



AGENDA
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, NOVEMBER 12, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. SILENT MEDITATION**
- 5. PUBLIC COMMENT RELATED TO AGENDA**
- 6. APPROVAL OF MINUTES**
 - a) October 21, 2013 Committee of the Whole Meeting (See Page 15)
 - b) October 22, 2013 Committee of the Whole Meeting (See Page 18)
 - c) October 22, 2013 Regular Meeting (See Page 21)
 - d) October 24, 2013 Committee of the Whole Meeting (See Page 36)
 - e) October 28, 2013 Committee of the Whole Meeting (See Page 40)
 - f) October 29, 2013 Committee of the Whole Meeting (See Page 45)
- 7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT**
- 8. MESSAGES FROM THE COUNTY EXECUTIVE**
- 9. COMMITTEE REPORT AND CONSIDERATION OF A MOTION OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES**
 - a) M2013-0030: A Motion reappointing Richard T. Prasse to serve on the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for

the term 11/16/2013 - 11/15/2018, and declaring the necessity that this Motion become immediately effective. (See Page 49)

Sponsors: Councilmembers Connally and Conwell

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

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

- a) R2013-0241: A Resolution approving The MetroHealth System's policies and procedures to participate in one or more joint purchasing associations for the purpose of acquiring supplies, equipment and services provided through joint purchasing arrangements in order to achieve beneficial purchasing arrangements for the year 2014, in accordance with Ohio Revised Code Section 339.05; and declaring the necessity that this Resolution become immediately effective. (See Page 51)

Sponsors: Council President Connally on behalf of The MetroHealth System

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

- a) R2013-0242: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 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. (See Page 55)

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

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

- a) R2013-0243: A Resolution amending Resolution No. R2013-0200 dated 9/24/2013, which accepted the rates as determined by the Budget Commission and which authorized the necessary tax levies and certified them to the County Fiscal Officer, to change the Health & Human Services Outside Millage from 2.90 to 3.90 and to change the total Outside Millage

from 14.10 to 15.10; and declaring the necessity that this Resolution become immediately effective. (See Page 64)

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

- b) R2013-0244: A Resolution authorizing a Termination and Transfer Agreement with Merchandise Mart Properties, Inc., MMPI Cleveland Development LLC, and Cleveland MMCC LLC; authorizing other actions related to the agreement; 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. (See Page 67)

Sponsor: County Executive FitzGerald/Department of Public Works

- c) R2013-0245: A Resolution authorizing a Cooperative Agreement among the County, City of Cleveland and Cleveland-Cuyahoga County Port Authority relating to certain cooperative arrangements in connection with development of the County's Convention Center Hotel and other cooperative activities; authorizing the conveyance of real property; authorizing and approving related matters; 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. (See Page 72)

Sponsor: County Executive FitzGerald/Department of Public Works

- d) R2013-0246: A Resolution making an award on RQ23733 to Michael Baker Jr., Inc. in the amount not-to-exceed \$685,895.00 for design engineering services for the Towpath Trail - Stage 4 from Tremont/Literary Trailhead to Canal Basin Park in Cuyahoga County for the period 12/2/2013 - 12/31/2015; 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. (See Page 76)

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

- e) R2013-0247: A Resolution making an award on RQ28696 to The Safety Company LLC dba MTech Company in the amount not-to-exceed \$1,650,000.00 for sewer inspection equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018; 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. (See Page 84)

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

- f) R2013-0248: A Resolution making an award on RQ26522 to Schindler Elevator Corporation in the amount not-to-exceed \$1,900,000.00 for elevator maintenance and repair services for various County facilities for the period 12/1/2013 - 11/30/2016; 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. (See Page 88)

Sponsor: County Executive FitzGerald/Department of Public Works

- g) R2013-0249: A Resolution authorizing an amendment to a revenue generating Memorandum of Agreement with City of Mayfield Heights for maintenance and repair of sewerage systems located in County Sewer District No. 3 to change the scope of services, effective 11/12/2013; 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. (See Page 99)

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

- h) R2013-0250: A Resolution authorizing a revenue generating Utility Agreement with City of Beachwood for maintenance and repair of storm sewers, sanitary sewers and waterlines located in County Sewer District Nos. 3 and 5; 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. (See Page 103)

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

- i) R2013-0251: A Resolution authorizing a cooperative agreement with Olmsted Township in the amount of \$5,000,000.00 for preventative and routine maintenance of 22 miles of County roads and various structures for the period 10/22/2013 - 12/31/2023; 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. (See Page 107)

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

- j) R2013-0252: A Resolution making a revenue generating award on RQ24534 to Olmsted Township Board of Trustees in the amount of \$210,000.00 for the lease with option to purchase Fitch Road Yard, located at 7924 Fitch Road, Olmsted Township; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transaction; and declaring the necessity that this Resolution become immediately effective. (See Page 112)

Sponsor: County Executive FitzGerald/Department of Public Works

- k) R2013-0253: A Resolution making an award on RQ27498 to OfficeMax Incorporated in the amount not-to-exceed \$2,300,000.00 for furnishing and delivering office supplies to various County departments for the period 12/1/2013 - 11/30/2015; 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. (See Page 118)

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of
Procurement & Diversity

- l) R2013-0254: A Resolution authorizing an amendment to Contract No. CE1200211-01 with United Way of Greater Cleveland for emergency food purchase and distribution to Cuyahoga County hunger centers and food pantries serving residents in need for the period 4/1/2012 - 12/31/2013 to extend the time period to 12/31/2014 and for additional funds in the amount not-to-exceed \$1,095,450.00; 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. (See Page 133)

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

- m) R2013-0255: A Resolution authorizing amendments to an agreement and contracts with various providers for Universal Pre-Kindergarten services to extend the time period to 7/31/2014 and for additional funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective: (See Page 139)

1) for the period 8/27/2012 - 7/31/2013:

- i) No. AG1200027-01 with Brooklyn City School District in the amount of \$59,473.24.
- 2) for the period 8/1/2012 - 7/31/2013:
- i) No. CE1200536-01 with Achievement Centers for Children in the amount of \$36,712.76.
 - ii) No. CE1200537-01 with Ganon Gil Preschool of the Temple Tifereth Israel, Inc. in the amount of \$62,350.41.
 - iii) No. CE1200538-01 with Hanna Perkins School in the amount of \$80,057.57.
 - iv) No. CE1200532-01 with Cassandra Rene Thompson in the amount of \$31,758.15.
 - v) No. CE1200533-01 with Ericka L. Elmore in the amount of \$36,950.00.
 - vi) No. CE1200534-01 with Positive Beginnings Childcare & Preschool in the amount of \$19,068.53.
 - vii) No. CE1200535-01 with Yolanda Casas-Knight in the amount of \$47,741.39.
 - viii) No. CE1200529-01 with Catholic Charities Community Services Corporation – Riverside Head Start in the amount of \$35,562.60.
 - ix) No. CE1200530-01 with Catholic Charities Community Services Corporation – St. Martin de Porres Head Start in the amount of \$35,632.60.
 - x) No. CE1200531-01 with Catholic Charities Community Services Corporation – St. Philip Neri Head Start in the amount of \$167,562.18.
 - xi) No. CE1200525-01 with Center for Families and Children – Bingham Early Learning Center in the amount of \$136,012.82.
 - xii) No. CE1200526-01 with Center for Families and Children – Mather Early Learning Center in the amount of \$98,016.32.
 - xiii) No. CE1200527-01 with Center for Families and Children – McMillan Early Learning Center in the amount of \$252,318.54.
 - xiv) No. CE1200528-01 with Center for Families and Children – Wade Early Learning Center in the amount of \$180,148.84.
 - xv) No. CE1200521-01 with Early Childhood Enrichment Center, Inc. in the amount of \$237,786.33.
 - xvi) No. CE1200523-01 with Kiddie City Child Care Community, Inc. in the amount of \$217,916.85.

- xvii) No. CE1200524-01 with Parma Pre-School, Inc. in the amount of \$164,535.03.
- xviii) No. CE1200512-01 with The Cleveland Music School Settlement in the amount of \$48,566.15.
- xix) No. CE1200513-01 with The East End Neighborhood House Association in the amount of \$100,626.96.
- xx) No. CE1200514-01 with The Merrick House in the amount of \$81,803.72.
- xxi) No. CE1200515-01 with The Young Women’s Christian Association of Greater Cleveland, Ohio in the amount of \$163,191.34.
- xxii) No. CE1200509-01 with West Side Ecumenical Ministry – Archwood Head Start in the amount of \$100,904.92.
- xxiii) No. CE1200510-01 with West Side Ecumenical Ministry – Gilbert Head Start in the amount of \$3,781.20.
- xxiv) No. CE1200511-01 with West Side Ecumenical Ministry – Youth & Family Learning Center in the amount of \$103,937.31.

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Office of Early Childhood

- n) R2013-0256: A Resolution making a Cuyahoga County 9-1-1 Consolidation Shared Services Fund award to City of Bedford Heights on behalf of Southeast Council of Governments in the amount not-to-exceed \$1,160,000.00 for Public Safety Answering Point consolidation support for the period 11/1/2013 - 12/31/2014; authorizing the County Executive to execute the agreement and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 202)

Sponsors: County Executive FitzGerald/Department of Public Safety and Justice Services/Office of Emergency Management on behalf of 9-1-1 Consolidation Shared Services Fund Review Committee

- o) R2013-0257: A Resolution authorizing an agreement with City of Brecksville in the amount of \$10.00 for lease of radio tower space, located at 4450 Oakes Road, Brecksville, for the period 7/1/2013 - 6/30/2023; 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. (See Page 207)

Sponsor: County Executive FitzGerald/Department of Public Safety and Justice Services/Office of Emergency Management/Cuyahoga Emergency Communications System Section

p) R2013-0258: A Resolution making awards on RQ27261 to various providers for Diagnostic Clinic psychologist and psychometrist services for the period 1/1/2014 - 12/31/2015; authorizing the County Executive to execute the master contract and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective: (See Page 211)

- 1) Randall S. Baenen in the amount not-to-exceed \$21,000.00.
- 2) Michael J. Biscaro in the amount not-to-exceed \$3,000.00.
- 3) Thomas M. Evans in the amount not-to-exceed \$18,000.00.
- 4) Lynn A. Luna Jones in the amount not-to-exceed \$30,000.00.
- 5) Amy Justice, Ph.D., Inc. in the amount not-to-exceed \$80,000.00.
- 6) John Joseph Konieczny in the amount not-to-exceed \$25,000.00.
- 7) Kathryn M. Kozlowski in the amount not-to-exceed \$80,000.00.
- 8) Robert R. Kurtz in the amount not-to-exceed \$50,000.00.
- 9) Steven M. Neuhaus, Ph.D in the amount not-to-exceed \$24,000.00.
- 10) Terry B. Pinsoneault in the amount not-to-exceed \$50,000.00.
- 11) Douglas E. Waltman, Ph.D. in the amount not-to-exceed \$20,000.00.
- 12) Arcangela S. Wood in the amount not-to-exceed \$30,000.00.
- 13) Bethany A. Young-Lundquist in the amount not-to-exceed \$40,000.00.
- 14) Kathryn R. Ziemnik in the amount not-to-exceed \$36,500.00.

Sponsors: County Executive FitzGerald on behalf of Cuyahoga County Court of Common Pleas, Juvenile Division

q) R2013-0259: A Resolution authorizing a contract with Oriana House, Inc. in the amount not-to-exceed \$1,199,200.00 for day programming services in connection with the FY2014 Ohio Department of Rehabilitation and Correction Community Corrections Act Probation Improvement and Incentive Grant Program for the period 10/1/2013 - 6/30/2015; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 228)

Sponsors: County Executive FitzGerald on behalf of Cuyahoga County Court of Common Pleas/Corrections Planning Board

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

a) R2013-0228: A Resolution approving The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with

the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014; and declaring the necessity that this Resolution become immediately effective. (See Page 233)

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

Committee Assignment and Chair: Committee of the Whole – Miller

- b) R2013-0230: A Resolution declaring that public convenience and welfare requires replacement of box beams on various bridges in various municipalities; total estimated project cost \$1,320,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective: (See Page 238)
- 1) Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton.
 - 2) Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills.
 - 3) Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights.

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

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

- c) R2013-0231: A Resolution declaring that public convenience and welfare requires rehabilitation and resurfacing of various bridge decks in various municipalities; total estimated project cost \$1,430,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective: (See Page 241)
- 1) Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow.

- 2) Egbert Road Bridge No. 02.52 over Norfolk Southern Railroad in the City of Bedford.
- 3) Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern Railroad in the City of Cleveland.
- 4) Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid.

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmembers Simon, Conwell, Jones
and Rogers

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

- d) R2013-0232: A Resolution declaring that public convenience and welfare requires resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective. (See Page 244)

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmembers Rogers, Simon and
Jones

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

- e) R2013-0233: A Resolution making an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 - 10/31/2018; 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. (See Page 247)

Sponsor: County Executive FitzGerald/Department of Public Works and
Medical Examiner

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

- f) R2013-0234: A Resolution making an award on RQ28353 to Turner/Ozanne/VAA a Joint Venture for design-builder services for the Convention Center Hotel Project; authorizing the County Executive to negotiate, enter into, and execute an initial contract with Turner/Ozanne/VAA a Joint Venture in the amount not-to-exceed \$10,000,000.00 for the period 11/13/2013 - 9/1/2016 and to execute all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 249)

Sponsor: County Executive FitzGerald/Department of Public Works

Committee Assignment and Chair: Committee of the Whole – Connally

- g) R2013-0235: A Resolution making an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018; 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. (See Page 252)

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

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

- h) R2013-0236: A Resolution authorizing a contract with Project Management Consultants LLC in the amount not-to-exceed \$4,150,000.00 for owner's representative services in connection with the Convention Center Hotel Project for the period 11/1/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 255)

Sponsor: County Executive FitzGerald/Department of Public Works

Committee Assignment and Chair: Committee of the Whole – Connally

- i) R2013-0237: A Resolution authorizing a final definitive contract with Cooper Carry, Inc. in the amount not-to-exceed \$6,500,000.00 for criteria architectural services for the Convention Center Hotel Project for the

period 8/13/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 258)

Sponsor: County Executive FitzGerald/Department of Public Works

Committee Assignment and Chair: Committee of the Whole – Connally

- j) R2013-0238: A Resolution authorizing an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together Program in connection with the Ohio Children’s Trust Fund FY2013 Grant Program for the period 7/1/2012 - 9/30/2014 for additional funds in the amount of \$714,930.00; 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. (See Page 261)

Sponsors: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council and Councilmembers Jones, Miller and Conwell

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

- k) R2013-0239: A Resolution authorizing amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective: (See Page 264)

- 1) No. CE1100608-01 with Continue Life Inc. in the amount of (\$106,829.00).
- 2) No. CE1100772-01 with Fox Run: The Center for Children and Adolescents in the amount of (\$318,131.00).
- 3) No. CE1100611-01 with Glen Mills Schools in the amount of (\$47,125.00).
- 4) No. CE1200083-01 with The Buckeye Ranch, Inc. in the amount of (\$163,988.00).

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

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

- l) R2013-0240: A Resolution authorizing retention of the law firm of Thompson Hine LLP as legal counsel in connection with the Convention Center Hotel Project in the amount not-to-exceed \$880,000.00 for the period 11/1/2013 - 9/1/2016; authorizing the Director of Law to execute the Engagement Letter and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 267)

Sponsor: County Executive FitzGerald/Department of Law

Committee Assignment and Chair: Committee of the Whole – Connally

14. CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

- a) R2013-0223: A Resolution rescinding Resolution No. R2013-0093 and authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not-to-exceed \$17,000,000.00 for the purpose of assisting in the financing of a "Project" within the meaning of Chapter 165, Ohio Revised Code, paying capitalized interest, funding a debt service reserve fund and paying costs of issuance; providing for a guaranty for the payment of such bonds; authorizing the execution of various documents required in connection with said bond issuance and authorizing and approving related matters; and declaring the necessity that this Resolution become immediately effective. (See Page 269)

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Porter Wright Morris & Arthur LLP

15. MISCELLANEOUS COMMITTEE REPORTS

16. MISCELLANEOUS BUSINESS

17. PUBLIC COMMENT UNRELATED TO AGENDA

18. ADJOURNMENT

NEXT MEETINGS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

THURSDAY, NOVEMBER 14, 2013
9:00 AM / COUNCIL CHAMBERS
1:00 PM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

TUESDAY, NOVEMBER 19, 2013
1:00 PM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

TUESDAY, NOVEMBER 26, 2013
4:00 PM / COUNCIL CHAMBERS

REGULAR MEETING:

TUESDAY, NOVEMBER 26, 2013
5:00 PM / COUNCIL CHAMBERS

*In accordance with Section 108.01 of the Cuyahoga County Code, 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 COMMITTEE OF THE WHOLE MEETING
MONDAY, OCTOBER 21, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
1:00 PM

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 1:00 p.m.

2. ROLL CALL

Council President Connally asked Clerk Schmotzer to call the roll. Councilmembers Brady, Gallagher, Schron, Conwell, Rogers, Simon, Greenspan, Miller and Connally were in attendance and a quorum was determined. Councilmember Jones entered the meeting shortly after the roll call was taken. Councilmember Germana was absent from the meeting.

3. PUBLIC COMMENT RELATED TO AGENDA

Ms. Michelle Asher, representing Graystone Properties/Halle Industrial Park, addressed the Committee regarding issues of concern to her relating to Resolution No. R2013-0170, a Resolution making an award on RQ24534 to Halle Industrial Park, LLC for lease of space at 1890 East 40th Street, Cleveland.

4. MATTERS REFERRED TO COMMITTEE / PRESENTATION (Director of Public Works Bonnie Teeuwen)

- a) R2013-0170: A Resolution making an award on RQ24534 to Halle Industrial Park, LLC in the amount of \$10,069,265.64 for lease of space for the period anticipated to be 6/1/2014 - 6/30/2024; authorizing the County Executive to take all necessary actions and to execute all documents necessary to

consummate the contemplated transactions, and authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective.

Clerk Schmotzer read Resolution No. R2013-0170 into the record.

Ms. Bonnie Teeuwen, Director of Public Works; Mr. Ryan Jeffers, representing CBRE; Mr. Pat McDonald, Director of the Board of Elections; and Ms. Mary Ellen Lasch, representing URS; made a presentation to the Committee regarding Resolution No. R2013-0170. Discussion ensued.

Councilmembers asked questions Ms. Teeuwen, Mr. Jeffers, Mr. McDonald and Ms. Lasch, pertaining to the item, which they answered accordingly.

No legislative action was taken on Resolution No. R2013-0170 at this time.

A brief recess was taken by the Committee after which Council President Connally turned the meeting over to Mr. Miller, Chair of the Finance & Budgeting Committee, to preside over the remainder of the meeting.

5. PRESENTATIONS / DISCUSSION

- a) Cuyahoga County financial overview and outlook in preparation for the 2014/2015 biennial budget process (Acting Fiscal Officer Mark Parks and Office of Budget & Management Director Matt Rubino)

Mr. Mark Parks, Acting Fiscal Officer and Mr. Matt Rubino, Director of Budget and Management, provided the Committee with a financial overview and outlook in preparation for the 2014/2015 biennial budget process. Discussion ensued.

- b) Questions and answers

Councilmembers asked questions of Mr. Parks and Mr. Rubino pertaining to the item, which they answered accordingly.

6. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

7. OTHER PUBLIC COMMENT

No public comments were given.

8. ADJOURNMENT

With no further business to discuss, the meeting was adjourned by Council President Connally at 4:14 p.m., without objection.



