Agency Water Pollution Control Loan Fund for a loan in the amount of \$350,000.00 for a new sanitary sewer structure to provide sanitary sewer services in the City of Parma on Broadview Road between Brookdale Avenue and Broadrock Court for the period 3/15/2013 - 9/15/2013; and authorizing the County Executive to execute all documents required in connection with said loan application.

- c) R2012-0159: A Resolution authorizing the Department of Public Works to submit a loan application to the Ohio Environmental Protection Agency Water Pollution Control Loan Fund for a forgivable loan in the amount of \$154,000.00 for repair and replacement of household sewage treatment systems for the period 9/15/2012 - 9/15/2013; authorizing the County Executive to execute all documents required in connection with said loan application.

- d) R2012-0160: A Resolution authorizing a payment to Cleveland Public Power in the amount not-to-exceed \$2,190,984.28 for utility relocation work awarded on RQ24294, in connection with the improvement of East 105th Street/Martin Luther King Drive Intersection in the City of Cleveland; and declaring the necessity that this Resolution become immediately effective.

- e) R2012-0161: A Resolution making an award on RQ23057 to Independence Excavating, Inc. in the amount not-to-exceed \$3,465,525.85 for the Cuyahoga Area of Concern Urban Riparian Habitat Restoration project in the City of Cleveland; 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.

- f) R2012-0162: A Resolution making awards to various municipalities, in the amount total amount of \$1,492,641.88, for various municipal grant projects for the Community Development Block Grant Program for the period 9/1/2012 - 12/31/2013; authorizing the County Executive to enter into agreements consistent with said awards and this Resolution, and declaring the necessity that this Resolution become immediately effective:
 - 1) City of Maple Heights for the Infrastructure Improvement Project in the amount not-to-exceed \$350,000.00.
 - 2) Village of Newburgh Heights for the East 53rd Street Storm/Sanitary Sewer Separation Project in the amount not-to-exceed \$350,000.00.
 - 3) Village of Glenwillow for the Richmond-Pettibone Road Intersection Improvement in the amount not-to-exceed \$150,000.00.
 - 4) City of Garfield Heights for the McCracken Road Multi-Purpose Trail in the amount not-to-exceed \$150,000.00.
 - 5) City of Brooklyn for the Natatorium ADA Splash Pad in the amount not-to-exceed \$150,000.00.

- 6) Village of Cuyahoga Heights for Bacci Park ADA Compliant Restrooms in the amount not-to-exceed \$150,000.00.
- 7) City of Parma Heights for the Big Creek Metroparks Connector Trail in the amount not-to-exceed \$150,000.00.
- 8) City of Berea for the Sidewalk Repair Project in the amount not-to-exceed \$42,641.88.

6. MISCELLANEOUS BUSINESS

- a) Presentation regarding Disparity Study-Mark Parks, Director of Special Projects, Fiscal Office

7. OTHER PUBLIC COMMENT

8. ADJOURNMENT

*In accordance with Ordinance No. O2011-0020, complimentary parking in the Huntington Park Garage will be available for the public **beginning at 4:00 p.m.** on any day when the Council or any of its committees holds evening meetings. Please see the Clerk to obtain a parking pass.



MINUTES

CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE
MEETING
THURSDAY, JULY 26, 2012
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
11:00 AM

1. CALL TO ORDER

Chairman Jones called the meeting to order at 11:09 a.m.

2. ROLL CALL

Chairman Jones asked Assistant Deputy Clerk Thurman to call the roll. Committee members Jones, Germana, Miller, Conwell and Rogers were in attendance and a quorum was determined.

3. PUBLIC COMMENT RELATED TO THE AGENDA

No public comments were given.

4. APPROVAL OF MINUTES FROM THE JULY 19, 2012 MEETING

A motion was made by Mr. Miller, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the July 19, 2012 meeting.

5. MATTERS REFERRED TO COMMITTEE

- a) R2012-0145: A Resolution authorizing the appropriation of certain real property for the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn, directing the County Executive to proceed with the acquisition of land required for public highway purposes, authorizing the Fiscal Officer to prepare the necessary

vouchers payable to the Administrative Judge, Probate Court of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective:

- 1) Parcel No.: 11-T, a temporary easement over 515 sq. ft. to replace the private driveway
Owners: Stamatios E. Vasdekis, a/k/a Stomatios E. Vasdekis, and Evangelia S. Vasdekis (deceased), Husband & Wife
Fair Market Value Estimate: \$360.00
- 2) Parcel No.: 74-T, a temporary easement over 561 sq. ft. to replace the private driveway
Owners: Lynn C. Murphy, and spouse, Thomas C. Murphy
Fair Market Value Estimate: \$400.00
- 3) Parcel No.: 112-T, a temporary easement over 31 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk
Owner: Tuyet Nguyen a/k/a Tuyet Y. Nguyen, single or spouse unknown
Fair Market Value Estimate: \$300.00
- 4) Parcel No.: 115-T, a temporary easement over 18 sq. ft. which includes the removal of a commercial sign, to install ADA curb ramps and reconstruct the public sidewalk
Owner: Tuyet Nguyen a/k/a Tuyet Y. Nguyen, single or spouse unknown
Fair Market Value Estimate \$3,030.00; and,

Mr. Jones introduced a proposed substitute to Resolution No. R2012-0145. Discussion ensued.

A motion was then made by Mr. Miller, seconded by Mr. Germana and approved by unanimous vote to accept the proposed substitute.

Ms. Nora Hurley, Deputy Chief Law Director, Mr. Jamal Husani, Chief of Transportation, and Mr. Fred Whatley, Environmental Administrator, addressed the Council regarding Resolution No. R2012-0145. Discussion ensued.

Committee members asked questions of Ms. Hurley, Mr. Husani and Ms. Whatley pertaining to the item, which they answered accordingly.

On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2012-0145 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.

- b) R2012-0146: A Resolution making an award on RQ23731 to Layne Inliner, LLC, in the amount not-to-exceed \$3,006,100.00 for the 2012 Sewer Lining Program for various County sewer districts, and authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution.

Ms. Bonnie Teeuwen, Director of Public Works, and Ms. Lenora Lockett, Director of the Office of Procurement and Diversity, addressed the Committee regarding Resolution No. R2012-0146. Discussion ensued.

Committee members asked questions of Ms. Teeuwen and Ms. Lockett pertaining to the item, which they answered accordingly.

Committee member Germana requested his name be added as an additional sponsor to the legislation.

On a motion by Mr. Jones with a second by Mr. Miller, Resolution No. R2012-0146 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. Jones announced that there will be presentation regarding the Disparity Study at the next Public Works, Procurement & Contracting Committee meeting and members will be contacted regarding the scheduling of the meeting.

Ms. Teeuwen addressed the Committee regarding the closing of the Fitz Service Garage in Olmsted Falls. Discussion ensued.

7. OTHER PUBLIC COMMENT

No public comments were given.

8. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Rogers with a second by Mr. Germana, the meeting was adjourned at 12:13 p.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0157

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution authorizing the appropriation of real property for the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn; directing the County Executive to proceed with the acquisition of real property required for public highway purposes; authorizing the Fiscal Officer to issue the monetary warrants to be deposited with the Probate Court of Cuyahoga County in an amount that is equal to the fair market value of the property; and, declaring the necessity that this Resolution become immediately effective.
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WHEREAS, on April 12, 2011, this Council adopted Resolution No. R2011-0163, which authorized the County Executive to acquire the necessary Right-of-Way to proceed with the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn, Ohio; and,

WHEREAS, upon receiving the necessary authorization to proceed with acquisition of Right-of-Way, a fair market analysis was conducted and fee appraisals were made; and