MINUTES

CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING

TUESDAY, OCTOBER 22, 2013

CUYAHOGA COUNTY JUSTICE CENTER

COUNCIL CHAMBERS – 1ST FLOOR

2:00 PM

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 2:07 p.m.

2. ROLL CALL

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

3. PUBLIC COMMENT RELATED TO AGENDA

Ms. Michelle Asher, representing Graystone Properties/Halle Industrial Park, addressed the Committee regarding issues of concern to her relating to Resolution No. R2013-0170, a Resolution making an award on RQ24534 to Halle Industrial Park, LLC for lease of space at 1890 East 40th Street, Cleveland.

4. MATTERS REFERRED TO COMMITTEE

- a) R2013-0170: A Resolution making an award on RQ24534 to Halle Industrial Park, LLC in the amount of \$10,069,265.64 for lease of space for the period anticipated to be 6/1/2014 - 6/30/2024; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions, and authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective.

Clerk Schmotzer read Resolution No. R2013-0170 into the record.

On a motion by Ms. Connally with a second by Mr. Schron, Resolution No. R2013-0170 was considered and approved by majority vote to be referred to the full Council agenda for second reading, with Councilmember Greenspan casting the only dissenting vote.

5. PRESENTATIONS / DISCUSSION

- a) Cuyahoga County Administrative Headquarters Project update and budget overview (Director of Public Works Bonnie Teeuwen)

Ms. Bonnie Teeuwen, Director of Public Works, provided an update and budget overview on the Cuyahoga County Administrative Headquarters Project. Discussion ensued.

Councilmembers asked questions of Ms. Teeuwen pertaining to the item, which she answered accordingly.

A brief recess was taken by the Committee after which Council President Connally turned the meeting over to Mr. Miller, Chair of the Finance & Budgeting Committee, to preside over the remainder of the meeting.

- b) Overview of the 2014/2015 biennial budget including a broad overview of the budget proposal and department-by-department summary of key issues and changes (Acting Fiscal Officer Mark Parks and Office of Budget & Management Director Matt Rubino)

Mr. Matt Rubino, Director of Budget and Management, provided the Committee with a broad overview of the budget proposal including but, not limited to, strategic priorities, parameters for the 2014/2015 recommended budget, adjustments to the General Fund, adjustments to the Health and Human Services Levy Fund, a summary of the recommended 2014/2015, budget a composition of revenue funds, General Fund revenue trends, General Fund and Health and Human Services Levy Fund balances and the history and outlook of the Health and Human Services Levy Fund. Discussion ensued.

- c) Questions and answers

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

6. MISCELLANEOUS BUSINESS

Mr. Germana clarified the status of his non-attendance at the October 21, 2013 Committee of the Whole meeting saying that he was out of town on that day and that he had given Mr. Miller advanced notice.

7. OTHER PUBLIC COMMENT

Mr. George Edwards addressed the Committee regarding issues of concern to him relating to the County's retention of out-of-state companies to work in Cuyahoga County instead of companies and individuals within Cuyahoga County.

8. ADJOURNMENT

With no further business to discuss and on a motion by Council President Connally with a second by Mr. Germana, the meeting was adjourned at 4:50 p.m., without objection.



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, OCTOBER 22, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM**

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 5:04 p.m.

2. ROLL CALL

Council President Connally asked Clerk Schmotzer to call the roll. Councilmembers Gallagher, Schron, Conwell, Jones, Rogers, Simon, Greenspan, Miller, Brady, Germana 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 for personal reflections.

In accordance with Rule 6B of the County Council Rules, a motion was made by Ms. Connally, seconded by Mr. Schron and approved by unanimous vote to add Resolution Nos. R2013-0211 and R2013-0212 to the agenda for consideration for third reading adoption after item No. 16.

5. PUBLIC COMMENT RELATED TO AGENDA

Mr. William Clarence Marshall, representing the Carl Stokes Brigade, addressed Council regarding issues of concern to him relating to the Convention Center Hotel Project.

Ms. Michelle Asher, representing Graystone Properties/Halle Industrial Park, addressed Council regarding issues of concern to her relating to Resolution No. R2013-0170, a Resolution making an award on RQ24534 to Halle Industrial Park, LLC for lease of space located at 1890 East 40th Street, Cleveland.

Mr. Charles E. Bibb, Sr., representing the Ohio 8th House District Black Caucus, addressed Council regarding issues of concern to him relating to the Convention Center Hotel Project.

6. APPROVAL OF MINUTES

- a) October 8, 2013 Committee of the Whole Meeting
- b) October 8, 2013 Regular Meeting

A motion was made by Mr. Germana, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the October 8, 2013 Committee of the Whole meeting and regular meeting.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

There were no announcements from the Council President.

8. PRESENTATION / DISCUSSION

- a) Convention Center Hotel Project (Jeffrey Appelbaum)

Mr. Jeffrey Appelbaum provided Council with an update of the Convention Center Hotel Project including the hotel program, schedules, key stakeholder recommendations, criteria architect, design build contract and inclusion goals. Discussion ensued.

Councilmembers asked questions of Mr. Appelbaum pertaining to the project, which he answered accordingly.

9. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive FitzGerald reported the following:

- 1) Stated that he appreciates all of the comments regarding the Convention Center Hotel Project and is already seeing the wisdom of the project based on interest of the community;
- 2) Thanked Council regarding the opening of the budget process, particularly Councilmember Miller for his leadership;
- 3) Stated he would like to see a uniform policy implemented regarding municipal courts assessing and collecting a state-mandated \$5.00 fee per charge when a driver is convicted of multiple moving violations. Judges in some municipal courts are maintaining the fee should be assessed on a per case basis. He indicated that he sent a letter to the mayors concerning the fees and that he is in receipt of opinions by the Law Department and Ohio Attorney General concurring with his position. The fees are used to fund the County's Regional Enterprise Data Sharing System ("REDSS"); and
- 4) Discussed Council's deliberations regarding the recommendation for storage space and asked that Council defer a vote on the award to Halle Industrial Park to allow for more discussion.

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

- a) M2013-0030: A Motion reappointing Richard T. Prasse to serve on the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for the term 11/16/2013 - 11/15/2018, and declaring the necessity that this Motion become immediately effective.

Sponsors: Councilmembers Connally and Conwell

Council President Connally referred Motion No. M2013-0030 to the Human Resources, Appointments & Equity Committee.

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

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution No. R2013-0215.

- a) R2013-0215: A Resolution approving and concurring with amendments made to the Northeast Ohio Areawide Coordinating Agency ("NOACA") Code of Regulations on 8/9/2013 as shown in NOACA Resolution No. 2013-027, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Connally, Rogers and Germana

Committee Assignment and Chair: Council Operations &
Intergovernmental Relations – Greenspan

On a motion by Mr. Rogers with a second by Mr. Gallagher, Resolution No. R2013-0215 was considered and adopted by unanimous vote.

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

- a) O2013-0023: An Ordinance amending Chapter 701 of the Cuyahoga County Code by adding a new Section 701.02 to create guidelines for expenditures of the biennial budget for Cuyahoga County, and declaring the necessity that this Ordinance become immediately effective.

Sponsor: Councilmember Gallagher

Council President Connally referred Ordinance No. O2013-0023 to the Finance & Budgeting Committee.

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

A motion was made by Mr. Schron, seconded by Mr. Miller and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2013-0226.

- a) R2013-0226: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 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; amending Resolution No. R2013-0196 dated 9/10/2013, by rescinding Item B in Section 2; and declaring the necessity that this Resolution become immediately effective.

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

On a motion by Mr. Miller with a second by Mr. Germana, Resolution No. R2013-0226 was considered and adopted by unanimous vote.

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

- a) R2013-0227: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 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 related to year-end close-out activities; and declaring the necessity that this Resolution become immediately effective.

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

Council President Connally referred Resolution No. R2013-0227 to the Finance & Budgeting Committee.

- b) R2013-0228: A Resolution approving The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014; and declaring the necessity that this Resolution become immediately effective.

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

Council President Connally referred Resolution No. R2013-0228 to the Committee of the Whole.

- c) R2013-0229: A Resolution adopting the 2014/2015 Biennial Operating Budget and Capital Improvements Program, and declaring the necessity that this Resolution become immediately effective.

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

Council President Connally referred Resolution No. R2013-0229 to the Committee of the Whole.

- d) R2013-0230: A Resolution declaring that public convenience and welfare requires replacement of box beams on various bridges in various municipalities; total estimated project cost \$1,320,000.00; finding that special assessments will neither be levied nor collected to pay for any

part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective:

- 1) Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton.
- 2) Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills.
- 3) Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights.

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

Council President Connally referred Resolution No. R2013-0230 to the Public Works, Procurement & Contracting Committee.

- e) R2013-0231: A Resolution declaring that public convenience and welfare requires rehabilitation and resurfacing of various bridge decks in various municipalities; total estimated project cost \$1,430,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective:

- 1) Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow.
- 2) Egbert Road Bridge No. 02.52 over Norfolk Southern Railroad in the City of Bedford.
- 3) Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern Railroad in the City of Cleveland.
- 4) Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid.

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

Council President Connally referred Resolution No. R2013-0231 to the Public Works, Procurement & Contracting Committee.

- f) R2013-0232: A Resolution declaring that public convenience and welfare requires resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.

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

Council President Connally referred Resolution No. R2013-0232 to the Public Works, Procurement & Contracting Committee.

- g) R2013-0233: A Resolution making an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 - 10/31/2018; 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 and
Medical Examiner

Council President Connally referred Resolution No. R2013-0233 to the Public Works, Procurement & Contracting Committee.

- h) R2013-0234: A Resolution making an award on RQ28353 to Design-Builder for the Convention Center Hotel Project; authorizing the County Executive to negotiate, enter into, and execute an initial contract with Design-Builder in the amount not-to-exceed \$10,000,000.00 for the period 11/13/2013 - 9/1/2016 and to execute 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

Council President Connally introduced a proposed substitute to Resolution No. R2013-0234 on the floor. Discussion ensued. A motion was then made by Mr.

Miller, seconded by Mr. Germana and approved by unanimous vote to accept the proposed substitute.

Council President Connally referred Resolution No. R2013-0234 to the Committee of the Whole, as substituted.

- i) R2013-0235: A Resolution making an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018; 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. R2013-0235 to the Public Works, Procurement & Contracting Committee.

- j) R2013-0236: A Resolution authorizing a contract with Project Management Consultants LLC in the amount not-to-exceed \$4,150,000.00 for owner's representative services in connection with the Convention Center Hotel Project for the period 11/1/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

Council President Connally referred Resolution No. R2013-0236 to the Committee of the Whole.

- k) R2013-0237: A Resolution authorizing a final definitive contract with Cooper Carry, Inc. in the amount not-to-exceed \$6,500,000.00 for criteria architectural services for the Convention Center Hotel Project for the period 8/13/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

Council President Connally referred Resolution No. R2013-0237 to the Committee of the Whole.

- l) R2013-0238: A Resolution authorizing an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together Program in connection with the Ohio Children's Trust Fund FY2013 Grant Program for the period 7/1/2012 - 9/30/2014 for additional funds in the amount of \$714,930.00; 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/Family and Children First Council

Council President Connally referred Resolution No. R2013-0238 to the Health, Human Services & Aging Committee.

- m) R2013-0239: A Resolution authorizing amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective:

- 1) No. CE1100608-01 with Continue Life Inc. in the amount of (\$106,829.00).
- 2) No. CE1100772-01 with Fox Run: The Center for Children and Adolescents in the amount of (\$318,131.00).
- 3) No. CE1100611-01 with Glen Mills Schools in the amount of (\$47,125.00).
- 4) No. CE1200083-01 with The Buckeye Ranch, Inc. in the amount of (\$163,988.00).

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

Council President Connally referred Resolution No. R2013-0239 to the Health, Human Services & Aging Committee.

- n) R2013-0240: A Resolution authorizing retention of the law firm of Thompson Hine LLP as legal counsel in connection with the Convention Center Hotel Project in the amount not-to-exceed \$880,000.00 for the

period 11/1/2013 - 9/1/2016; authorizing the Director of Law to execute the Engagement Letter and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Law

Council President Connally referred Resolution No. R2013-0240 to the Committee of the Whole.

15. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- a) R2013-0170: A Resolution making an award on RQ24534 to Halle Industrial Park, LLC in the amount of \$10,069,265.64 for lease of space for the period anticipated to be 6/1/2014 - 6/30/2024; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions, and authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

Committee Assignment and Chair: Committee of the Whole – Connally

Clerk Schmotzer read Resolution No. R2013-0170 into the record.

After discussion, Council President Connally referred Resolution No. R2013-0170 to the Committee of the Whole.

- b) R2013-0223: A Resolution rescinding Resolution No. R2013-0093 and authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not-to-exceed \$17,000,000.00 for the purpose of assisting in the financing of a "Project" within the meaning of Chapter 165, Ohio Revised Code, paying capitalized interest, funding a debt service reserve fund and paying costs of issuance; providing for a guaranty for the payment of such bonds; authorizing the execution of various documents required in connection with said bond issuance and authorizing and approving related matters; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Porter Wright Morris & Arthur LLP

Committee Assignment and Chair: Economic Development & Planning –
Schron

Clerk Schmotzer read Resolution No. R2013-0223 into the record.

This item will move to the November 12, 2013 Council meeting agenda for third reading.

- c) R2013-0224: A Resolution authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013B (Westin Cleveland Hotel Project) in an aggregate principal amount not-to-exceed \$6,000,000.00 for the purpose of providing moneys to pay costs of a “Project” within the meaning of Ohio Revised Code Chapter 165; authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official statement; approving and authorizing the execution of a cooperative agreement, a bond purchase agreement, a bond registrar agreement and a continuing disclosure agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Benesh Friedlander Coplan & Aronoff, LLP

Committee Assignment and Chair: Economic Development & Planning –
Schron

Clerk Schmotzer read Resolution No. R2013-0224 into the record.

This item will move to the November 12, 2013 Council meeting agenda for third reading.

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

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2013-0192, R2013-0220, R2013-0221, R2013-0222 and R2013-0225.

- a) R2013-0192: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 by providing for an additional fiscal appropriation from

the General Fund in order to meet the budgetary needs of a County department; 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. Rogers with a second by Ms. Conwell, Resolution No. R2013-0192 was considered and adopted by majority roll-call vote, with Councilmembers Conwell, Jones, Rogers, Simon, Miller, Brady, Germana and Connally voting in the affirmative and Councilmembers Gallagher, Schron and Greenspan casting dissenting votes.

- b) R2013-0220: A Resolution approving an Amended and Restated Sewer Service Agreement with City of North Olmsted for conveyance and treatment of wastewater from Olmsted Township to the North Olmsted Wastewater Treatment Plant for the period 10/22/2013 - 10/21/2033 to confirm and clarify joint use, respective rights and obligations in connection with portions of the North Olmsted Sanitary Sewer System jointly used by North Olmsted and the County; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive 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 Mr. Germana, Resolution No. R2013-0220 was considered and adopted by unanimous vote.

- c) R2013-0221: A Resolution making an award on RQ28695 to Jack Doheny Companies, Inc. in the amount not-to-exceed \$3,000,000.00 for sewer jet/vac trucks, parts, supplies and services for the period 10/1/2013 - 9/30/2018; 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/
Division of County Engineer and Councilmembers Germana, Jones, Miller
and Simon

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

On a motion by Mr. Jones with a second by Mr. Germana, Resolution No. R2013-0221 was considered and adopted by unanimous vote.

- d) R2013-0222: A Resolution authorizing an Economic Development Redevelopment Ready Loan in the amount not-to-exceed \$1,000,000.00 to Fairmont Creamery Leverage Lender, LLC for renovation of a building located at 1720 Willey Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

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

Committee Assignment and Chair: Economic Development & Planning –
Schron

On a motion by Ms. Conwell with a second by Mr. Schron, Resolution No. R2013-0222 was considered and adopted by unanimous vote.

- e) R2013-0225: A Resolution authorizing a revenue generating agreement with City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,804,656.00 for legal services for indigent persons 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.

Sponsors: County Executive FitzGerald on behalf of Public Defender

Committee Assignment and Chair: Public Safety & Justice Affairs –
Gallagher

On a motion by Mr. Gallagher with a second by Mr. Germana, Resolution No. R2013-0225 was considered and adopted by unanimous vote.

17. CONSIDERATION OF RESOLUTIONS FOR THIRD READING ADOPTION

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

- a) **R2013-0211**: A Resolution authorizing two Economic Development Redevelopment Ready Loans, each in the amount not-to-exceed \$1,000,000.00, to Parmatown Station LLC for asbestos abatement, partial demolition and renovations of property located at the southwest corner of Ridge and Ridgewood Roads, Parma; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loans and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Development and Councilmembers Germana and Schron

On a motion by Mr. Schron with a second by Mr. Miller, Resolution No. R2013-0211 was considered and adopted by unanimous vote.

- b) **R2013-0212**: A Resolution authorizing an Economic Development Redevelopment and Modernization Loan in the amount not-to-exceed \$680,000.00 to Playhouse Square 1317 LLC for renovation of property located at 1317 Euclid Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Development and Councilmembers Conwell and Schron

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2013-0212 was considered and adopted by unanimous vote.

18. MISCELLANEOUS COMMITTEE REPORTS

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, October 29, 2013 at 12:30 p.m.

Mr. Jones reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, October 30, 2013 at 11:00 a.m.

Mr. Brady reported that the Health, Human Services & Aging Committee will meet on Wednesday, October 30, 2013 at 1:00 p.m.

19. MISCELLANEOUS BUSINESS

Mr. Greenspan questioned the decision to give additional time to consider Resolution No. R2013-0170, a Resolution making an award on RQ24534 to Halle Industrial Park, LLC for lease of space located at 1890 East 40th Street, Cleveland. Discussion ensued.

20. PUBLIC COMMENT UNRELATED TO AGENDA

Deacon Lee Adams and Ms. Gwendolyn M. Pitts, representing the Lee Adams Spiritual Airwaves of East Cleveland radio show, which is broadcast on WERE 1490 News Talk Radio, addressed Council regarding issues of concern to them relating to the Convention Center Hotel Project and invited Councilmembers to be guests on their radio program. They also encouraged all citizens to attend meetings and get involved with their communities.

21. ADJOURNMENT

With no further business to discuss, the meeting was adjourned by Council President Connally at 7:05 p.m., without objection.



MINUTES

CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING
THURSDAY, OCTOBER 24, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
9:00 AM

1. CALL TO ORDER

At the request of Council President Connally, the meeting was called to order by Chairman Miller at 9:22 a.m.

2. ROLL CALL

Chairman Miller asked Clerk Schmotzer to call the roll. Councilmembers Schron, Conwell, Simon, Greenspan, Miller, Germana, Gallagher and Connally were in attendance and a quorum was determined. Councilmembers Jones and Rogers entered the meeting sometime after the roll call was taken. Councilmember Brady was absent from the meeting.

3. PUBLIC COMMENT RELATED TO AGENDA

No public comments related to the agenda were given.

4. MATTERS REFERRED TO COMMITTEE / DISCUSSION:

- a) R2013-0229: A Resolution adopting the 2014/2015 Biennial Operating Budget and Capital Improvements Program, and declaring the necessity that this Resolution become immediately effective.

Clerk Schmotzer read Resolution No. R2013-0229 into the record.