WHEREAS, the County's agent, O.R. Colan Associates, endeavored to acquire the necessary parcels through voluntary negotiation and settlement efforts with the property owners, but has reported that equitable settlement agreements could not be reached on the properties set forth below; and,

WHEREAS, the Department of Public Works has requested that the County appropriate certain property rights required for highway purposes for the above described improvement, identified as the following parcels of land:

Parcel 6-SH, standard highway (permanent) easement over 173 sq. ft. to construct a public sidewalk and install traffic signal box
Owner: Northcliff I-480 LLC, an Ohio Limited liability Company
Fair Market Value Estimate: \$18,970.00

Parcels 8-SH standard highway (permanent) easement over 81 sq. ft. to construct a public sidewalk and replace a private walk, and T1 and T2, temporary easements over 30 sq. ft. and 29 sq. ft., respectively, to construct a public sidewalk and replace a private walk
Owner: Ava L. Woody and unknown spouse, if any
Fair Market Value Estimate: \$420.00

Parcel 13-SH, a standard highway (permanent) easement over 129 sq. ft. to construct a public sidewalk
Owner: Ridge Park Square LLC, an Ohio Limited Liability Company
Fair Market Value Estimate: \$22,300.00

Parcel Nos.: 22-T1 and T2, temporary easements over 120 and 45 sq. ft., respectively, both of which easements are to replace private driveways
Owner: McDonald's USA, LLC, a Delaware Limited Liability Company
Fair Market Value Estimate: \$ 300.00

Parcel No.: 36-SH, a standard highway (permanent) easement over 114 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk with a reconfigured turn radius
Owners: Wladmimir Kolomizew a/k/a Walter Kolomizew, and, Anna Kolomizew (deceased, widow), and Anna Kolomizew, spouse of Wladmimir
Fair Market Value Estimate: \$ 430.00

Parcel No.: 101-SH, a standard highway (permanent) easement over 27 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk with a reconfigured turn radius
Owner: D-Xtramile, LLC, an Ohio Limited Liability Company
Fair Market Value Estimate: \$300.00, and

WHEREAS, the necessity for the immediate effectiveness of this Resolution is established because federal funds are being utilized for Right-of-Way acquisition on this project and the County is required to progress on schedule for the project in order to maintain project funding deadlines; and,

WHEREAS, the Right-of-Way cannot be certified to the Ohio Department of Transportation as being ready for construction unless and until all Right-of-Way parcels have been acquired either by agreement or by the filing of a petition for appropriation together with a check in the amount of the Fair Market Value Estimate made payable to the Cuyahoga County Probate Court, in the Cuyahoga County Probate Court.

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

SECTION 1. That certain real property as required for the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn, Ohio, as described below be, and the same is, hereby declared necessary to appropriate for public use, more specifically for the purpose of making or repairing roads which shall be open to the public, without charge. Such property is described as follows:

Parcel 6-SH, standard highway (permanent) easement over 173 sq. ft. to construct a public sidewalk and install traffic signal box
Owner: Northcliff I-480 LLC, an Ohio Limited liability Company
Fair Market Value Estimate: \$18,970.00

Parcels 8-SH standard highway (permanent) easement over 81 sq. ft. to construct a public sidewalk and replace a private walk, and T1 and T2, temporary easements over 30 sq. ft. and 29 sq. ft., respectively, to construct a public sidewalk and replace a private walk
Owner: Ava L. Woody and unknown spouse, if any
Fair Market Value Estimate: \$420.00

Parcel 13-SH, a standard highway (permanent) easement over 129 sq. ft. to construct a public sidewalk
Owner: Ridge Park Square LLC, an Ohio Limited Liability Company
Fair Market Value Estimate: \$22,300.00

Parcel Nos.: 22-T1 and T2, temporary easements over 120 and 45 sq. ft., respectively, both of which are to replace private driveways
Owners: McDonald's USA, LLC, a Delaware Limited Liability Company
Fair Market Value Estimate: \$ 300.00

Parcel No.: 36-SH, a standard highway (permanent) easement over 114 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk with a reconfigured turn radius
Owners: Wladmimir Kolomizew a/k/a Walter Kolomizew, and, Anna Kolomizew (deceased,widow), and Anna Kolomizew, spouse of Wladmimir
Fair Market Value Estimate: \$ 430.00

Parcel No.: 101-SH, a standard highway (permanent) easement over 27 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk with a reconfigured turn radius
Owner: D-Xtramile, LLC, an Ohio Limited Liability Company
Fair Market Value Estimate: \$300.00

SECTION 2. That the County Executive, through the Department of Public Works, be, and is, hereby directed to proceed with filing the necessary action to acquire the property as described above.

SECTION 3. That the County Fiscal Officer be, and is, hereby authorized to issue monetary warrants in the amount of the Fair Market Value Estimates listed above, made payable to the Cuyahoga County Probate Court, said warrants to be deposited with the Probate Court at the time of filing the petitions to appropriate.

SECTION 4. That the Clerk of Council is hereby directed to transmit copies of this Resolution upon its approval by the County Executive to Bonita Teeuwen, P.E., Director of Public Works and to Wade Steen, County Fiscal Officer.

SECTION 5. That it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to assure that work on the improvement can commence during the prime construction season. Otherwise, any delay in commencement of the work may cause delay to the work and result in significant cost increases to the County. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 6. That 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

Deputy Clerk of Council

Date

First Reading/Referred to Committee: August 14, 2012

Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0158

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution authorizing the Department of Public Works to submit a loan application to the Ohio Environmental Protection Agency Water Pollution Control Loan Fund for a loan in the amount of \$350,000.00 for a new sanitary sewer structure to provide sanitary sewer services in the City of Parma on Broadview Road between Brookdale Avenue and Broadrock Court for the period 3/15/2013 - 9/15/2013; and authorizing the County Executive to execute all documents required in connection with said loan application.
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WHEREAS, the County Executive/Department of Public Works has requested authority to submit a loan application to the Ohio Environmental Protection Agency Water Pollution Control Loan Fund for a loan in the amount of \$350,000.00 for a new sanitary sewer structure to provide sanitary sewer services in the City of Parma, on Broadview Road between Brookdale Avenue and Broadrock Court for the period 3/15/2013 – 9/15/2013; and

WHEREAS, Cuyahoga County, through the Department of Public Works, has an agreement with the City of Parma to maintain their sanitary and storm water system; and

WHEREAS, the new sanitary sewer structure will be located in the City of Parma, on Broadview Road between Brookdale Avenue and Broadrock Court (Council District 4) , and will provide access to a Northeast Ohio Regional Sewer District (NEORS) Tunnel; and

WHEREAS, this project is funded by the Ohio EPA Water Pollution Control Loan Fund.

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

SECTION 1. That the Department of Public Works is hereby to submit a loan application to the Ohio Environmental Protection Agency Water Pollution Control Loan Fund for a loan in the amount of \$350,000.00 for a new sanitary sewer structure to provide sanitary sewer services in the City of Parma, on Broadview Road between Brookdale Avenue and Broadrock Court, for the period 3/15/2013 – 9/15/2013.

SECTION 2. That the Director of Public Works is authorized to execute all documents required in connection with said loan application on behalf of the County Executive.