- 1) Presentation of the 2014/2015 biennial budget including revenue and expenditures for 2012, 2013, 2014, 2015, and 2016; FTEs; new initiatives and programs; and update on controlled services (Matt Rubino)
- 2) Miscellaneous expenses in the budget explained as a group including Municipal Court costs, Bureau of Inspection, Workers' Compensation, vital statistics, wellness fund, Agricultural Society, graves for the indigent, Memorial Day allowance, community-based corrections, Northeast Ohio Areawide Coordinating Agency, Northeast Ohio Regional Sewer District, and domestic violence (Matt Rubino)

Mr. Matt Rubino, Director of the Office of Budget & Management, made a presentation to the Committee regarding the recommended 2014/2015 budget, which included the topics listed in Items 1) and 2) above. Discussion ensued.

Councilmembers asked questions of Mr. Rubino pertaining to the items, which he answered accordingly.

- 3) Budget Presentations:
 - i) Office of the County Executive (Matt Carroll)

Mr. Matt Carroll, Chief of Staff to County Executive FitzGerald, addressed the Committee regarding budget requests for the Office of the County Executive. Discussion ensued.

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

- ii) County Council (Joseph Nanni)

Mr. Joseph Nanni, Chief of Staff to the County Council, addressed the Committee regarding budget requests for the County Council. Discussion ensued.

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

- iii) Office of the Fiscal Officer (Mark Parks)

Mr. Mark Parks, Acting Fiscal Officer, addressed the Committee regarding budget requests for the Fiscal Office. Discussion ensued.

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

iv) Office of the County Treasurer (Jeannet Wright)

On behalf of Jeannet Wright, Acting Treasurer, Mr. Parks addressed the Committee regarding budget requests for the Office of the Treasurer. Discussion ensued.

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

v) Department of Communications (Emily Lundgard)

Ms. Emily Lundgard, Director of Communications, addressed the Committee regarding budget requests for the Department of Communications. Discussion ensued.

Councilmembers asked questions of Ms. Lundgard pertaining to the item, which she answered accordingly.

A brief recess was taken by the Committee after which Chairman Miller reconvened the meeting.

vi) Department of Regional Collaboration (Ed Jerse)

Mr. Ed Jerse, Director of the Department of Regional Collaboration, addressed the Committee regarding budget requests for the Department of Regional Collaboration. Discussion ensued.

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

vii) Human Resource Commission (Rebecca Kopcienski)

Ms. Rebecca Kopcienski, Administrator for the Human Resource Commission, addressed the Committee regarding budget requests for the Human Resource Commission. Discussion ensued.

Councilmembers asked questions of Ms. Kopcienski pertaining to the item, which she answered accordingly.

viii) Department of Internal Auditing (Valerie Harry)

Ms. Valerie Harry, Internal Auditor, addressed the Committee regarding budget requests for the Department of Internal Auditing. Discussion ensued.

Councilmembers asked questions of Ms. Harry pertaining to the item, which she answered accordingly.

ix) Agency of the Inspector General (Nailah Byrd)

In the absence of Ms. Nailah Byrd, Inspector General, Ms. Andrea Nelson-Moore, Assistant Inspector General – Investigator Lead, addressed the Committee regarding budget requests for the Agency of the Inspector General. Discussion ensued.

Ms. Byrd entered the meeting and Councilmembers asked questions of Ms. Byrd and Ms. Moore pertaining to the item, which they answered accordingly.

5. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

6. OTHER PUBLIC COMMENT

No public comments were given.

7. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Germana with a second by Mr. Greenspan, the meeting was adjourned at 1:05 p.m., without objection.



MINUTES

**CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING
MONDAY, OCTOBER 28, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
1:00 PM**

1. CALL TO ORDER

At the request of Council President Connally, the meeting was called to order by Chairman Miller at 1:05 p.m.

2. ROLL CALL

Chairman Miller asked Clerk Schmotzer to call the roll. Councilmembers Conwell, Jones, Rogers, Simon, Greenspan, Miller, Brady, Germana, Gallagher and Connally were in attendance and a quorum was determined. Councilmember Schron was absent from the meeting.

3. PUBLIC COMMENT RELATED TO AGENDA

No public comments related to the agenda were given.

4. MATTERS REFERRED TO COMMITTEE / DISCUSSION:

- a) R2013-0229: A Resolution adopting the 2014/2015 Biennial Operating Budget and Capital Improvements Program, and declaring the necessity that this Resolution become immediately effective.

Clerk Schmotzer read Resolution No. R2013-0229 into the record.

- 1) Budget Presentations:
 - i) Department of Public Works (Bonnie Teeuwen)

Ms. Bonnie Teeuwen, Director of Public Works, addressed the Committee regarding budget requests for the Department of Public Works. Discussion ensued.

Councilmembers asked questions of Ms. Teeuwen pertaining to the item, which she answered accordingly.

ii) Department of Information Technology (Jeff Mowry)

Mr. Jeff Mowry, Chief Information Officer, addressed the Committee regarding budget requests for the Department of Information Technology. Discussion ensued.

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

iii) Department of Human Resources (Elise Hara)

Ms. Elise Hara, Director of Human Resources, addressed the Committee regarding budget requests for the Department of Human Resources. Discussion ensued.

Councilmembers asked questions of Ms. Hara pertaining to the item, which she answered accordingly.

iv) Department of Law (Majeed Makhlof)

Mr. Majeed Makhlof, Director of Law, addressed the Committee regarding budget requests for the Department of Law. Discussion ensued.

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

v) Department of Development (Larry Benders)

Mr. Larry Benders, Director of Development, addressed the Committee regarding budget requests for the Department of Development. Discussion ensued.

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

A brief recess was taken by the Committee after which Chairman Miller reconvened the meeting.

- vi) Department of Workforce Development (Dave Reines)

Mr. Dave Reines, Director of Workforce Development, addressed the Committee regarding budget requests for the Department of Workforce Development. Discussion ensued.

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

- vii) Cuyahoga County Veterans Service Commission (Robert Schloendorn)

Mr. Robert Schloendorn, retiring Executive Director of the Cuyahoga County Veterans Service Commission, introduced the new Executive Director, Mr. Jon Reiss, to the Committee. Mr. Schloendorn then addressed the Committee regarding budget requests for the Cuyahoga County Veterans Service Commission. Discussion ensued.

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

- viii) Cuyahoga County Soldiers' & Sailors' Monument Commission (Tim Daley)

Mr. Tim Daley, Executive Director of the Cuyahoga County Soldiers' & Sailors' Monument Commission, addressed the Committee regarding budget requests for the Cuyahoga County Soldiers' & Sailors' Monument Commission. Discussion ensued.

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

- ix) Cuyahoga Soil & Water Conservation District (Jan Rybka)

Ms. Janine Rybka, District Administrator for the Cuyahoga Soil and Water Conservation District, addressed the Committee regarding budget requests for the Cuyahoga Soil and Water Conservation District. Discussion ensued.

Councilmembers asked questions of Ms. Rybka pertaining to the item, which she answered accordingly.

- x) Cuyahoga County Solid Waste Management District (Diane Bickett)

Ms. Diane Bickett, Executive Director of the Cuyahoga County Solid Waste District, addressed the Committee regarding budget requests for the Cuyahoga County Solid Waste District. Discussion ensued.

Councilmembers asked questions of Ms. Bickett pertaining to the item, which she answered accordingly.

xi) The Ohio State University Extension (Marie Barni)

Ms. Marie Barni, County Director of The Ohio State University Extension, addressed the Committee regarding budget requests for The Ohio State University Extension. Discussion ensued.

Councilmembers asked questions of Ms. Barni pertaining to the item, which she answered accordingly.

xii) Cuyahoga County Board of Elections (Pat McDonald)

Mr. Pat McDonald, Director of the Cuyahoga County Board of Elections, addressed the Committee regarding budget requests for the Cuyahoga County Board of Elections. Discussion ensued.

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

xiii) Cuyahoga County Planning Commission (Glenn Coyne)

Mr. Glenn Coyne, Executive Director of the Cuyahoga County Planning Commission, addressed the Committee regarding budget requests for the Cuyahoga County Planning Commission. Discussion ensued.

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

xiv) Cuyahoga County Board of Revision (Shelley Davis)

Ms. Shelley Davis, Administrator of the Cuyahoga County Board of Revision, addressed the Committee regarding budget requests for the Cuyahoga County Board of Revision. Discussion ensued.

Councilmembers asked questions of Ms. Davis pertaining to the item, which she answered accordingly.

5. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

6. PUBLIC COMMENT UNRELATED TO AGENDA

No public comments unrelated to the agenda were given.

7. ADJOURNMENT

With no further business to discuss the meeting was adjourned at 5:12 p.m., without objection.



MINUTES

**CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING
TUESDAY, OCTOBER 29, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
1:00 PM**

1. CALL TO ORDER

At the request of Council President Connally, the meeting was called to order by Chairman Miller at 1:09 p.m.

2. ROLL CALL

Chairman Miller asked Clerk Schmotzer to call the roll. Councilmembers Rogers, Simon, Greenspan, Miller, Brady, Germana, Gallagher, Conwell and Connally were in attendance and a quorum was determined. Councilmember Jones entered the meeting sometime after the roll call was taken. Councilmember Schron was absent from the meeting.

A motion was then made by Mr. Germana, seconded by Mr. Brady and approved by unanimous vote to excuse Mr. Schron from the meeting due to being out of town.

3. PUBLIC COMMENT RELATED TO AGENDA

No public comments related to the agenda were given.

Chairman Miller turned the meeting over to Council President Connally to chair. She introduced Mr. Jeffrey Appelbaum who introduced Mr. Mark Leahy of SMG, the new venue management group overseeing operations for the Global Center for Health Innovation and the Convention Center.

Council President Connally then turned the meeting back over to Mr. Miller to chair the remainder of the meeting.

4. MATTERS REFERRED TO COMMITTEE / DISCUSSION:

- a) R2013-0229: A Resolution adopting the 2014/2015 Biennial Operating Budget and Capital Improvements Program, and declaring the necessity that this Resolution become immediately effective.

Clerk Schmotzer read Resolution No. R2013-0229 into the record.

- 1) Budget Presentations:

[Note: Item No. 1 vii) was taken out of order and considered before Item No. 1 i)]

- i) Sheriff's Department (Frank Bova)

Sheriff Frank Bova addressed the Committee regarding budget requests for the Sheriff's Department. Discussion ensued.

Councilmembers asked questions of Sheriff Bova pertaining to the item, which he answered accordingly.

- ii) Office of the Clerk of Courts (Andrea Rocco)

Ms. Andrea Rocco, Clerk of Courts, addressed the Committee regarding budget requests for the Office of the Clerk of Courts. Discussion ensued.

Councilmembers asked questions of Ms. Rocco pertaining to the item, which she answered accordingly.

- iii) Office of the Medical Examiner (Dr. Thomas Gilson)

Dr. Thomas Gilson, Medical Examiner, addressed the Committee regarding budget requests for the Office of the Medical Examiner. Discussion ensued.

Councilmembers asked questions of Dr. Gilson pertaining to the item, which he answered accordingly.

- iv) Department of Public Safety and Justice Services (Norberto Colon)

Mr. Norberto Colon, Deputy Chief of Staff of Justice, addressed the Committee regarding budget requests for the Department of Public Safety and Justice Services. Discussion ensued.

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

- v) Office of the Public Defender (Robert Tobik)

Mr. Robert Tobik, Chief Public Defender, addressed the Committee regarding budget requests for the Office of the Public Defender. Discussion ensued.

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

- vi) Cuyahoga County Law Library (Kathleen Dugan)

Ms. Kathleen Dugan, Director, addressed the Committee regarding budget requests for the Cuyahoga County Law Library. Discussion ensued.

Councilmembers asked questions of Ms. Dugan pertaining to the item, which she answered accordingly.

A brief recess was taken by the Committee after which Chairman Miller reconvened the meeting.

[Note: Item No. 1 vii) was taken out of order and considered before Item No. 1 i)]

- vii) Court of Appeals of Ohio, Eighth Appellate District (The Honorable Melody J. Stewart)

The Honorable Melody J. Stewart, Administrative Judge, addressed the Committee regarding budget requests for the Court of Appeals of Ohio, Eighth Appellate District. Discussion ensued.

Councilmembers asked questions of Judge Stewart pertaining to the item, which she answered accordingly.

- viii) Cuyahoga County Court of Common Pleas:

- a. General Division (The Honorable Nancy A. Fuerst)

The Honorable Nancy A. Fuerst, Administrative and Presiding Judge, addressed the Committee regarding budget requests for the Court of Common Pleas, General Division. Discussion ensued.

Councilmembers asked questions of Judge Fuerst pertaining to the item, which she answered accordingly.

- b. Domestic Relations Division (The Honorable Diane M. Palos)

The Honorable Diane M. Palos, Administrative Judge, addressed the Committee regarding budget requests for the Court of Common Pleas, Domestic Relations Division. Discussion ensued.

Councilmembers asked questions of Judge Palos pertaining to the item, which she answered accordingly.

- c. Juvenile Division (The Honorable Thomas F. O'Malley)

The Honorable Thomas F. O'Malley, Administrative Judge, addressed the Committee regarding budget requests for the Court of Common Pleas, Juvenile Division. Discussion ensued.

Councilmembers asked questions of Judge O'Malley pertaining to the item, which he answered accordingly.

- d. Probate Division (The Honorable Anthony J. Russo)

The Honorable Anthony J. Russo, Presiding Judge, addressed the Committee regarding budget requests for the Court of Common Pleas, Probate Division. Discussion ensued.

Councilmembers asked questions of Judge Russo pertaining to the item, which he answered accordingly.

5. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

6. OTHER PUBLIC COMMENT

No other public comments were given.

7. ADJOURNMENT

With no further business to discuss and on a motion by Ms. Conwell with a second by Mr. Rogers, the meeting was adjourned at 4:35 p.m., without objection.

COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO

MOTION NO. M2013-0030

Sponsored by: Councilmembers Connally and Conwell

A Motion reappointing Richard T. Prasse to serve on the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for the term 11/16/2013 - 11/15/2018, and declaring the necessity that this Motion become immediately effective.

WHEREAS, Ohio Revised Code Chapter 345 provides that a county may establish a memorial to commemorate the services of all members and veterans of the armed forces, and authorizes the taxing authority of the county to appoint a board of trustees for such a memorial; and,

WHEREAS, Article III, Section 3.01 of the County Charter establishes that the County Council is the "taxing authority;" and,

WHEREAS, Richard T. Prasse has served admirably as a Trustee for the Cuyahoga County Soldiers' and Sailors' Monument Commission since 2005; and

WHEREAS, Richard T. Prasse's most recent term of service on the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees ends on November 15, 2013; and

WHEREAS, Council has determined that Richard T. Prasse's continued service on the Board of Trustees would be beneficial to the on-going success and development of the Cuyahoga County Soldiers' and Sailors' Monument; and

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Motion become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

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

SECTION 1. The Council of Cuyahoga County, Ohio, hereby reappoints Richard T. Prasse to the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for a term beginning on November 16, 2013 and ending on November 15, 2018.

SECTION 2. This Council by a vote of at least eight (8) members determines that it is necessary that this Motion become immediately effective in order that Charter

requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Motion were passed in an open meeting of this 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, and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Motion was duly approved.

Yeas:

Nays:

County Council President Date

Clerk of Council Date

First Reading/Referred to Committee: October 22, 2013
Committee(s) Assigned: Human Resources, Appointments & Equity

Journal _____
_____, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0241

<p>Sponsored by: Council President Connally on behalf of The MetroHealth System</p>	<p>A Resolution approving The MetroHealth System's policies and procedures to participate in one or more joint purchasing associations for the purpose of acquiring supplies, equipment and services provided through joint purchasing arrangements in order to achieve beneficial purchasing arrangements for the year 2014, in accordance with Ohio Revised Code Section 339.05; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, Ohio Revised Code Section 339.05 authorizes the Board of Trustees of The MetroHealth System to annually adopt bidding procedures and purchasing policies to obtain supplies, equipment and services routinely used in the operations of the Hospital, which, upon said adoption and the approval of the County Executive and County Council, may be followed by the Board of Trustees in lieu of following the competitive bidding procedures of Ohio Revised Code Section 307.86 to 307.92; and

WHEREAS, Ohio Revised Code Section 339.05 specifically authorizes the Board of Trustees of The MetroHealth System to annually adopt bidding procedures and purchasing policies for services provided through a joint purchasing arrangement; and,

WHEREAS, The MetroHealth System seeks to participate in one or more joint purchasing associations available to health care facilities in order to obtain the favorable volume pricing available to the member institutions, thereby reducing the Hospital's overall expense for supplies, equipment and services; and

WHEREAS, on October 23, 2013, The MetroHealth System Board of Trustees adopted Resolution 18643 approving annual joint purchasing policies and procedures for the year 2014.

WHEREAS, The MetroHealth System's current purchasing policy expires December 31, 2013, and in order that critical services provided by The MetroHealth System may continue uninterrupted, it is necessary that this Resolution become immediately effective.

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

SECTION 1. The County Council hereby approves The MetroHealth System’s adoption of a purchasing policy which authorizes the System’s membership and participation in one or more joint purchasing associations for the purpose of acquiring such supplies, equipment and services routinely used in the operations of the Hospital which are available through group purchasing arrangements in order to achieve economies for the 2014 Calendar Year.

SECTION 2. That the purchases of such supplies, equipment and services through joint purchasing arrangements shall be exempt from the competitive bidding procedures of Ohio Revised Code Section 307.86.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of The MetroHealth System; the preservation of public peace, health, or safety in the County; and any additional 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 any of its committees that resulted 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:
Committee(s) Assigned:

Journal _____
_____, 20__

Approval of certain annual purchasing policies and procedures

RESOLUTION 18643

WHEREAS, the Board of Trustees of The MetroHealth System has been presented a recommendation for certain annual purchasing policies and procedures; and

WHEREAS, the Board's Finance Committee has reviewed this recommendation and now recommends its approval.

NOW, THEREFORE BE IT RESOLVED, The Board of Trustees of The MetroHealth System hereby approves certain annual purchasing policies and procedures for participation in group/joint procurement arrangements.

For the calendar year 2014, and for the purpose of acquiring supplies, equipment and services routinely used in the operations of the organization, the System may obtain membership and participate in either:

- a) One or more Group Purchasing Organizations (each a "GPO") sponsored by non-profit organizations, for all products available through such GPOs, provided that the terms and conditions of such participation, and the GPO's policies and procedures are evaluated and determined to be in the best interest of the System; and,
- b) One or more state or federally operated Joint Purchasing Programs (each a "JPP"), for purchase of all products available through such JPPs.

The System may pay GPO and JPP participation or membership fees and costs, if any, out of general operating funds.

BE IT FURTHER RESOLVED, The Chief Executive Officer and President or his designees are hereby authorized to negotiate and execute agreements and other documents, and develop and execute procedures consistent with this resolution.

AYES: Ms. Clemo, Mr. McDonald, Mr. Monnolly, Mr. Moss
Dr. Silvers, Mr. Spain, Ms. Whiting

NAYS: None

ABSTAINED: None

ABSENT: Ms. Jordan

DATE: October 23, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0242

<p>Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management</p>	<p>A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 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.</p>
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WHEREAS, on December 11, 2012, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program Update for 2013 (Resolution No. R2012-0232) establishing the 2013 biennial budget update for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2013 to reflect budgetary funding increases, funding reductions, to transfer budget appropriations, and to transfer cash between budgetary funds, in order to accommodate the operational needs of certain County departments, offices, and agencies; and

WHEREAS, it is further 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 County departments, offices, and agencies.

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

SECTION 1. That the 2012/2013 Biennial Operating Budget for 2013 be amended to provide for the following additional appropriation increases and decreases:

Fund Nos./Budget Accounts **Journal Nos.**

A. 01A001 – General Fund **BA1301509**
 MI512780 – Information Technology Capital
 Capital Outlay \$ 58,000.00

Funding Source: Funding comes from General Fund reserves.