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0159

Sponsored by: County Executive FitzGerald/Department of Public Works/ Division of County Engineer	A Resolution authorizing the Department of Public Works to submit a loan application to the Ohio Environmental Protection Agency Water Pollution Control Loan Fund for a forgivable loan in the amount of \$154,000.00 for repair and replacement of household sewage treatment systems for the period 9/15/2012 - 9/15/2013; authorizing the County Executive to execute all documents required in connection with said loan application.
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WHEREAS, the County Executive/Department of Public Works has requested authority to submit a loan application to the Ohio Environmental Protection Agency Water Pollution Control Loan Fund for a forgivable loan in the amount of \$154,000.00 for repair and replacement of household sewage treatment systems for the period 9/15/2012 – 9/15/2013; and

WHEREAS, the reimbursement program is intended to aid low and moderate income residents in Cuyahoga County with the repair and or replacement of their failing household sewage treatment systems, or need to connect to a sanitary sewer; and

WHEREAS, this project will result in improvements to water quality, in the watersheds and to Lake Erie; and

WHEREAS, the anticipated start to completion dates are 9/15/2012 - 9/15/2013; and

WHEREAS, this project is funded by the Ohio Environmental Protection Agency Water Pollution Control Loan.

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

SECTION 1. That the Department of Public Works is hereby authorized to submit a loan application to the Ohio Environmental Protection Agency Water Pollution Control Loan Fund for a forgivable loan in the amount of \$154,000.00 for repair and replacement of household sewage treatment systems for the period 9/15/2012 – 9/15/2013.

SECTION 2. That the Director of Public Works is authorized to execute all documents required in connection with said loan application on behalf of the County Executive.

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0160

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution authorizing a payment to Cleveland Public Power in the amount not-to-exceed \$2,190,984.28 for utility relocation work awarded on RQ24294, in connection with the improvement of East 105 th Street/Martin Luther King Drive Intersection in the City of Cleveland; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works has recommended a payment to Cleveland Public Power in the amount not-to-exceed \$2,190,984.28 for utility relocation work, awarded on RQ24294, in connection with the improvement of East 105th Street/Martin Luther King Drive Intersection in the City of Cleveland; and

WHEREAS, the primary goal is to complete utility relocation work necessary to proceed with construction on the above captioned project, which is anticipated to start in October 2012; and

WHEREAS, the funding for this project is as follows: (a) 50% from Federal Funds, (b) 42% will be paid from the Ohio Public Works Commission, (c) \$500,000.00 from the City of Cleveland, and (d) \$500,000.00 from Cuyahoga County, and

WHEREAS, it is necessary that this Resolution become immediately effective in order that the necessary utility relocation work can be completed so the construction on the East 105th Street/Martin Luther King Drive Intersection project can proceed as schedule.

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

SECTION 1. The Cuyahoga County Council hereby approves a payment to Cleveland Public Power in the amount not-to-exceed \$2,190,984.28 for utility relocation work, awarded on RQ24294, in connection with the improvement of East 105th Street/Martin Luther King Drive Intersection in the City of Cleveland.

SECTION 2. The funding for this project is as follows: (a) 50% from Federal Funds, (b) 42% will be paid from the Ohio Public Works Commission, (c)

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0161

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution making an award on RQ23057 to Independence Excavating, Inc. in the amount not-to-exceed \$3,465,525.85 for the Cuyahoga Area of Concern Urban Riparian Habitat Restoration project in the City of Cleveland; 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.
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WHEREAS, the County Council has before it RQ23057 to Independence Excavating, Inc. in the amount not-to-exceed \$3,465,525.85 for the Cuyahoga Area of Concern Urban Riparian Habitat Restoration project in the City of Cleveland; and,

WHEREAS, the project entails construction of 0.55 miles of multi-use trail and greenway situated between Scranton Road and the west bank of the Cuyahoga River; and,

WHEREAS, funding is being provided through grants from the Environmental Protection Agency (EPA); and,

WHEREAS, County Council has determined that awarding RQ23057 to Independence Excavating, Inc. is in the best interest of the County; 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. The County Council hereby makes an award on RQ23057 to Independence Excavating, Inc. in the amount not-to-exceed \$3,465,525.85 for the Cuyahoga Area of Concern Urban Riparian Habitat Restoration project in the City of Cleveland.