B. 20A590 – Juvenile Court Incentives & Rewards **BA1301591**
 JC515189 - Juvenile Court Incentives & Rewards
 Other Expenses \$ 3,000.00

Funding Source: Funding is from individuals, corporations and foundations to support Court incentives.

C. 26A651 – \$7.50 Road and Bridge Registration Tax **BA1301590**
 CE417477 – \$7.50 License Tax Fund Capital Improvement
 Other Expenses \$ 30,495.00

Funding Source: The funding source is 50% Federal Highway Administration dollars passed-through the Ohio Department of Transportation Local Project Administration and 50% Cuyahoga County \$7.50 License Tax Fund Capital Improvements.

D. 40A526 – Ohio Department of Transportation Local **BA1301590**
 Projects Administration
 CE785006 – Ohio Department of Transportation Local
 Projects Administration
 Other Expenses \$ 245,508.88

Funding Source: These projects are funded 80% from Federal Highway Administration dollars passed through the Ohio Department of Transportation Local Project Administration and 20% from the Cuyahoga County \$5.00 Road Capital Improvements Fund.

E. 26A651 – \$7.50 Road and Bridge Registration Tax **BA1301590**
 CE417477 – \$7.50 License Tax Fund Capital Tax
 Capital Outlay \$ 5,500,000.00

Funding Source: The funding source is the Cuyahoga County \$7.50 Road and Bridge Registration Tax Fund.

F. 21A020 - TB Control Program – Metro Health **BA1301587**
 HS157313- TB Control Program – Metro Health
 Other Expenses \$ 74,150.00

Funding Source: Additional award from the Ohio Department of Health. There is no cash match requirement for this funding.

G. 01A001 – General Fund **BA1301530**
 CA360057 – Court of Appeals
 Capital Outlays \$ 366,000.00

Funding source: Funding is from the General Fund covering the period January 1, 2013-December 31, 2013.

H.	20A312 – Medical Examiner-Lab			BA1301579
	CR180034 – Coroner’s Lab			
	Other Expenses	\$	98,550.00	
	Capital Outlays	\$	89,552.00	

Funding Source: Funding is from charges for services on outside county autopsies covering the period January 1, 2013 through December 31, 2013.

I.	21A303 – Probation Improve/Incentive			BA1301580
	CO756031- CCA FY14-15 Probation Improve/Incentive			
	Other Expenses	\$	1,199,200.00	

Funding Source: Funding is from the Ohio Department of Rehabilitation and Correction covering the period July 1, 2013 through June 30, 2015.

J.	01A001 – General Fund			BA1301581
	MI100594- General Fund/Self Insurance Fund			
	Other Expenses	\$	94,000.00	

Funding Source: Funding is from the General Fund covering the period January 1, 2013 through December 31, 2013.

K.	40A069 – Capital Project Future Debt Issue			BA1307195
	CC768150 – Data Center Fit Plan – Medical Examiner’s Building			
	Capital Outlays	\$	14,562,800.00	

Funding Source: Funding for the project will come from future debt issuance.

L.	40A099 – Maintenance Projects			BA1307196
	CC768283 – Reconfiguration of the Court of Appeals			
	Personal Services	\$	116,450.00	
	Other Expenses	\$	11,000.00	
	Capital Outlays	\$	13,000.00	

Funding Source: Funding for maintenance projects such as the reconfiguration of the Court of Appeals office space will come from unused bond proceeds from other projects and the General Fund.

M.	40A099 – Maintenance Projects			BA1307197
	CC768291 – Cleveland Municipal Court 3A Expansion			
	Personal Services	\$	148,000.00	
	Other Expenses	\$	2,500.00	
	Capital Outlays	\$	20,100.00	

Funding Source: Funding for maintenance projects such as the Cleveland Municipal Court 3A Expansion will come from unused bond proceeds from other projects and the General Fund.

N. 40A069 – Capital Projects Future Debt Issue **BA1307198**
 CC768259 – County Hotel – Professional Services
 Other Expenses \$ 5,030,000.00

Funding Source: Funding for professional services for the new County hotel will come from future debt issuance.

O. 40A069 – Capital Projects Future Debt Issue **BA1307198**
 CC768267 – County Hotel – Architecture/Engineering
 Other Expenses \$ 16,550,000.00

Funding Source: Funding for architecture and engineering services for the new County hotel will come from future debt issuance.

SECTION 2. That the 2012/2013 Biennial Operating Budget for 2013 be amended to provide for the following appropriation transfers:

Fund Nos./Budget Accounts **Journal Nos.**

A. FROM: 01A001 – General Fund **BA1301428**
 FS109660 – Treasury Management
 Other Expenses \$ 40,000.00

TO: 01A001 – General Fund
 FS109637 – Financial Reporting
 Other Expenses \$ 40,000.00

Funding Source: General Fund.

B. FROM: 24A510 – Work & Training Admin **BA1301588**
 WT137463 –VEB Building NFSC
 Other Expenses \$ 60,000.00

TO: 24A510 – Work & Training Admin
 WT137109 – Admin Services-General Manager
 Other Expenses \$ 20,000.00
 Capital Outlay \$ 40,000.00

Funding Source: The funding source is primarily Federal/State as well as the Health and Human Services Levy Fund.

C. FROM: 50A410 – Cuyahoga Regional Information System **BA1301561**
 JA090068 –J. A. Cuyahoga Regional Information System
 Personnel Services \$ 12,000.00

TO: 50A410–Cuyahoga Regional Information System
 JA090068 –J. A. Cuyahoga Regional Information System
 Other Expenses \$ 12,000.00

Funding Source: Funding is from both user fees and court costs assessed and collected on moving violations covering the period January 1, 2013 through December 31, 2013.

SECTION 3. That the 2012/2013 Biennial Operating Budget for 2013 be amended to provide for the following cash transfers between County funds.

<u>Fund Nos. /Budget Accounts</u>		<u>Journal Nos.</u>
A. FROM:	21A500–Urban Area Security Initiative (UASI) JA741520– FY11 Urban Area Security Initiative Transfer Out	JT1305208 \$ 40,960.39
TO:	21A281 –Northeast Regional Fusion Center-FY09 UASI JA741447 – Northeast Regional Fusion Center-FY09 UASI Revenue Transfer	 \$ 40,960.39

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2011 through April 30, 2014.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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 5. 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

Journal CC012
November 12, 2013



EDWARD FITZGERALD
Cuyahoga County Executive

CUYAHOGA COUNTY
FISCAL OFFICER



November 5, 2013

Clerk of County Council

Dear Ms. Schmotzer:

A brief summary of the fiscal items that will be submitted for consideration for adoption on first reading at the regular County Council meeting scheduled for November 12, 2013, are presented below.

Additional Appropriation Summary – Additional appropriations are needed when there is a new or increased revenue source, or a revision to the original appropriation level that is required to cover expenditures that exceed the original estimate. A budget review document is provided for General Fund and Health & Human Services Levy Fund impact items.

A reduction in appropriation is requested in conjunction with the close-out of a program, grant, project or decertification of an encumbrance.

* Impact of fiscal item is included in the current projection and ending fund balance.

General Fund/Health & Human Services *	Amount
Information Technology Capital – Additional appropriation from the IT capital and enterprise fund to cover the replacement of Cisco VOIP phones for the Court of Common Pleas. Funding comes from the General Fund.	\$58,000.00
8 th District Court of Appeals – Additional appropriation to cover the upgrade and replacement of servers, desktop computers, monitors and printers. Funding is from the General Fund.	\$366,000.00
Miscellaneous Obligations/Self Insurance Fund – Increasing appropriation in the Self Insurance Fund for legal fees per court order in a federal class action lawsuit. Funding is from the General Fund.	\$94,000.00
TOTAL	\$518,000.00

Other Operating Funds	Amount
Medical Examiner – Additional appropriation from the Coroner’s Lab fund to cover the purchase of two Net Apps Storage Shelves and pending software purchases. Funding is from charges for services on outside county autopsies.	\$188,102.00
TOTAL	\$188,102.00

Grants/Projects	Amount
Juvenile Court – To appropriate funds received from the Re-Entry Program to provide funds for incentives for clients. Funding is from individuals, corporations and foundations to support Court incentives in the Juvenile & Family Drug Courts.	\$3,000.00
Public Works/Road & Bridge – Additional appropriation from the operating account to transfer the County’s portion of road construction for the Ridge Road Right of Way project. Funding is 50% Federal Highway Administration dollars and 50% Cuyahoga County \$7.50 License Tax Fund Capital Improvements.	\$30,495.00
Public Works/Road & Bridge – Additional appropriation to cover the transfer of road construction costs associated with the St. Clair Avenue road project. Funding is 80% Federal Highway Administration Dollars and 20% Cuyahoga County \$5.00 Road Capital Improvements Fund.	\$245,508.88

Public Works/Road & Bridge – Additional appropriation to cover various projects planned for 2013. Funding is from the Cuyahoga County \$7.50 Road & Bridge Registration Tax Fund.	\$5,500,000.00
MetroHealth/TB Control Program – To appropriate an additional award from the Ohio Department of Health for use by MetroHealth Hospital for tuberculosis treatment.	\$74,150.00
Court of Common Pleas – To appropriate a recent award from the Ohio Department of Rehabilitation and Correction for probation improvement and incentive funding.	\$1,199,200.00
Capital Projects – Additional appropriation to cover the relocation of County IT operations from the Sterling Building to the Medical Examiner’s building. Funding for the project is from a future debt issuance.	\$14,562,800.00
Capital Projects/Maintenance Projects – Additional appropriation to rehabilitate office space for the Court of Appeals. Funding will come from unused bond proceeds from other projects and the General Fund.	\$140,450.00
Capital Projects/Rehabilitation & Construction – Additional appropriation to expand the Cleveland Municipal Court 3A (Housing Court). Funding is from unused bond proceeds from other projects and the General Fund.	\$170,600.00
Capital Projects /County Hotel Professional Services (\$5,030,000)/Architecture & Engineering (\$16,550,000) – Establishing appropriation to cover year-to-date costs of the project consultant, and legal counsel as well as the costs of the design/build, and architecture engineering costs for the Geo-Technical Services. Funding is from a future debt issuance.	\$21,580,000.00
TOTAL	\$43,506,203.88

Total Additional Appropriations - All Funds	\$44,212,305.88
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The following represents the overall changes made to the Annual Appropriation Measure for 2013 since its adoption on December 11, 2012 Resolution R2012-0232. The changes reflect the Additional Appropriations, Appropriation Transfers and Cash Transfers to the original adopted appropriation resolution.

APPROPRIATION STATUS SUMMARY:

	<u>10/22/13 Agenda</u>	<u>Year to Date*</u>	<u>Adjusted Annual Appropriation</u>
General Fund Impact	\$ 518,000.00	\$ 361,708,846.00	\$ 381,078,651.49
HHS Levy Impact	\$ 0.00	\$ 222,615,901.00	\$ 206,248,451.62
Other Fund Impact	\$ <u>43,694,305.88</u>	\$ <u>919,467,552.00</u>	\$ <u>1,061,119,772.67</u>
Total Impact	\$ 44,212,305.88	\$ 1,503,792,299.00	\$ 1,648,446,875.78

* 2013 appropriation levels adopted by resolution R2012-0232 on December 11, 2012.

Appropriation Transfer Summary – Is a transfer of appropriation between two or more budget accounts or between different resolution categories within the same budget account.

General Fund/Health & Human Services *	Amount
Fiscal Office/Treasury Management – Realigning appropriation within the Fiscal Office to cover state audit expenses. Funding is from the General Fund.	\$40,000.00
Job & Family Services/Employment & Family Services – Realigning appropriation to cover projected expenses through year-end. Funding is from Federal and State revenues as well as the Health & Human Services Levy Fund.	\$60,000.00
TOTAL	\$100,000.00

Other Operating Funds	Amount
Justice Services & Public Safety/Cuyahoga Regional Information System – Realigning appropriation within the fund to cover customer service request with the Information Services Center. Funding is from court costs collected on moving violations.	\$12,000.00

TOTAL	\$12,000.00
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Total Appropriation Transfers - All Funds	\$112,000.00
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Cash Transfer Summary – Operating transfers support operating expenditures, related to a cash matches for a grants, transfer of taxes or fees to a debt service fund, transfers from the General Fund to a capital project fund or operating subsidies to special revenue funds, enterprise funds, or internal service funds. This type of transaction posts as an expenditure and sufficient appropriation must be available to process the transaction.

Grants/Projects	Amount
Justice Services & Public Safety – A cash transfer from the Urban Area Security Initiative (UASI) to the Northeast Regional Fusion Center to cover expenses reported in January and June through August 2013. Funding is from the U.S. Department of Homeland Security.	\$40,960.39
TOTAL	\$40,960.39

Total Cash Transfers - All Funds	\$40,960.39
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Thank you for your consideration regarding this matter.

Sincerely,



Matthew Rubino
 Director, Office of Budget & Management
mrubino@cuyahogacounty.us
 (216) 443-7448
 Fax: (216) 443-8193

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0243

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution amending Resolution No. R2013-0200 dated 9/24/2013, which accepted the rates as determined by the Budget Commission and which authorized the necessary tax levies and certified them to the County Fiscal Officer, to change the Health & Human Services Outside Millage from 2.90 to 3.90 and to change the total Outside Millage from 14.10 to 15.10; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Council of Cuyahoga County, Ohio, met in regular session on the 24th of September, 2013; and,

WHEREAS, this County Council, in accordance with the provision of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2014; and,

WHEREAS, the Budget Commission of Cuyahoga County, Ohio, has certified its action thereon to this Council together with an estimate of the County Fiscal Officer of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within, the ten mill tax limitation; 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 rates as determined by the Budget Commission in its recertification be, and the same are, hereby amended and accepted.

SECTION 2. That there be, and is, hereby levied on the tax duplicate of said County, the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

**SCHEDULE A
SUMMARY OF AMOUNT REQUIRED FROM GENERAL PROPERTY TAX
APPROVED BY BUDGET COMMISSION AND COUNTY FISCAL
OFFICER'S ESTIMATE OF TAX RATES**

**County Fiscal Officer's Estimate of
Tax Rate to be Levied**

Tax Levy	Inside 10 Mill Limit	Outside 10 Mill Limit
General Fund	0.60	0
General Fund – Bond Retirement	0.85	0
Health & Human Services	0	3.90
Board of Developmental Disabilities	0	3.90
Health & Welfare	0	4.80
County Library	0	2.50
	1.45	15.10

SECTION 3. That the Clerk of Council be, and she is, hereby instructed to transmit a certified copy of this Resolution to the County Fiscal Officer; one copy to the County Budget Commission and the Director, Office of Budget & Management.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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 5. 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:
Committee(s) Assigned:

Journal _____
_____, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0244

Sponsored by: County Executive FitzGerald/Department of Public Works	A Resolution authorizing a Termination and Transfer Agreement with Merchandise Mart Properties, Inc., MMPI Cleveland Development LLC, and Cleveland MMCC LLC; authorizing other actions related to the agreement; 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.
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WHEREAS, in December 2010, Merchandise Mart Properties, Inc., MMPI Cleveland Development LLC, and Cleveland MMCC LLC (together, the MMPI Parties”) and the Board of County Commissioners of Cuyahoga County, Ohio (the “County”) entered into various agreements (the “Project Agreements”) for the construction, development and operation of an integrated facility for (a) exhibition space and showrooms for medical devices and equipment and related functions (the “Global Center for Health Innovation”), and (b) exhibition, tradeshow and conference facilities, meeting rooms and related functions (the “Cleveland Convention Center,” and, together with the Global Center for Health Innovation, the “Facility”); and

WHEREAS, the County has determined that it is in its best interest to terminate its relationship with the MMPI Parties and to transition operation and management of the Global Center for Health Innovation and the Cleveland Convention Center to a new operator; and

WHEREAS, the County and the MMPI Parties entered into a letter of intent dated August 15, 2013 (the “LOI Date”) whereby the MMPI Parties agreed to cooperate with the County in the termination of its responsibilities under the Project Agreements and to negotiate the terms and conditions of a Termination and Transfer Agreement (the “Termination Agreement”), which terms and conditions would be subject to the approval of the Cuyahoga County Council; and

WHEREAS, under the Termination Agreement, the MMPI Parties agree to transfer all of their rights, title and interest in and to the Project Agreements, as well as, without limitation, the Management Agreement between Cleveland MMCC LLC

and SMG, the Leases, Service Agreements, Advance Booking Agreements, Deposits, Personal Property, Intangible Property, and Licenses and Permits (all as defined in the Termination Agreement), to an Ohio nonprofit development corporation to be formed to oversee management of the Facility (the “Operating Company”) which will be responsible for the operations and management of the Facility through the Management Agreement with SMG; and

WHEREAS, the interim board of the Operating Company shall consist of three directors, one of which to be appointed by the County Council President, one of which to be appointed by the County Executive, and one of which to be appointed jointly by the Greater Cleveland Partnership and Positively Cleveland, and the initial bylaws of the Operating Company shall require the consent of both County-appointed board members on issues related to reformation of the board of the Operating Company; and

WHEREAS, in addition, under the Termination Agreement, the MMPI Parties agree to not enter into or engage in convention center business the main purpose of which is the development, management and operation of facilities that primarily handle “medical merchandise” (as defined in the Termination Agreement) in Ohio, Indiana, Kentucky, Michigan, Pennsylvania, Tennessee, West Virginia, or Illinois (with the exception of an area within a 25-mile radius of the Merchandise Mart in Chicago) for a period of five years following closing on the Termination Agreement; and

WHEREAS, as of the LOI Date, all Base Rent the County would have paid the MMPI Parties under the Lease and Supplemental Payments the County would have paid to the MMPI Parties under the Sublease and Operating Agreement have been deposited into an escrow account controlled by the County (the “Operating Fund”) and used to reimburse the MMPI Parties for operating expenses of the Facility during the transition; and

WHEREAS, under the Termination Agreement, and as consideration for the above, the County agrees to pay the MMPI Parties, upon closing of the Termination Agreement an amount not to exceed \$3,000,000.00 as a Termination Payment; an amount not to exceed \$_____ for certain pre-development costs, tenant lease-up costs, and other development costs; an amount not to exceed \$200,000.00 for software, software licenses, and related equipment; and an amount not to exceed \$_____ for the MMPI Parties costs and expenses incurred with such termination and transition; and to pay the costs of operating expenses of the Facility for the period following the LOI Date through the closing date of the Termination Agreement in the event of insufficient funds in the Operating Fund; and

WHEREAS, under the Termination Agreement, the County agrees to release or otherwise limit certain liabilities of the MMPI Parties in relation to the development of the Facility; and

WHEREAS, under the Termination Agreement, the MMPI Parties have agreed to pay the costs and expenses incurred by the County in connection with the transition of marketing, sales, leasing, management and operation of the Facility.

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

SECTION 1. The County Council hereby authorizes the Termination and Transfer Agreement and the expenditure of funds as described in the Agreement.

SECTION 2. The interim board of the Operating Company shall consist of three directors, one of which to be appointed by the County Council President, one of which to be appointed by the County Executive, and one of which to be appointed jointly by the Greater Cleveland Partnership and Positively Cleveland, and the initial bylaws of the Operating Company shall require the consent of both County-appointed board members on issues related to reformation of the board of the Operating Company.

SECTION 3. The County Executive is authorized to execute the Agreement and all documents required in connection therewith.