SECTION 2. The County Executive is authorized to execute a contract in connection with said award and all documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution 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 entity. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

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 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

Deputy Clerk of Council

Date

First Reading/Referred to Committee: August 14, 2012

Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0162

<p>Sponsored by: County Executive FitzGerald/Department of Development</p>	<p>A Resolution making awards to various municipalities, in the total amount of \$1,492,641.88, for various municipal grant projects for the Community Development Block Grant Program for the period 9/1/2012 - 12/31/2013; authorizing the County Executive to enter into agreements consistent with said awards and this Resolution, and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the Department of Development has recommended awards to various municipalities, in the amount of \$1,492,641.88, for various municipal grant projects for the Community Development Block Grant Program for the period 9/1/2012 – 12/31/2013; and

WHEREAS, the allocation of 40% of the annual CDBG entitlement funding for the purposes of a competitive Municipal Grant Program is a requirement in the Cooperation Agreement; and

WHEREAS, each of the 51 Urban County communities have signed with Cuyahoga County to form the Urban County and the reservation of these funds for such purpose is contained in each year’s application to the U.S. Department of HUD; and

WHEREAS, all of the Urban County Communities are informed of the Competitive Municipal Grant Program scoring criteria and are invited to submit applications for consideration and scoring. The highest scoring projects are recommended for funding; and

WHEREAS, based on the scoring criteria, following is the list of the municipal grant projects recommended for awards:

Municipality	Project	Funding
Tier 1 Projects to receive \$350,000.00 in CDBC Funding		
a) Maple Heights	2012 Infrastructure Improvement Project	\$350,000.00
b) Newburgh Heights	E. 53 St. Storm/Sanitary Sewer Separation Project	<u>\$350,000.00</u>
Tier 1 total:		\$700,000.00
Tier 2 Projects to receive \$150,000.00 in CDBC Funding		
c) Glenwillow	Richmond-Pettibone Rd.	\$150,000.00

d) Garfield Heights	Intersection Improvement McCraken Rd Multi-Purpose Trail	\$150,000.00
e) Brooklyn	Natatorium ADA Splash Pad	\$150,000.00
f) Cuyahoga Heights	Bacci Park-ADA Compliant Restrooms	\$150,000.00
g) Parma Heights	Big Creek Metroparks Connector Trail	<u>\$150,000.00</u>
Tier 2 total:		\$750,000.00

Unused CDBG-R Funding \$42,641.88

h) Berea	Sidewalk Repair Project	<u>\$42,641.88</u>
Total CDBG-R-Funding to be Expended		\$1,492,641.88

WHEREAS, the grant awards are funded 100% from the Federal CDBG funds, and payment are made by submission of reimbursement request and based on paid invoices; and

WHEREAS, it is necessary that this Resolution become immediately effective because some of the block grant funds must be expended by September 30, 2012 or returned to HUD.

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

SECTION 1. The County Council hereby makes awards to various municipalities for various municipal grant projects for the Community Development Block Grant Program (“CDBG”) for the period 9/1/2012 – 12/31/2013 as follows:

<u>Municipality</u>	<u>Project</u>	<u>Funding</u>
Tier 1 Projects to receive \$350,000.00 in CDBC Funding		
a) Maple Heights	2012 Infrastructure Improvement Project	\$350,000.00
b) Newburgh Heights	E. 53 St. Storm/Sanitary Sewer Separation Project	<u>\$350,000.00</u>
Tier 1 total:		\$700,000.00
Tier 2 Projects to receive \$150,000.00 in CDBC Funding		
c) Glenwillow	Richmond-Pettibone Rd. Intersection Improvement	\$150,000.00
d) Garfield Heights	McCraken Rd Multi-Purpose Trail	\$150,000.00
e) Brooklyn	Natatorium ADA Splash Pad	\$150,000.00
f) Cuyahoga Heights	Bacci Park-ADA Compliant Restrooms	\$150,000.00