SECTION 4. That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, the Termination and Transfer Agreement and all documents to be executed by the County thereunder, and all financing-related documents (including but not limited to subordination, non-disturbance and attornment agreements, pledges, and security agreements), (ii) all other and further documents, instruments, certificates, agreements, amendments, assignments, subleases, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law or his authorized designee, (b) agree to such payments, prorations, credits, deposits, holdbacks, escrows and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions, and (c) prosecute and/or defend any

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0245

Sponsored by: County Executive FitzGerald/Department of Public Works	A Resolution authorizing a Cooperative Agreement among the County, City of Cleveland and Cleveland-Cuyahoga County Port Authority relating to certain cooperative arrangements in connection with development of the County’s Convention Center Hotel and other cooperative activities; authorizing the conveyance of real property; authorizing and approving related matters; 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.
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WHEREAS, the County, the City of Cleveland (the “City”) and the Cleveland-Cuyahoga County Port Authority (the “Port Authority”) propose to undertake cooperative activities in furtherance of the redevelopment of certain areas of the County and the City pursuant to and in accordance with the terms of a Cooperative Agreement by and among the County, the City and the Port Authority (the “Cooperative Agreement”); and

WHEREAS, the Cooperative Agreement provides for the County, the City and the Port Authority to cooperate in undertaking the financing, construction and operation of a Hotel adjacent to and supportive of the County’s Global Center for Health Innovation and Convention Center (the “Hotel Project”); and

WHEREAS, the Cooperative Agreement further provides for the County, the City and the Port Authority to cooperate in undertaking plans for improvements to downtown Cleveland that link attractions and provide for greater connectivity between and among those attractions, including through the development of green spaces, bridges, parking, and other connecting facilities (the “Connectivity Project”); and

WHEREAS, as part of its contributions to the cooperative activities, the County will agree to convey to the City all of its right, title and interest in the Property, subject to certain conditions subsequent.

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

SECTION 1. Definitions; Captions. All words and terms used herein as defined words and terms but not otherwise defined herein shall have the respective meanings given to them in the Cooperative Agreement, the substantially final form of which is on file with this Council. The captions in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

SECTION 2. Cooperative Agreement. The County Council hereby authorizes the Cooperative Agreement and the County Executive is authorized to sign and deliver, in the name and on behalf of the County, the Cooperative Agreement with any changes that are not inconsistent with this Resolution, are not materially adverse to the County and are approved by the County Executive, all of which shall be conclusively evidenced by the signing of the Cooperative Agreement by the County Executive.

SECTION 3. Conveyance of Real Property. The County Council hereby determines that it is in the best interests of the County to convey title to the Property in accordance with the terms of the Cooperative Agreement and the deed referred to therein, in order to implement the public purposes of the Cooperative Agreement. The County Executive is hereby authorized to execute a deed of conveyance in a form acceptable to the Director of Law, provided that the deed shall include such terms and provisions as to provide for the reversion of the Property to the County at the time and upon the circumstances described in the Cooperative Agreement.

SECTION 4. Contribution to Connectivity Project. Consistent with the terms of the Cooperative Agreement and the County's covenant to contribute to the Connectivity Project, this Council hereby finds and determines that the Connectivity Project will enhance and support the Convention Center and Hotel, declares its support for the Connectivity Project as described in the Cooperative Agreement; this Council will consider appropriate legislation to provide for the County Cooperative Contribution upon the finalization of plans for the Connectivity Project.

SECTION 5. Further Action. That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, the Termination and Transfer Agreement and all documents to be executed by the County thereunder, and all financing-related documents (including but not limited to subordination, non-disturbance and attornment agreements, pledges, and security agreements), (ii) all

other and further documents, instruments, certificates, agreements, amendments, assignments, subleases, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County’s Director of Law or his authorized designee, (b) agree to such payments, prorations, credits, deposits, holdbacks, escrows and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions, and (c) prosecute and/or defend any actions or proceedings that may be necessary or advisable relative to any of the foregoing matters.

SECTION 6. Effective Date. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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: (i) its approval by the County Executive through signature, (ii) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Charter, or (iii) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 7. Open Meeting. This Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of Council, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

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:
Committee(s) Assigned:

Journal _____
_____, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0246

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution making an award on RQ23733 to Michael Baker Jr., Inc. in the amount not-to-exceed \$685,895.00 for design engineering services for the Towpath Trail - Stage 4 from Tremont/Literary Trailhead to Canal Basin Park in Cuyahoga County for the period 12/2/2013 - 12/31/2015; 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 Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ23733 to Michael Baker Jr., Inc. in the amount not-to-exceed \$685,895.00 for design engineering services of the Towpath Trail - Stage 4 from Tremont/Literary Trailhead to the Canal Basin Park, located in Cuyahoga County for the period 12/2/2013 - 12/31/2015; and

WHEREAS, the primary goal of this contract is to design Stage 4 of the Towpath Trail from Tremont/Literary Trailhead to Canal Basin Park; and

WHEREAS, the project is located in the proposed Towpath Trail Stage 4 – from the Tremont/Literary Trailhead to Canal Basin Park in Council District 7; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue.

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ23733 to Michael Baker Jr., Inc. in the amount not-to-exceed \$685,895.00 for design engineering services of the Towpath Trail - Stage 4 from Tremont/Literary Trailhead to Canal Basin Park, located in Cuyahoga County for the period 12/2/2013 - 12/31/2015.

SECTION 2. That 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 for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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

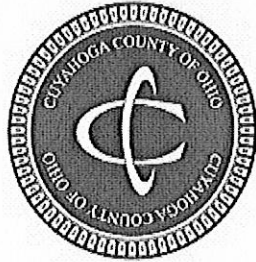
Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__



Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept.Head Name:	Jamal H. Husani, P.E.
Type of Request:	Contract/Amendment		
Request Prepared by:	Nichole English	Telephone No.	216-348-3861

SUMMARY OF REQUESTED ACTION:

A. Scope of Work Summary

1. Department of Public Works requesting award and approval of a contract with Michael Baker Jr., Inc. for the not-to-exceed cost of \$685,895.00. The anticipated start-completion dates are December 2, 2013 through December 31, 2015, but should not be referenced in the agreement since this is a design engineering service agreement.
2. The primary goal of this contract is to design Stage 4 of the Towpath Trail from the Tremont/Literary Trailhead to Canal Basin Park.
3. N/A

B. Procurement

1. Procurement Method for this is RFQ. The total cost for this RFQ is \$685,895.00.
2. The RFQ was closed on May 24, 2012. There is a 0% SBE on this RFQ since federal funds are being used for this contract.
3. There were 4 proposals submitted for review, 1 proposal approved.

C. Contractor and Project Information

1. The address of the vendor is:
1228 Euclid Avenue, Suite 1050
Cleveland, OH 44115
Council District 7
2. A listing of the board of directors for Michael Baker Jr., Inc. is included as an attachment.
3. a. The location of the project is the proposed Towpath Trail Stage 4 - from the Tremont/Literary Trailhead to Canal Basin Park.
3. b. The project is located in Council District 7.

D. Project Status and Planning

1. This contract is new to the County. However, the Towpath project is an ongoing project.

This contract is for Stage 4 of the project.

2. N/A

3. N/A

4. N/A

5. This contract needs a signature in ink upon approval. Since this is a federal funded project, ODOT is required to draft the contract and it does not contain the electronic language.

E. Funding

1. The project is funded 100% by federal funds.

2. The Schedule of payments is by invoice.

3. N/A

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: Explanation:

Federal

Total Amount Requested:

\$685,895.00

ATTACHMENTS:

Click to download

- [Contract Baker](#)
- [Board of Directors Baker](#)
- [W9 Baker](#)
- [Authority Signature Baker](#)
- [Insurance Baker](#)
- [Auditor of State Baker](#)
- [Department Acknowledgement](#)
- [Final RFQ](#)
- [Evaluation of Proposals](#)
- [Secretary of State Search](#)
- [Baker Proposal](#)
- [Response to RFQ](#)
- [Award Letter](#)
- [Contract Cover TAB](#)
- [Workers comp](#)

History

Time

10/29/2013 2:42 PM

Who

Office of Procurement & Diversity

Approval

Yes

**TOWPATH TRAIL – STAGE 4
CONSULTANT SELECTION COMMITTEE
MEETING NOTES**

Committee Members:

Douglas Dillon
Stanley Kosilesky
Rick Sicha
George Cantor

Dick Kerber
Jennie Vasarhelyi
Tim Donovan

Committee Facilitator:

Nichole English

MINIMUM QUALIFICATIONS

- All firms complied with the minimum qualifications.

FIRM'S EXPERIENCE (MAXIMUM 25 POINTS)

- Baker did good work on Fulton Road bridge project which was complex. Some minor issues on AOC project being seamless and with over aggressive schedule, but good coordination with Army Corps. Have experience with design of trails, but not many constructed. Good experience working on projects surrounding this one – Towpath Stage 3, Innerbelt.
- GPD has lots of trail experience both designed and built. Some trails are more park setting, but some are more complex. Good references related to trail projects. Overall, experience shown is most in line with this project.
- Hatch Mott has a good track record with references. Good communication on proposal. Long listing of trail projects, but did the local staff proposed actually do these projects? EDG is having some quality issues with details on a MetroParks project. Good quality control plan.
- Both the City of Cleveland and Cuyahoga County have had good experience with URS on recent projects, although County construction feedback poor on Eastland Road bridge. Lots of experience planning trail projects, not too much constructed.
- **Committee decided GPD receives 23 points; Baker and Hatch Mott receive 21 points; URS receives 20 points.**

AVAILABLE STAFF'S EXPERIENCE

PROJECT MANAGER (MAXIMUM 30 POINTS)

- In general, if the PM is an engineer, they must be able to be supportive of the design process in addition to performing typical engineering tasks.
- Jeff Broadwater (Baker) is very responsive, always prepared, customer friendly and proactive. On Stage 3 he was very busy with other projects and would sometimes get pulled off to the other jobs and schedules could slow. Has experience with Towpath on Stage 3, knows the committee and project. He knows what is going on with every aspect of the project all the time and can relay that. Well rounded and interdisciplinary PM.

- Nick Moskos (GPD) has heavy trail experience and is a landscape architect. Committee likes the LA as the PM driving the project. His background and experience relate well to our project. No one on committee has worked with him in past, but had good references. Has multiple projects with same clients, repeat customers are a good sign.
- Mike McCarthy (Hatch Mott) has been a solid performer on County work. Good references. He can deal with the dynamic group of Stakeholders and public on this project. Presented experience in a good way – multi-disciplined, complex projects. Well rounded PM who can think outside the engineering box. Not much trail experience.
- Beth Fulton (URS) seems like proposed as mostly administrative role since she has no trail experience, may not be bad if she can lead the team. Used reference projects that do not illustrate her full capability. What was shown in proposal was not as good as we know her to be. Past performance leading Rockside Road is a similar application of keeping all aspects of the project in line. Good leader.
- **Committee decided Baker and GPD receive 28 points; Hatch Mott and URS receive 25 points.**

SUPPORT STAFF (MAXIMUM 15 POINTS)

- Baker has odd org chart, but key staff is balanced and strong. Solid with environmental, it is local, in-house and always available. Public involvement is strong for the type of role we need. Comfortable with engineering staff. Weaker on interpretive design, somewhat disconnected and doesn't always understand the client's needs.
 - GPD internal roadway and bridge staff is strong. Not clear how interpretive design is being handled. Public Involvement firm is not strong for what we need on this project. Staff shows good experience on similar projects to ours. Fairly large team, but some have minor roles.
 - Hatch Mott has fairly large team to coordinate, with some firms not adding value. Environmental is strong component. Landscape architect has good mix of projects related to trails and parks. Public Involvement not strongest, not collaborative and often says things to stakeholders/public that are incorrect.
 - URS has strong landscape architect, good presenter. One-stop shopping with everything internal, good for control, but should have added a few key staff to supplement in-house. Not familiar with public involvement person, engineering is solid. Recent issue on county experience with environmental, he is more a biology guy, not as much hazmat, documents which is what we need for this project.
- Committee decided Baker receives 13 points; GPD receives 12 points; Hatch Mott receives 11 points; and URS receive 10 points.**

PROJECT METHODOLOGY (MAXIMUM 30 POINTS)

- No one specifically discussed how they can help move this through the ODOT process, specifically to avoid what has happened in getting us bogged down on Stage 1.
- Baker is very familiar with the history of the project and our needs; however, they did not discuss much about the future. There would be seamless connectivity between Stage 3 and 4. Understand what we are looking for related to interpretive design. Good thoughts related to non-skid on bridge.

- GPD's methodology was very generic and boilerplate and did not present anything new. Did not touch on sections of the project as described in RFQ. Had good experience but did not apply it to methodology.
- Hatch Mott had well written methodology, good presentation, explained relationship between sections well. Gave new concepts and ideas, they clearly understand the project. Educational approach for even the novice reader. Good thoughts related to non-skid on bridge. Good understanding of new ODOT PDP. Weaker understanding of interpretive design.
- URS's methodology had lots of text with tiny pictures, making it a harder read. Information was there, but not as graphic as others. Idea on light-weight concrete opposed to non-skid on bridge not desired. Strongest showing of understanding of fundamentals and what needs to happen with interpretive design. Some of the details stated are incorrect/sloppy, concerns with what this means for us if we selected them.
- **Committee decided Hatch Mott receives 26 points; Baker receives 24 points; URS receives 23 points; GPD receives 18 points.**

Final scores were tallied and listed below. The highest scoring firm was Baker with 86 points.

FIRM	Total Points
Baker	86
GPD Group	81
Hatch Mott MacDonald	83
URS	78



Proposal Evaluation Form

Project Name	Towpath Trail - Stage 4
Project Type	Planning/Design
Submission Date	May 24, 2012
Selection Meeting Date	June 15, 2012
Facilitator	Nichole English

Committee Members:	George Cantor
	Douglas Dillon
	Stanley Kosilesky
	Rick Sicha
	Dick Kerber
	Jennie Vasarhelyi
	Tim Donovan

EVALUATION CRITERIA	Max Points								
Section 1 - Minimum Qualifications									
Prequalifications Met	Yes/No	Y	Y	Y	Y	Y	Y	Y	Y
Section 2 - Firm's Experience	25	21	23	21	20	25	25	25	20
Section 3 - Available Staff's Experience									
Project Manager	30	28	28	25	25	25	25	25	25
Support Staff	15	13	12	11	10	11	11	10	10
Section 4 - Project Methodology	30	24	18	26	23	26	26	23	23
TOTAL	100	86	81	83	78	83	83	78	78

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0247

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution making an award on RQ28696 to The Safety Company LLC dba MTech Company in the amount not-to-exceed \$1,650,000.00 for sewer inspection equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018; 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.
---------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended award on RQ28696 to The Safety Company LLC dba MTech Company in the amount not-to-exceed \$1,650,000.00 for sewer inspection equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018; and

WHEREAS, this award will allow the County Department of Public Works to standardize it's equipment fleet and lower operational costs through: (1) improved maintenance efficiency, (2) Fewer diagnostic and specialty tools, (3) smaller parts inventory, (4) increased operational efficiency and safety,(5) lower procurement cost, and (6) better manufacturer and dealer support; 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 hereby makes an award on RQ28696 to The Safety Company LLC dba MTech Company in the amount not-to-exceed \$1,650,000.00 for sewer inspection equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018.

SECTION 2. That the County Executive is authorized to execute a contract 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; the preservation of public peace, health, or safety in the County; and any additional 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:

Committee(s) Assigned:

Journal _____
_____, 20__



Item Details:

Agency/Dept. Name:	County Engineer/Sanitary Engineering Division	Agency/Dept. Head Name:	Michael Chambers
---------------------------	-----------------------------------------------	--------------------------------	------------------

Type of Request: Award Recommendation

Request Prepared by:	Don Jerele	Telephone No.	348-4065
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SUMMARY OF REQUESTED ACTION:

A. Scope of Work Summary

The Department of Public Works is awarding to The Safety Company, LLC dba M Tech Company in the amount not to exceed \$ 1,650,000.00 under RQ 28696 for Cues, Inc Sewer TV Inspection trucks, parts, supplies and services for the period October 1, 2013 through September 30, 2018.

The RFP was conducted in accordance with County Policies and open to all Sewer TV Inspection system manufacturers and their corresponding dealers. The criteria established in the RFP scored several categories in which the Cues brand scored highest.

The RFP allows the Dept of Public Works for the next several years to avoid delays in placing equipment in the communities serviced under contract that arise in the bid process. The RFP established the better product and allows immediate negotiations for pricing and delivery.

The Dept of Public Works staff exercises extreme diligence in the selection process of equipment and vendors when obtaining specialized equipment the decision is made only after a review of the equipment, longevity, serviceability and pricing.

B. ProcurementThe procurement method was a Formal RFP which after the evaluation of three proposals resulted in an award to The Safety Company dba M Tech Company. After the award process, individual purchases will be processed through the purchasing system and submitted for traditional approvals. Pricing will be negotiated individually for each item selected.

C. Contractor and Project Information
The Safety Company, LLC dba M Tech Company
7401 First Place
Cleveland, Ohio 44146

D. Project Status
 On March 25, 2013 a Public Advertisement for Request for Proposals was published and entered on the County's Web site. Three RFPs were received by the April 10, 2013 due date and subsequently scored by the selection committee on May 2, 2013. The vendor scoring highest and named for the award was The Safety Company, LLC dba M Tech Company.

E. Funding
 There is an estimate Not to Exceed \$ 1,650,000.00
 Sanitary Sewer Fund \$ 1,650,000.00

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Cuyahoga County Department of Public Works by the Award of RFP 25609 will standardize it's equipment fleet and lower operational costs through: 1. Improved maintenance efficiency, 2. Fewer diagnostic and specialty tools, 3. Smaller parts inventory, 4. Increased operational efficiency and safety, 5. Lower procurement cost, and 6. Better manufacturer and dealer support.

Dan Soukup, Vice President

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source:	Explanation:
Other	Sanitary Sewer Fund

Total Amount Requested:
 \$

ATTACHMENTS:

Click to download

- [Proposal Evaluation](#)
- [Proposal Extension](#)
- [Auditor Findings](#)
- [Sec of State Form](#)

History

Time

Who

Approval

Office of Procurement &

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0248

Sponsored by: County Executive FitzGerald/Department of Public Works	A Resolution making an award on RQ26522 to Schindler Elevator Corporation in the amount not-to-exceed \$1,900,000.00 for elevator maintenance and repair services for various County facilities for the period 12/1/2013 - 11/30/2016; 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.
-----------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, the County Executive/Department of Public Works has submitted a recommended award on RQ26522 to Schindler Elevator Corporation in the amount not-to-exceed \$1,900,000.00 for elevator maintenance and repair services for various County facilities for the period 12/1/2013 – 11/30/2016; and,

WHEREAS, County Council has determined that awarding RQ26522 to Schindler Elevator Corporation is in the best interest of the County; and,

WHEREAS, this contract is funded 100% by the General Fund; and,

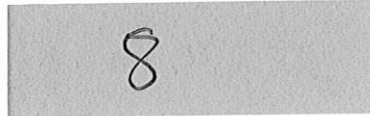
WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ26522 to Schindler Elevator Corporation in the amount not-to-exceed \$1,900,000.00 for elevator maintenance and repair services for various County facilities for the period 12/1/2013 – 11/30/2016.

SECTION 2. That 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 for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided



Item Details:

Agency/Dept. Name:	Office of Procurement and Diversity	Agency/Dept. Head Name:	Lenora Lockett
Type of Request:	Other		
Request Prepared by:	Cheryl M. Kinzig	Telephone No.	216-443-5852

SUMMARY OF REQUESTED ACTION:

A. Scope of Work Summary,

1. The Office of Procurement & Diversity is Recommending an Award and Submission of Contract on RQ26522 to Schindler Elevator Corporation for Elevator Maintenance and Repair at various County Buildings for the Department of Public Works in the amount not-to-exceed \$1,900,000.00 for the contract period 12/1/2013 - 11/30/2016, with an option to extend for one additional two (2) year period. The County: a)reserved the right to add or delete equipment 2. The contractor will furnish and deliver elevator maintenance and repair services, without limitation. Cuyahoga County is relying solely on the Contractor's industry expertise and ability to facilitate the following: a) Consistent safe operation of all Equipmentb) Maximum operational performance of all Equipmentc)Maximum beneficial usage of all Equipmentd)Maximum life cycle of all Equipmente) Testing all Equipment in accordance with applicable Elevator Codes

B. Procurement

1. The procurement method for this purchase was a formal competitive bid. The total value of the RFB was in the amount not-to-exceed \$1,900,000.00 for the three (3) years.
2. The bid closed on October 18, 2013.
3. Four (4) bids were pulled from OPD and three (3) bid were submitted and Schindler Elevator Corporation, is being recommended for the award.
4. There was a 5% SBE goal participation. The vendor (met the SBE goal.

C. Contractor and Project Information

1. Schindler Elevator Corporation
18013 Cleveland Parkway, Suite 140
Cleveland, Ohio 44135
Council District 3

2. The Primary owners: Jakob Zueger (937-397-6500) , CEO Americas, Greg Ergenbright (973-397-6500), President and Derek Watson (973-397-6500), Vice President & CFO
20 Whippany Road
Morristown, NJ 07962-1935

D. Project Status and Planning

1. The resulting contract will be for the period of December 1, 2013 through November 30, 2016.2. A performance bond is required for this item. The performance bond and related contract documents are due 14 days after the recommendation of award.

3. This is a bid utilizing the pilot project with contract being submitted at time of bid closing.

E. Funding

1. The contract is funded 100% by General Fund (CE417055 & CT577411)

2. Schedule of payments will be by paid for by releases against the contract upon delivery and acceptance of the services to the County under the terms of the contract.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Competitive Bid

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: Explanation:

Total Amount Requested:

\$1,900,000.00

ATTACHMENTS:

Click to download

[Addendum #1](#)

[Addendum #2](#)



(OPD USE Only) Date Sent to Dept: 10/29/13

Date Received from Dept: OFFICE OF PROCUREMENT & DIVERSITY
 TABULATION OF BIDS RECEIVED OVER \$25,000

BID DUE DATE: October 23, 2013
 REQUISITION NUMBER: CT - 13 - 26522
 REQUISITIONING DEPT.: Public Works - Central Services
 COMMODITY DESCRIPTION: Elevator Maintenance & Repair

CONTRACT PERIOD: 12/1/2013 - 11/30/2016
 NUMBER OF ITB'S SENT/RETURNED: 4/3
 ESTIMATE: \$1,900,000.00 n-t-c
 SBE GOAL: 5%

TO BE COMPLETED BY OPD AND USER DEPARTMENT (P=PROCUREMENT; D=DEPARTMENT)		TO BE COMPLETED BY CONTRACT COMPLIANCE OFFICER								
BIDDER'S NAME & ADDRESS	BID BOND / CHECK	P-Back Y/N	P-ADMINISTRATIVE D-TECHNICAL REVIEW	ACTUAL BID AMOUNT	SBE SUBCONTRACTOR NAME	CCBB	SBE PRIME	TOTAL SBE %	COMPLY Y/N	COMMENTS & INITIALS
KONE, Inc. One KONE Court Moline, IL 61265	Bid Bond, \$95,000.00 - Federal Insurance Company	N	P: NO-CMC* IG#-12-1689 PH=Y Affidavit = ok Contract = ok* 2% Match = Y OPD - Completed	Group A: \$1,270,360.00 Group B: \$85,610.00 Group C: \$79,736.00 Group D: \$137,874.00 Group E: \$21,300.00 Group F: \$142,488.00 Total: \$1,687,368.00		N	N	0%	N	Requested a full waiver due to union requirements
Schindler Elevator Corporation 18013 Cleveland Parkway Suite 140 Cleveland, Ohio 44135	Bid Bond, \$95,000.00 - Fidelity & Deposit Company of Maryland	Y	P: YES - CMC* IG#-12-2474 PH=Y Affidavit = ok Contract = ok 2% Match = Y	Group A: \$1,296,068.00 Group B: \$1,274,360.00 Group C: \$81,650.00 Group D: \$79,340.00 Group E: \$132,530.00 Group F: \$19,680.00 Total: \$1,744,788.00 Total: \$1,723,080.00	Ph: Ligo Elect. dba Redmond Waltz	N	N	5%	Y	MM 10/29/13 MM 10/29/13

CCBB: Low Non-CCBB Bid: \$ _____ +2% S _____ = \$ _____ Does CCBB apply?: Y / N
 RANGE OF LOWEST BID REC'D \$ _____ PRICE PREF % & \$ LIMIT: _____ MAX SBE PRICE PREF \$ _____
 (*Note: CCBB must meet all bid requirements)

DEPARTMENT: _____ DIRECTOR SIGNATURE: Michael W. Deyse LOW BIDDER NOTIFIED: 10-31-13
 DATE: _____ DIRECTOR NAME: Michael W. Deyse (Date Signed)
 OBM APPROVAL: _____ (if actual bid exceeds estimate)
 Tab sheet with SBE: _____ Date: _____
 Updated 04/19/2013



(OPD USE Only) Date Sent to Dept: _____ Date Received from Dept: _____

OFFICE OF PROCUREMENT & DIVERSITY

TABLATION OF BIDS RECEIVED OVER \$25,000

BID DUE DATE: October 23, 2013

REQUISITION NUMBER: CT - 13 - 26522

REQUISITIONING DEPT.: Public Works - Central Services
Elevator Maintenance & Repair

COMMODITY DESCRIPTION: _____

CONTRACT PERIOD: 12/1/2013 - 11/30/2016
 NUMBER OF ITB'S SENT/RETURNED: 4 / 3
 ESTIMATE: \$1,900,000.00 n-t-e
 SBE GOAL: 5%

TO BE COMPLETED BY OPD AND USER DEPARTMENT (P=PROCUREMENT; D=DEPARTMENT)		TO BE COMPLETED BY CONTRACT COMPLIANCE OFFICER							
BIDDER'S NAME & ADDRESS	BID BOND / CHECK	P - ADMINISTRATIVE D-TECHNICAL REVIEW	ACTUAL BID AMOUNT	SBE SUBCONTRACTOR NAME	CCBB	SBE PRIME	TOTAL SBE %	COMPLY Y/N	COMMENTS & INITIALS
Otis Elevator Company 9800 Rockside Road Suite 1200 Cleveland, Ohio 44125	Bid Bond, \$95,000.00 - Liberty Mutual Insurance Company	P - ADMINISTRATIVE D-TECHNICAL REVIEW P: No-Cost * IG#-12-2127 under \$15,000.00 PH=N Affidavit = ok Contract = ok* 2% Match = Y Non-compliant	Group A: \$1,223,600.00 Group B: \$128,450.00 Group C: \$111,200.00 Group D: \$233,850.00 Group E: \$24,000.00 Group F: \$198,900.00 Total: \$1,920,000.00	Phill: ps Elect. dba Redmond Waltz.	N	N	5%	Y	10/29/13 nm 10/29/13

CCBB: Low Non-CCBB Bid: \$ _____ +2% \$ _____ = \$ _____ Does CCBB apply? Y / N _____ (*Note: CCBB must meet all bid requirements)

* LOWEST BID REC'D \$ _____ PRICE PREF % & \$ LIMIT: _____ RANGE OF LOWEST BID REC'D \$ _____ MAX SBE PRICE PREE \$ _____

OBM APPROVAL: _____ DATE: _____ DEPARTMENT: _____ DIRECTOR SIGNATURE: Michael W. Dever DEPARTMENT: _____ DIRECTOR NAME: Michael W. Dever (Date Signed) _____

LOW BIDDER NOTIFIED: _____ NO: 10,38.1 YES: _____ Date: _____

Tab sheet with SBE Updated 04/19/2013

BID EVALUATION
Elevator Maintenance & Repair Various County Buildings
12/1/2013 – 11/30/2016
RQ26522

KONE, Inc.

Based upon the attached letter, vendor is non-compliant with the required terms and conditions of the request for bids and the specifications.

Schindler Elevator – Bid amounts were adjusted, calculation errors in Group A (copy attached)

Otis Elevator Company

Based upon the attached letter, vendor is non-compliant with the required terms and conditions of the request for bids and the specifications.



Elevators Escalators

October 3, 2013

Cuyahoga County
Office of Procurement & Diversity
County Administration Building
1219 Ontario Street #110
Cleveland, Ohio 44113

ATTN: Richard Opre

Re: Elevator Maintenance and Repair, Various County Buildings – Clarification

Hello Richard,

In response to the insurance requirements of RQ # 26522, article 1.4, Contractor shall provide an Owner's and Contractor's Protective Liability Policy in lieu of the additional insured requirement. Limit to be \$5,000,000. The County shall be listed as named insured on the OCPL.

Neither party shall be liable for incidental or consequential damages.

Thank you.

Sincerely,

Michael J. DeStefanis
KONE Representative

Section 7 – Bid Price Sheet

Individualized bids have been requested for the items indicated below. Please indicate those items on which you are bidding by supplying a per-unit basis and in total. If you do not intend to bid on a particular item, please write "NO BID" in the corresponding unit price field.

Summary of Pricing Groups A through F							
	Monthly (Pricing Per Attach A)	Yearly x 12 =	Term	Base Bid	Plus Allowance	TOTAL	
Group A	31,370.00 31,791.3	375,720.00 382,795.6	x 3 Yrs = x 3 Yrs =	\$1,127,600.00 1,148,868	+\$147,200.00 +\$22,250.00	1,274,800.00 1,171,118	=
Group B	1,650	19,800	x 3 Yrs =	59,400	+\$32,000.00	81,650	=
Group C	1,315	15,780	x 3 Yrs =	47,340	+\$46,650.00	79,340	=
Group D	2,380	28,560	x 3 Yrs =	85,680	+\$15,000.00	132,330	=
Group E	130	1,560	x 3 Yrs =	4,680	+\$36,900.00	19,680	=
Group F	2,745	32,940	x 3 Yrs =	98,820		135,720	=
Total	39,530.00 40,133	474,360.00 481,596		1,423,080.00 1,444,788	+\$300,000.00	1,723,080.00 1,744,788	=
Grand Total (listed to the right) = Base Bid amount plus the Allowance =							

Complete Bid Table below from Group Sum Totals of monthly pricing found on Attachment A:

The contract will be awarded in the amount not-to-exceed \$1,900,000.00 for the three-year contract period.

The following billing rates shall be used for extra work performed by the Contractor and pre-approved by the Owner.

Handwritten notes:
 10/10/10
 10/10/10
 10/10/10
 10/10/10

PD-1 ATTACHMENT A - Equipment Inventory & Performance Times & Itemized Monthly Price Worksheet

GROUP/A	Elevator	Brand	Type	Model	Speed	Capacity	Door	Width	Height	Travel	Stops	Monthly	
Jail I Elevators 1215 W. 3 rd 44113	P-13	Mont/Kone	T	4648	2500	350	C	42x96	5	1.7	2.7	9.5	425.00
	P-14	Mont/Kone	T	4649	2500	350	C	42x96	5	1.7	2.7	9.5	425.00
Jail Escalators	Jail I Up	Mont/Kone	Esc	4669	40"	90							820.00
	Jail I Down	Mont/Kone	Esc	4668	40"	90							820.00
Public Escalators	4 to 3	Kone	Esc	4667	40"	90							820.00
	3 to 4	Kone	Esc	4666	40"	90							820.00
	3 to 2	Kone	Esc	4665	40"	90							820.00
	2 to 3	Kone	Esc	4664	40"	90							820.00
	1 to 2	Kone	Esc	4663	40"	90							820.00
	2 to 1	Kone	Esc	4662	40"	90							820.00
	P1 to 1	Kone	Esc	4661	40"	90							820.00
	1 to P1	Kone	Esc	4660	40"	90							820.00
	P2 to P1	Kone	Esc	4659	40"	90							820.00
	P2 to 1	Kone	Esc	4658	40"	90							820.00
Summary Group A: 41 Elevators / 12 Escalators Key: T = Geared Traction/T-GL = Gearless Traction H = Hydraulic/DH = Dumbwaiter											Total Price Group A	31,913.00	

\$31,310.00

Cmk
10/28/03

Otis Elevator Company

9800 Rockside Rd
Suite 1200
Cleveland, OH 44125
(216) 256-0973 (p)
angela.thompson@otis.com



Otis

A United Technologies Company

October 23, 2013

Requisition #: 26522

To Whom It May Concern:

I am pleased to present you with Otis Elevator's bid for elevator maintenance at various Cuyahoga County buildings in response to your solicitation. Included with our proposal please find the following:

- I. Clarifications
- II. Required Bid Documents

Points of Contact for this proposal:

Angela R. Thompson
Account Representative
Otis Elevator Company
9800 Rockside Road, Suite 1200
Cleveland, OH 44125
P: 216-256-0973
F: 860-353-6510
angela.thompson@otis.com

Stephen Kempf
General Manager
Otis Elevator Company
9800 Rockside Road, Suite 1200
Cleveland, OH 44125
P: 216-674-5058
F: 860-998-8305
stephen.kempf@otis.com

CLARIFICATIONS

Contract Pursuant to Request for Bids

1.4 Insurance

In lieu of naming parties as additional insured, such parties shall be named insured on an Owner's and Contractor's Protective (OCP) Liability policy with a limit of \$2,000,000.

2.1 Force Majeure Events

In addition to strikes, any labor dispute shall constitute a force majeure event.

In General

Under no circumstances shall either party be liable for special, indirect, liquidated or consequential damages of any kind.

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0249

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p>	<p>A Resolution authorizing an amendment to a revenue generating Memorandum of Agreement with City of Mayfield Heights for maintenance and repair of sewerage systems located in County Sewer District No. 3 to change the scope of services, effective 11/12/2013; 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.</p>
----------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer recommends an amendment to a revenue generating agreement with City of Mayfield Heights for maintenance and repair of sewerage systems located in County Sewer District No. 3 to change the scope of services, effective 11/12/2013; and,

WHEREAS, this amendment expands the scope to have the County maintain and repair the City of Mayfield Heights' storm sewers, and to have the County collect funds for the maintenance of storm sewers; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical sewer maintenance and repair services can be provided by Cuyahoga County for the City of Beachwood's sewer system.

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

SECTION 1. That the Cuyahoga County Council hereby authorizes an amendment to a revenue generating agreement with City of Mayfield Heights for maintenance and repair of sewerage systems located in County Sewer District No. 3 to change the scope of services to include the maintenance and repair of storm sewers, effective 11/12/2013.

SECTION 2. That the County Executive is authorized to execute the amendment 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; the preservation of public peace, health,



Item Details:

Agency/Dept. Name:	County Engineer/Sanitary Engineering Division	Agency/Dept.Head Name:	Jamal Husani
---------------------------	-----------------------------------------------	-------------------------------	--------------

Type of Request: Agreement/Amendment

Request Prepared by:	Paul Wilson	Telephone No.	216-348-3984
-----------------------------	-------------	----------------------	--------------

SUMMARY OF REQUESTED ACTION:

A. SCOPE OF WORK SUMMARY

1. Department of Public Works requesting the approval of an amendment to an agreement with the City of Mayfield Heights for maintenance on the Storm and Sanitary sewer system. There is no cost associated with this specific contract. The amendment to the agreement is effective immediately upon approval. **Declaring the necessity that this Resolution become immediately effective.**

2. The primary goal of this Amendment is to expand the scope of the Agreement to include the County assisting in maintaining the City's storm sewers located in the County's Sewer District No.3 as well as collecting funds for the maintenance of the City's storm sewers.

3. Under the provision of the Ohio Revised Code Section 6117.02, this County may levy an assessment to pay the cost and expense of the maintenance and operation of such sewerage improvements.

B. PROCUREMENT

- 1. N/A
- 2. N/A
- 3. N/A

C. CONTRACTOR AND PROJECT INFORMATION

1. The address for contact is:

City of Mayfield Heights
6454 Mayfield Road
Mayfield Heights, OH 44124

2. The owner is the City of Mayfield Heights

3a. N/A

3b. The City of Mayfield Heights is in Council District 6.

D. PROJECT STATUS AND PLANNING

- 1. N/A
- 2. N/A
- 3. N/A
- 4. N/A
- 5. N/A

E. FUNDING

1. As noted, there is no cost associated with this specific contract with the City of Mayfield Heights.

2. This is an amendment to the Memorandum of Agreement for Construction, Operation and Maintenance of Sewerage Systems dated October 22, 1990. The amendment expands the scope to have the County maintain the City's storm sewers located in County's Sewer District No. 3 and to have the County collect funds for the maintenance of said storm sewers.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary goal of this Amendment is to expand the scope of the Agreement to include the County assisting in maintaining the City's storm sewers located in the County's Sewer District No.3 as well as collecting funds for the maintenance of the City's storm sewers.

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: Explanation:

Other N/A

Total Amount Requested:

\$

ATTACHMENTS:

Click to download

[Amendment](#)

History

Time

Who

Clerk of the Board

Approval



County Council of Cuyahoga County, Ohio

Resolution No. R2013-0250

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution authorizing a revenue generating Utility Agreement with City of Beachwood for maintenance and repair of storm sewers, sanitary sewers and waterlines located in County Sewer District Nos. 3 and 5; 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.
---------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, the City of Beachwood desires to retain Cuyahoga County to perform certain services for the City of Beachwood to aid with the maintenance and repair of sanitary sewers, storm sewers, and waterlines located in Sewer District Nos. 3 and 5; and,

WHEREAS, pursuant to ORC 307.15, a county may contract with any municipal corporation to render any service, on behalf of the municipal corporation; and,

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer recommends approval of a revenue generating agreement with the City of Beachwood for the maintenance and repair of sanitary sewers, storm sewers, and waterlines in Sewer District Nos. 3 and 5; and,

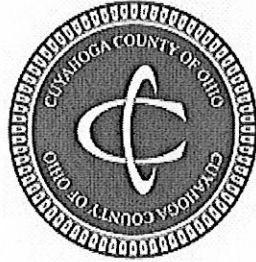
WHEREAS, it is necessary that this Resolution become immediately effective in order that critical sewer maintenance and repair services can be provided by Cuyahoga County for the City of Beachwood's sewer system.

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

SECTION 1. That the Cuyahoga County Council hereby approves the revenue generating agreement with the City of Beachwood for the maintenance and repair of sanitary sewers, storm sewers, and waterlines located in Cuyahoga County Sewer District Nos. 3 and 5.

SECTION 2. That the County Executive is authorized to execute the agreement 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; the preservation of public peace, health,



2

Item Details:

Agency/Dept. Name:	County Engineer/Sanitary Engineering Division	Agency/Dept.Head Name:	Jamal Husani
---------------------------	-----------------------------------------------	-------------------------------	--------------

Type of Request: Agreement/Amendment

Request Prepared by:	Paul Wilson	Telephone No.	216-348-3984
-----------------------------	-------------	----------------------	--------------

SUMMARY OF REQUESTED ACTION:

A. SCOPE OF WORK SUMMARY

1. Department of Public Works requesting the approval of an agreement with the City of Beachwood for Storm Sewer, Sanitary Sewer and Waterline Maintenance. There is no cost associated with this specific contract. The agreement is effective immediately upon approval with the anticipated date of November 5, 2012. **declaring the necessity that this Resolution become immediately effective.**

2. The primary goal of this Agreement is to set forth the responsibilities of the respective parties under the Agreement as well as establish a rate which the County will charge the City of Beachwood for services.

3. Under the provision of the Ohio Revised Code Section 6117.02, this County may levy an assessment to pay the cost and expense of the maintenance and operation of such sewerage improvements.

B. PROCUREMENT

- 1. N/A
- 2. N/A
- 3. N/A

C. CONTRACTOR AND PROJECT INFORMATION

1a. The address for contact is:

City of Beachwood
25325 Fairmount Boulevard
Beachwood, OH 44122

2. The owner is the City of Beachwood.

3a. N/A

3b. The City of Beachwood is located in Council District 11.

D. PROJECT STATUS AND PLANNING

- 1. N/A
- 2. N/A
- 3. N/A
- 4. N/A
- 5. N/A

E. FUNDING

- 1. As noted, there is no cost associated with this specific contract with the City of Beachwood.
- 2. N/A
- 3. N/A

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary goal of this Agreement is to set forth the responsibilities of the respective parties under the Agreement as well as establish a rate which the County will charge the City of Beachwood for services.

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: Explanation:

Other N/A

Total Amount Requested:

\$

ATTACHMENTS:

Click to download

[Agreement](#)

History

Time	Who	Approval
10/23/2013 7:56 AM	Office of Procurement & Diversity Clerk of the Board	Yes

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0251

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution authorizing a cooperative agreement with Olmsted Township in the amount of \$5,000,000.00 for preventative and routine maintenance of 22 miles of County roads and various structures for the period 10/22/2013 - 12/31/2023; 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.
---------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer recommends a cooperative agreement with Olmsted Township in the amount of \$5,000,000.00 for preventative and routine maintenance of 22 miles of County roads and various structures for the period 10/22/2013 - 12/31/2023; and

WHEREAS, in accordance with ORC §5535.08, the County currently maintains approximately 22 miles of County roadways within the Township, including the County's roads, bridges and culverts; and

WHEREAS, the Township, in accordance with the Statute, maintains approximately 22 miles of Township roadway, culverts, and bridges within the Township; and

WHEREAS, the maintenance of the County Facilities within the Township by the Township will result in more efficient use of the equipment used by both the County and the Township; and

WHEREAS, this project will be paid from the County's Road and Bridge Fund with annual payment of \$500,000.00; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue.

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

SECTION 1. That the Cuyahoga County Council hereby authorizes a cooperative agreement with Olmsted Township in the amount of \$5,000,000.00 for

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 20__



3

Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept. Head Name:	Stan Kosilesky
Type of Request:	Agreement/Amendment		
Request Prepared by:	Tamala L. DiFilippo	Telephone No.	216/443-7657
SUMMARY OF REQUESTED ACTION:			
Scope of Work Summary			
1). Department of Public Works requesting approval of a Cooperative Agreement between the County and Olmsted Township. This agreement provides for Olmsted Township to perform preventative and routine maintenance of 22 miles of County roads and various structures (culverts and bridges). The Department is requesting that this Resolution becomes immediately effective.			
2). The primary goal of this Agreement is for the Township forces to maintain the County facilities which will result in a more efficient use of equipment used by both the County and the Township.			
Contractor and Project Information			
1). The address of the other party - Olmsted Township, 26900 Cook Road, Olmsted Township, Ohio 44138			
2). The owner is Cuyahoga County			
3a). The address of the project is throughout Olmsted Township			
3b). The project is located in Council District 5			
Funding			
1). In consideration of the Township maintaining and repairing the County roads and structures (culverts and bridges) in accordance with this Agreement, and solely for the purpose of assisting the Township with the costs thereof, the County agrees to pay the Township \$500,000.00 per calendar year.			
PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):			

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:
Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: Explanation:
Total Amount Requested:
\$

ATTACHMENTS:

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[Cooperative Agreement](#)

History

Time

Who

Clerk of the Board

Approval



County Council of Cuyahoga County, Ohio

Resolution No. R2013-0252

Sponsored by: County Executive FitzGerald/Department of Public Works	A Resolution making a revenue generating award on RQ24534 to Olmsted Township Board of Trustees in the amount of \$210,000.00 for the lease with option to purchase Fitch Road Yard, located at 7924 Fitch Road, Olmsted Township; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transaction; and declaring the necessity that this Resolution become immediately effective.
-----------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, Cuyahoga County engaged the services of Allegro Realty Advisors (“Allegro”) to conduct an audit of the County’s real-estate needs and come forth with a set of recommendations for the County; and,

WHEREAS, Allegro recommended that the County place 13 properties then owned by the County for sale, including the Fitch Road Yard located at 7924 Fitch Road, Olmsted Township; and,

WHEREAS, the County engaged the services of CBRE, Inc. (“CBRE”), a commercial real estate services firm, to serve as the real estate portfolio program manager, provide brokerage services, and represent the County in connection with the real estate portfolio program; and,

WHEREAS, CBRE worked with the County to prepare and issue a request for proposals, RFP #24534, (the “RFP”) for the real property consolidation project in accordance with the Cuyahoga County Code, Chapter 501 Contracts and Purchasing Procedures; and,

WHEREAS, the County received a proposal from Olmsted Township Board of Trustees to purchase the land commonly known as the Fitch Road Yard, located at 7924 Fitch Road, Olmsted Township, Ohio; and,

WHEREAS, the proposal is to sell the property to the Township for TWO HUNDRED TEN THOUSAND and 00/100 Dollars (\$210,000.00) under a lease with option to purchase agreement (“LOP Agreement”); and,

WHEREAS, a deposit of TWENTY ONE THOUSAND and 00/100 Dollars (\$21,000.00) is due upon the delivery of the LOP Agreement; and,

WHEREAS, the term of the lease under the LOP Agreement is TEN (10) years and annual rent under the LOP Agreement is TWENTY ONE THOUSAND and 00/100 Dollars (\$21,000.00); and,

WHEREAS, by separate agreement the Olmsted Township Board of Trustees agree to maintain certain County roads and County facilities in the Township; and,

WHEREAS, in the event the roadway maintenance agreement is terminated, either during the term of the lease or after the Township exercises its option to purchase the property, the County retains the right to occupy a portion of the property, as determined by the parties, as reasonably necessary for the County to maintain the County roads and facilities the Township was otherwise maintaining; 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 hereby makes an award on RQ24534 to Olmsted Township Board of Trustees in the amount of \$210,000.00 for the lease with option to purchase Fitch Road Yard located at 7924 Fitch Road, Olmsted Township in connection with the Cuyahoga County Real Estate Portfolio Consolidation project and authorizes the County Executive to enter into said lease with an option to purchase.

SECTION 2. That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, a lease with the option to purchase, a Purchase and Sale Agreement and all documents to be executed by the County thereunder, and any and all financing-related documents (including but not limited to subordination, non-disturbance and attornment agreements, pledges, and security agreements), (ii) all other and further documents, instruments, certificates, agreements, amendments, assignments, subleases, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law or his authorized designee, and (b) agree to such payments,

prorations, credits, deposits, holdbacks, escrows and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions.

SECTION 3. That all documents to be executed in connection with the transactions contemplated herein be subject to approval as to legal form and correctness as authorized by the Director of Law or his authorized designee.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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 5. 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:
Committee(s) Assigned:

Journal _____
_____, 20__



Item Details:

Agency/Dept. Name:	County Engineer	Agency/Dept.Head Name:	Stan Kosilesky
Type of Request:	Agreement/Amendment		
Request Prepared by:	Tamala L. DiFilippo	Telephone No.	216/348-3932
SUMMARY OF REQUESTED ACTION:			
<u>A. SCOPE OF WORK SUMMARY</u>			
1. Department of Public Works is making an award on RQ24534 to Olmsted Township Board of Trustees for the sale of the Fitch Road Yard located at 7924 Fitch Road, Olmsted Township.			
Term: The sale is in the amount of \$210,000.00.			
<u>B. PROCUREMENT</u>			
1. The sale of this property was pursuant to State and County ordinances and a public bid process.			
2. The bids were accepted on September 14, 2012.			
<u>C. CONTRACTOR AND PROJECT INFORMATION</u>			
1. Purchaser: The Olmsted Township Board of Trustees 26900 Cook Road Olmsted Township, Ohio 44138 Council District 1			
2. The representative for the purchaser is the Olmsted Twp. Board of Trustees			
3.a. The address for the property is as follows: Brentwood Development Site 7924 Fitch Road Olmsted Township, Ohio 44138			
3.b. The project is located in Council District #1			

D. PROJECT STATUS AND PLANNING

1. The project is new to the County.

E. FUNDING

1. This project is Revenue Generated.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: Explanation:

Total Amount Requested:

\$

ATTACHMENTS:

[Click to download](#)

No Attachments Available

History

Time

Who

Approval



County Council of Cuyahoga County, Ohio

Resolution No. R2013-0253

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Procurement & Diversity	A Resolution making an award on RQ27498 to OfficeMax Incorporated in the amount not-to-exceed \$2,300,000.00 for furnishing and delivering office supplies to various County departments for the period 12/1/2013 - 11/30/2015; 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.
-------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, the County Executive FitzGerald/Fiscal Officer/Office of Procurement & Diversity has recommended an award on RQ27498 to OfficeMax Incorporated in the amount not-to-exceed \$2,300,000.00 for furnishing and delivering office supplies to various County departments for the period 12/1/2013 - 11/30/2015; and

WHEREAS, this project is funded from the General Fund and the Health and Human Services Levy Funds; 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 the County.

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ27498 to OfficeMax Incorporated in the amount not-to-exceed \$2,300,000.00 for furnishing and delivering office supplies to various County departments for the period 12/1/2013 - 11/30/2015.

SECTION 2. That 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 for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council,



Item Details:

Agency/Dept. Name:	Office of Procurement and Diversity	Agency/Dept. Head Name:	Lenora Lockett
Type of Request:	Contract/Amendment		
Request Prepared by:	Samantha Powell	Telephone No.	443-7048

SUMMARY OF REQUESTED ACTION:

Title: OPD 2013 Contract with Office Max for Furnishing and Delivering Office Supplies for Various County Departments RQ27498

A. Scope of Work Summary

1. The Office of Procurement and Diversity is requesting approval of a contract with OfficeMax North America, Inc. in the amount not-to-exceed \$2,300,000.00 for Furnishing and Delivering Office Supplies to Various County Departments for the period December 1, 2013 through November 30, 2015, with the option to extend for one additional year.
2. The primary goal of the project are to have office supplies able to be ordered and delivered within a business day from online ordering, using the government cooperative pricing through Sourcing Office.

3. Requesting this item be declared a necessity that this Resolution become immediately effective.

B. Procurement

1. The procurement method for this project was approval of an Alternative Procurement Process, approved on BC2013-133. The total value of the contract is \$2,300,000.00.
2. Pricing from US Communities, NJPA and Ohio State Contract was used for comparison.

C. Contractor and Project Information

1. The address of the vendor is:
OfficeMax North America, Inc.
263 Shuman Boulevard
Naperville, Illinois 60563
There is no County Council representation as the vendor is out-of-state.

2. The President and CEO for the vendor is: Ravi Saligram
 A list of all company officers is attached.

3a. The contract will be applied to all county courts, agencies, offices, departments and divisions and is County-wide.

3b. All Council Districts.

D. Project Status and Planning

1. This project occurs on an as-needed basis, approximately every 3 years.

2. Requesting this item be declared a necessity that this Resolution become immediately effective.

E. Funding

1. The project is funded using General Fund and HHS Levy Funds.
 A breakdown is attached.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source:	Explanation:
General Fund	General / HHS Funding
Total Amount Requested:	
\$2,300,000.00	

ATTACHMENTS:

- Click to download
- [Index Code Breakdown](#)
 - [Findings for Recovery](#)
 - [Alternative Procurement Approval](#)
 - [Office Max-Signature Authority](#)
 - [Sourcing Office-Signature Authority](#)
 - [Primary Ownership](#)
 - [Terms and Conditions \(TAB\)](#)
 - [Incentives Agreement \(TAB\)](#)
 - [OM Workplace T&C \(TAB\)](#)
 - [Contract Cover-RQ27498 \(TAB\)](#)

History

Time	Who	Approval
	Office of Procurement & Diversity	

OFFICEMAX NORTH AMERICA, INC. OFFICER LIST

Ravi Saligram
President & Chief Executive Officer
263 Shuman Blvd.
Naperville, IL 60563

Jim Barr
Executive Vice President, Chief Digital Officer
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Vice President, Sales
263 Shuman Blvd.
Naperville, IL 60563

Tom Riccio
Vice President, New Business Development Large & Enterprise Accounts
263 Shuman Blvd.
Naperville, IL 60563

Chris Richardson
Vice President, Store Operations
263 Shuman Blvd.
Naperville, IL 60563

Geoffrey Roche
Vice President, Vendor Management
263 Shuman Blvd.
Naperville, IL 60563

Anthony Romero
Vice President, Retail Sales & Productivity
263 Shuman Blvd.
Naperville, IL 60563

Duane Rouba
Vice President, Client Portfolio Management
263 Shuman Blvd.
Naperville, IL 60563

Elvin Santana
Vice President, Business Development – SMB
263 Shuman Blvd.
Naperville, IL 60563

Stephanie Sgroi
Vice President, Business Development – SMB
263 Shuman Blvd.
Naperville, IL 60563

Joe Siemianowski
Vice President, Furniture
263 Shuman Blvd.
Naperville, IL 60563

Maureen Spelich
Vice President, Contact Centers
263 Shuman Blvd.
Naperville, IL 60563

Michael Steele
Vice President, Investor Relations
263 Shuman Blvd.
Naperville, IL 60563

Linda Stephan
Vice President, Client Portfolio Management
263 Shuman Blvd.
Naperville, IL 60563

Jeffrey Swiatek
Vice President, Business Development – SMB
263 Shuman Blvd.
Naperville, IL 60563

Tim Terry
Vice President, Information Technology
263 Shuman Blvd.
Naperville, IL 60563

Julie Treon
Vice President, Corporate Communications
263 Shuman Blvd.
Naperville, IL 60563

Frank A. Virella
Vice President, Merchandising
263 Shuman Blvd.
Naperville, IL 60563

John J. Voytilla
Vice President, Global Loss Prevention & CSO
263 Shuman Blvd.
Naperville, IL 60563

Ryon L. Wharton
Vice President, Controller - Retail
263 Shuman Blvd.
Naperville, IL 60563

Robert Wheatley
Vice President, Print
263 Shuman Blvd.
Naperville, IL 60563

John Cameron Willis
Vice President, Client Portfolio Management
263 Shuman Blvd.
Naperville, IL 60563

Katrina Willis
Vice President, Divisional Merchandising
263 Shuman Blvd.
Naperville, IL 60563

Tim Wilson
Vice President, Corporate Marketing & Direct
263 Shuman Blvd.
Naperville, IL 60563

Daniel Zettle
Vice President, Managing Director
HOPACO
OfficeMax
94-1489 Moaniani Street
Waipahu, HI 96797

Kindra Hansen
Assistant Secretary & Associate General Counsel
1111 W. Jefferson St., Suite 510
Boise, ID 83702

Brian Knothe
Assistant Secretary
263 Shuman Blvd.
Naperville, IL 60563

Dennis Radocha
Assistant Secretary & Associate General Counsel
1111 W. Jefferson St., Suite 510
Boise, ID 83702

{Subsidiaries\299010:0060:N0062164:24}

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0254

Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Cuyahoga Job and Family Services	A Resolution authorizing an amendment to Contract No. CE1200211-01 with United Way of Greater Cleveland for emergency food purchase and distribution to Cuyahoga County hunger centers and food pantries serving residents in need for the period 4/1/2012 – 12/31/2013 to extend the time period to 12/31/2014 and for additional funds in the amount not-to-exceed \$1,095,450.00; 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.
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WHEREAS, the County Executive/Department of Health and Human Services/Cuyahoga Job and Family Services has recommended an amendment to Contract No. CE1200211-01 with United Way of Greater Cleveland for emergency food purchase and distribution to Cuyahoga County hunger centers and food pantries serving residents in need for the period 4/1/2012 – 12/31/2013 to extend the time period to 12/31/2014 and for additional funds in the amount not-to-exceed \$1,095,450.00; and,

WHEREAS, the primary goals of the project are to: a) allocate County funds for the benefit of area hunger services serving needy citizens in Cuyahoga County, b) to provide administrative oversight of these funds, and c) provide ongoing evaluation of the success of this distribution method; and,

WHEREAS, this project is funded 100% through HHS levy dollars. Payments will be made by monthly invoice; 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 hereby authorizes an amendment to Contract No. CE1200211-01 with United Way of Greater Cleveland

for emergency food purchase and distribution to Cuyahoga County hunger centers and food pantries serving residents in need for the period 4/1/2012 – 12/31/2013 to extend the time period to 12/31/2014 and for additional funds in the amount not-to-exceed \$1,095,450.00.

SECTION 2. That the County Executive is authorized to execute all documents required in connection with said amendment.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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:
Committee(s) Assigned:

Journal _____
_____, 20__



24

Item Details:

Agency/Dept. Name:	Employment and Family Services	Agency/Dept. Head Name:	Joseph Gauntner
Type of Request:	Contract/Amendment		
Request Prepared by:	Robert K. Math	Telephone No.	216.987.6911

SUMMARY OF REQUESTED ACTION:

Title: Cuyahoga Job and Family Services 2014 United Way of GC Contract Amendment RQ#22977
 United Way Services of Greater Cleveland, Inc.
 Program: Emergency Food Purchase for Cuyahoga Residents

A. Scope of Work

1. CJFS is requesting approval of an amendment with United Way Services in the amount of \$1,095,450.00. The planned start-completion dates are January 1, 2014 - December 31, 2014.
 2. This amendment changes the value and is the second (2nd) amendment of the contract. The history of the amendments is:
 - a) Contract; 2012(partial yr): \$ 821,587.50
 - b) Amend #1; 2013: \$1,095,450.00
 - c) Proposed Amend#2; 2014: \$1,095,450.00
- Total: \$3,012,487.50

B. Procurement

1. There was no formal procurement method. This was a result of on-going discussion between the Executive Office of Cuyahoga County and United Way Services.
2. Amendment received OPD approval to process on 9/25/13. NOVUS document attached for review.

C. Contractor and Project Information

1. United Way Services of Greater Cleveland, Inc.
 1331 Euclid Avenue

Cleveland, Ohio 44115
Council District 07
2. Bill Kitson, President & CEO

D. Project Status and Planning

1. The project reoccurs annually.

E. Funding

1. The project is funded 100% through HHS Levy Funds.
2. Payments are made monthly.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Other

Explanation for Increase/Decrease in \$ Amount for current request:

Extension of time

Financial Information:

Funding source: **Explanation:**

Total Amount Requested:

\$1,095,450.00

ATTACHMENTS:

Click to download

- [Justification OPD Approval RQ22977](#)
- [Dept Acknowledgement](#)
- [Contract Amend 2 United Way of GC RQ22977](#)
- [Signature Authorization UW of GC](#)
- [Ins Cert UW of GC](#)
- [Workers Comp Cert UW of GC](#)
- [Auditors Findings UW of GC](#)
- [Contract UW of GC 2012](#)
- [Contract Amend 1 UW of GC 2013](#)
- [Contract Eval UW of GC](#)
- [Revised History](#)
- [Contract Cover-TAB](#)
- [Voucher](#)

History

Time

10/29/2013 2:41 PM

Who

Office of Procurement & Diversity

Clerk of the Board

Approval

Yes

CONTRACT EVALUATION FORM

(To be completed in its entirety by user department for all contract renewals or amendments.)

Contractor: United Way of Greater Cleveland.

Contract No.: CE-1200211-01

Time Period: 4/1/2012 through 12/31/2012

Service Description:

United Way of Greater Cleveland serves as the fiscal agent to perform the administrative duties related to the distribution, monitoring, and oversight of Cuyahoga County funds to meet the emergency food needs in the county.

Currently, the Hunger Network of Greater Cleveland on behalf of their 35 affiliated hunger centers purchase food from the Cleveland Foodbank. In addition the United Way is responsible for providing administrative oversight of County funds, ensuring there is a diverse inventory of food, and providing on-going evaluation of the success of this method of distribution.

Original Contract Amount: \$ 821,587.50

Amendment Amount (s): (1) \$1,095,450.00 **Period:** 1/1/2013 through 12/31/2013

Performance Indicators:

Provide administrative oversight of County funds and use them as pre-paid grants to the 35-Hunger Centers so that each Hunger Center may access any product on the inventory list on an equal basis. Provide a diverse inventory of food with a percentage available that is over 74% nutritious. Conduct on-going evaluations of the success of the distribution delineated in the agreement from all appropriate perspectives, including monthly surveys of agencies and clients to ascertain trends and other relevant observations.

Actual performance versus performance indicators (include statistics):

During the program's 8 months of operations, United Way has overseen the distribution of food to 35 Hunger Centers and over 4,332,000 lbs of food for an average cost of \$0.247 per lb. After 2 quarters the program has served over 186,500 participants from 80,980 households.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Ratings:

The Provider is working on surveying centers and clients as to their satisfaction of service and potential areas to improve. Key issues identified from surveys include: 1) not enough variety of meat; 2) Not enough fresh fruit/vegetables; 3) Lack of non-food items (toiletries) and 4) Not enough milk.

Cuyahoga Job and Family Services
User Department

9/10/2013
Date

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0255

Sponsored by: County Executive FitzGerald/Department of Health and Human Services/ Division of Community Initiatives/Office of Early Childhood	A Resolution authorizing amendments to an agreement and contracts with various providers for Universal Pre-Kindergarten services to extend the time period to 7/31/2014 and for additional funds; authorizing the County Executive to execute the amendments 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/Department of Health and Human Services/ Division of Community Initiatives/Office of Early Childhood has submitted amendments to an agreement and contracts with various providers for Universal Pre-Kindergarten services to extend the time period to 7/31/2014 and for additional funds; and,

WHEREAS, the amendments with various providers for Universal Pre-Kindergarten services are as follows:

- 1) for the period 8/27/2012 - 7/31/2013 to extend the time period to 7/31/2014 and for additional funds for the following:
 - i) No. AG1200027-01 with Brooklyn City School District in the amount of \$59,473.24,
- 2) for the period 8/1/2012 - 7/31/2013 to extend the time period to 7/31/2014 and for additional funds for the following:
 - i) No. CE1200536-01 with Achievement Centers for Children in the amount of \$39,712.76,
 - ii) No. CE1200537-01 with Ganon Gil Preschool of the Temple Tifereth Israel, Inc. in the amount of \$62,350.41,
 - iii) No. CE1200538-01 with Hanna Perkins School in the amount of \$80,057.57,
 - iv) No. CE1200532-01 with Cassandra Rene Thompson in the amount of \$31,758.15,

- v) No. CE1200533-01 with Ericka L. Elmore in the amount of \$36,950.00,
- vi) No. CE1200534-01 with Positive Beginnings Childcare & Preschool in the amount of \$19,068.53,
- vii) No. CE1200535-01 with Yolanda Casas-Knight in the amount of \$47,741.39,
- viii) No. CE1200529-01 with Catholic Charities Community Services Corporation – Riverside Head Start in the amount of \$35,562.60,
- ix) No. CE1200530-01 with Catholic Charities Community Services Corporation – St. Martin de Porres Head Start in the amount of \$35,632.60,
- x) No. CE1200531-01 with Catholic Charities Community Services Corporation – St. Philip Neri Head Start in the amount of \$167,562.18,
- xi) No. CE1200525-01 with Center for Families and Children Bingham Early Learning Center in the amount of \$136,012.82,
- xii) No. CE1200526-01 with Center for Families and Children – Mather Early Learning Center in the amount of \$98,016.32,
- xiii) No. CE1200527-01 with Center for Families and Children – McMillan Early Learning Center in the amount of \$252,318.54,
- xiv) No. CE1200528-01 with Center for Families and Children – Wade Early Learning Center in the amount of \$180,148.84,
- xv) No. CE1200521-01 with Early Childhood Enrichment Center, Inc. in the amount of \$237,786.33.
- xvi) No. CE1200523-01 with Kiddie City Child Care Community, Inc. in the amount of \$217,916.85,
- xvii) No. CE1200524-01 with Parma Pre-School, Inc. in the amount of \$164,535.03,
- xviii) No. CE1200512-01 with The Cleveland Music School Settlement in the amount of \$48,566.15,

- xix) No. CE1200513-01 with The East End Neighborhood House Association in the amount of \$100,626.96,
- xx) No. CE1200514-01 with The Merrick House in the amount of \$81,803.72,
- xxi) No. CE1200515-01 with The Young Women’s Christian Association of Greater Cleveland, Ohio in the amount of \$163,191.34,
- xxii) No. CE1200509-01 with West Side Ecumenical Ministry – Archwood Head Start in the amount of \$100,904.92,
- xxiii) No. CE1200510-01 with West Side Ecumenical Ministry – Gilbert Head Start in the amount of \$3,781.20,
- xxiv) No. CE1200511-01 with West Side Ecumenical Ministry – Youth & Family Learning Center in the amount of \$103,937.31; and,

WHEREAS, the primary goals of the project are to provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten; and,

WHEREAS, funding for the agreement with Brooklyn City School District is 100% from Health and Human Services Levy, and funding for the various contracts is 90.1% from Health and Human Services Levy and 9.9% from private grant dollars; 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 amendments to an agreement and contracts with various providers for Universal Pre-Kindergarten services to extend the time period to 7/31/2014 and for additional funds as follows:

- 1) for the period 8/27/2012 - 7/31/2013 to extend the time period to 7/31/2014 and for additional funds for the following:
 - i) No. AG1200027-01 with Brooklyn City School District in the amount of \$59,473.24,

- 2) for the period 8/1/2012 - 7/31/2013 to extend the time period to 7/31/2014 and for additional funds for the following:
- i) No. CE1200536-01 with Achievement Centers for Children in the amount of \$39,712.76,
 - ii) No. CE1200537-01 with Ganon Gil Preschool of the Temple Tifereth Israel, Inc. in the amount of \$62,350.41,
 - iii) No. CE1200538-01 with Hanna Perkins School in the amount of \$80,057.57,
 - iv) No. CE1200532-01 with Cassandra Rene Thompson in the amount of \$31,758.15,
 - v) No. CE1200533-01 with Ericka L. Elmore in the amount of \$36,950.00,
 - vi) No. CE1200534-01 with Positive Beginnings Childcare & Preschool in the amount of \$19,068.53,
 - vii) No. CE1200535-01 with Yolanda Casas-Knight in the amount of \$47,741.39,
 - viii) No. CE1200529-01 with Catholic Charities Community Services Corporation – Riverside Head Start in the amount of \$35,562.60,
 - ix) No. CE1200530-01 with Catholic Charities Community Services Corporation – St. Martin de Porres Head Start in the amount of \$35,632.60,
 - x) No. CE1200531-01 with Catholic Charities Community Services Corporation – St. Philip Neri Head Start in the amount of \$167,562.18,
 - xi) No. CE1200525-01 with Center for Families and Children Bingham Early Learning Center in the amount of \$136,012.82,
 - xii) No. CE1200526-01 with Center for Families and Children – Mather Early Learning Center in the amount of \$98,016.32,
 - xiii) No. CE1200527-01 with Center for Families and Children – McMillan Early Learning Center in the amount of \$252,318.54,
 - xiv) No. CE1200528-01 with Center for Families and Children – Wade Early Learning Center in the amount of \$180,148.84,

- xv) No. CE1200521-01 with Early Childhood Enrichment Center, Inc. in the amount of \$237,786.33.
- xvi) No. CE1200523-01 with Kiddie City Child Care Community, Inc. in the amount of \$217,916.85,
- xvii) No. CE1200524-01 with Parma Pre-School, Inc. in the amount of \$164,535.03,
- xviii) No. CE1200512-01 with The Cleveland Music School Settlement in the amount of \$48,566.15,
- xix) No. CE1200513-01 with The East End Neighborhood House Association in the amount of \$100,626.96,
- xx) No. CE1200514-01 with The Merrick House in the amount of \$81,803.72,
- xxi) No. CE1200515-01 with The Young Women’s Christian Association of Greater Cleveland, Ohio in the amount of \$163,191.34,
- xxii) No. CE1200509-01 with West Side Ecumenical Ministry – Archwood Head Start in the amount of \$100,904.92,
- xxiii) No. CE1200510-01 with West Side Ecumenical Ministry – Gilbert Head Start in the amount of \$3,781.20, and
- xxiv) No. CE1200511-01 with West Side Ecumenical Ministry – Youth & Family Learning Center in the amount of \$103,937.31.

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

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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:

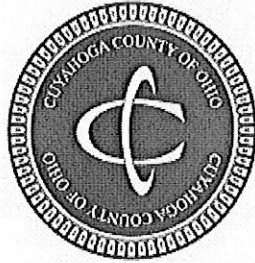
County Council President Date

County Executive Date

Clerk of Council Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 20____



14

Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept.Head Name:	Rebekah Dorman
Type of Request:	Contract/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572

SUMMARY OF REQUESTED ACTION:

Office of Early Childhood, submitting amendments to contracts with Achievement Centers for Children for Universal Pre-Kindergarten (UPK) services to extend the time period to 08/01/2012 - 07/31/2014 and for additional funds in the amount not-to-exceed \$39,712.76.

Title:

Office of Early Childhood
2013
Achievement Centers for Children
Contract Amendments

Universal Pre-Kindergarten (UPK)**A. Scope of Work Summary**1. Office of Early Childhood requesting approval of amendment with Achievement Centers for Children for the anticipated cost of \$71,473.76 not-to-exceed in the aggregate (combined value of original contract and proposed amendment). The anticipated start-completion dates are extending to 08/01/2012- 07/31/2014.2. The primary goals of the project are provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten.**B. Procurement**1. The procurement method for this project was RFP (RQ#23133). The total value of the RFP is \$3,351,695.00.2. The RFP was closed on May 9, 2012.3. There were 35 proposals representing 53 sites pulled from OPD, 32 proposals representing 50 sites were submitted for review, 19 proposal representing 30 sites were approved.**C. Contractor and Project Information**1. The address(es) of the vendors is (provide the full address in the following format):1a. Achievement Centers for Children
4255 Northfield Rd.
Highland Hills, OH 44039

Council District 92a. The Owner/Administrator for the contractor/vendor is Patricia W. Nobili3a. The address or location of the project is: Achievement Centers for Children
4255 Northfield Rd.

Highland Hills, OH 44039

Council District **9D. Project Status and Planning**1. The project is an extension of an existing project. 2. The project's term has already begun. The reason there was a delay in this request is the need for additional time to consult with the Law Department regarding contract language and to determine contract amounts based on funds available.E. Funding1. The overall Universal Pre-Kindergarten project is funded 90.1% by the Health and Human services levy, 9.9% private grant dollars. 2. The schedule of payments is monthly by invoice.3. The project is amendments to contracts. These amendments change the values and terms and are the first amendment of the contracts. The history of the amendments is:

The Achievement Centers for Children

Original Contract Amount: \$31,761.00

Amendment I Amount: \$39,712.76

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these contracts is to allow the Achievement Centers for Children to provide UPK services for the 2013-2014 school year. This provider previously provided UPK services during the 2012-13 school year.

Achievement Centers for Children

4255 Northfield Rd.

Highland Hills, OH 44039

Contact person: Donna Hefner McClure, 216-292-9700

Explanation for late submittal:

Late submittal is due to legal department verifying contract language for insurance requirements and for providers to obtain documentation of coverage.

Contract/Agreement Information:

Procurement Method:

RFP (Request for Proposal)

Explanation for Increase/Decrease in \$ Amount for current request:

To provide program and services for the upcoming school year

Financial Information:

Funding source: Other	Explanation: Health and Human Services Levy and Private Grant funds
Total Amount Requested: \$39,712.76	

ATTACHMENTS:

Click to download

- [Dept of Acknowledgment](#)
- [ACC UPK Contract Amendment#1 2013-2014 Cover](#)
- [ACC signed UPK Contract Amendment#1 2013-2014](#)
- [ACC Signature of Authority](#)
- [ACC Cert of Liability Ins](#)
- [ACC Workers' Comp Cert](#)
- [ACC Auditor of State](#)
- [ACC SOS](#)
- [ACC UPK Contract Amendment#1 2013-2014 History](#)
- [ACC UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [ACC UPK Contract 2012-2013](#)
- [UPK Prior Resolution Nos.](#)

History

Time

10/30/2013 11:12 AM

Who

Office of Procurement &
Diversity

Clerk of the Board

Approval

Yes



CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Achievement Centers for Children

Contract/Agreement No.: CE1200536-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$31,761.00

Prior Amendment(s) Amount(s): N/A

- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.

User Department
s: evaluation

8/14/13

Date



15

Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept.Head Name:	Rebekah Dorman
Type of Request:	Agreement/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572
SUMMARY OF REQUESTED ACTION:			
Office of Early Childhood, submitting an amendment to an agreement (AG1200027) with Brooklyn City School District for Universal Pre-Kindergarten services to extend the time period to 08/01/2012 - 07/31/2014 and for additional funds in the amount not-to-exceed \$59,473.24.			
Title:			
Office of Early Childhood 2013 Brooklyn City School District Agreement Amendment No. 1			
Universal Pre-Kindergarten (UPK) A. Scope of Work Summary 1. Office of Early Childhood requesting approval of an amendment with Brooklyn City School District for services for the anticipated net aggregated cost of \$145,782.24, not-to-exceed. The anticipated start-completion dates are extending to 08/22/2012 through 07/31/2014.2. The primary goals of the project are to provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten. B. Procurement 1. There was no procurement method for this vendor on this project; the Brooklyn City School District is a public entity. A Justification for Other Than Full and Open Competition has been submitted separately. (Justification: Office of Early Childhood/Invest in Children 2013 UPK Contract Amendment Public School districts RQ#23133)2.N/A3. N/AC.			
Contractor and Project Information 1. Brooklyn City School District 9200 Biddulph Road Brooklyn, Ohio 44144 Council District 32. The Director for the contractor/vendor is Lori Bobincheck.3.The address or location of the project is:Brooklyn City School District			

9200 Biddulph Road
Brooklyn, Ohio 44144

Council District 3D. **Project Status and Planning**1. The project reoccurs annually. 2. The project's term has already begun. The reason there was a delay in this request is due to the need to consult with the Law Department regarding contract language and to determine contract amounts based on available funds.**E. Funding**1. The project is funded 100% by the Health and Human Services Levy. 2. The schedule of payments is monthly.3. The project is amendments to contracts. These amendments change the values and terms and are the first amendment of the contracts. The history of the amendments is:

Brooklyn City Schools

Original Agreement Amount: \$86,308.80

Amendment I Amount: \$59,473.24

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these contracts is to allow the Brooklyn City School District to provide UPK services for the 2013-14 school year at Brooklyn City School. Brooklyn City School District previously provided UPK services during the 2012-13 school year.

Site Locations & Contact Person:

Brooklyn City School District
9200 Biddulph Road
Brooklyn, Ohio 44144

Lori Bobincheck, 216-485-8136

Explanation for late submittal:

Late submittal is due to verifying and collecting all required documentation via Legal Dept. for this new award cycle.

Contract/Agreement Information:

Procurement Method:

Exempt from Competitive Bid Requirements

Explanation for Increase/Decrease in \$ Amount for current request:

This is a new contract cycle and the funds being requested are the original amounts.

Financial Information:

Funding source:	Explanation:
Other	This Pre-Kindergarten project is funded 100% by the Health and Human services levy
Total Amount Requested:	
\$59,473.24	

ATTACHMENTS:

Click to download

- [Department of Acknowledgement](#)
- [Brooklyn School District 2013 - 2014 Contract Cover](#)
- [Brooklyn City School District UPK Amendment #1 2013-2014](#)
- [Brooklyn City School District Signature Authority](#)
- [Brooklyn City School District Liability Insur.](#)
- [Brooklyn City School District Workers' Compensation Cert.](#)
- [Brooklyn City Schools Auditor of State](#)
- [Brooklyn City School District UPK Contract Amendment #1 History](#)
- [Brooklyn City School District UPK Contract Amendment #1 Evaluation](#)
- [Prior Resolution Nos. for Brooklyn City School District & East Cleveland City Schools](#)
- [Brooklyn City S.D. 2012-13 Contract](#)

History

Time	Who	Approval
10/16/2013 12:11 PM	Office of Procurement & Diversity Clerk of the Board	Yes



CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Brooklyn City School District

Contract/Agreement No.: AG1200027-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$86,309.00

Prior Amendment(s) Amount(s): N/A

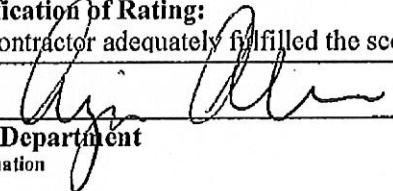
- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

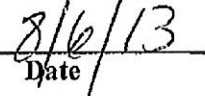
Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

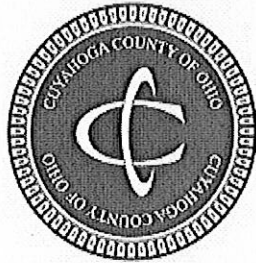
Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.



User Department
s: evaluation



Date



16 a-d

Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept.Head Name:	Rebekah Dorman
Type of Request:	Contract/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572
SUMMARY OF REQUESTED ACTION:			
<p>Office of Early Childhood, submitting various amendments to contracts with various providers for Universal Pre-Kindergarten services to extend the time period to 08/01/2012 - 07/31/2014 and for additional funds in the aggregate amount not-to-exceed \$135,518.07 (combined value of all amendments).</p> <p>Title: Office of Early Childhood 2013 Various UPK Providers Contract Amendments No. 1</p> <p>Universal Pre-Kindergarten (UPK)A. Scope of Work Summary1. Office of Early Childhood requesting approval of amendments with various providers for the anticipated cost of \$232,238.07 not-to-exceed in the aggregate (combined value of all original contracts and proposed amendments). The anticipated start-completion dates are extending to 08/01/2012- 07/31/2014.2. The primary goals of the project are provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten.B. Procurement1. The procurement method for this project was RFP (RQ#23133). The total value of the RFP is \$3,351,695.00.2. The RFP was closed on May 9, 2012.3. There were 35 proposals representing 53 sites pulled from OPD, 32 proposals representing 50 sites were submitted for review, 19 proposal representing 30 sites were approved.C. Contractor and Project Information1. The address(es) of the vendors is (provide the full address in the following format):1a. Cassandra Rene Thompson 1063 Roanoke Rd. Cleveland Hts., OH 44121 Council District 102a. The Owner/Administrator for the contractor/vendor is Cassandra Rene Thompson3.a The address or location of the project is:Cassandra Rene Thompson</p>			

1063 Roanoke Rd.
Cleveland Hts., OH 44121
Council District 101b. Ericka L. Elmore
10711 Tacoma Ave.

Cleveland, OH 44108
Council District 72b. The Owner/Administrator for the contractor/vendor is Ericka L. Elmore3b. The address or location of the project is: Ericka L. Elmore
10711 Tacoma Ave.
Cleveland, OH 44108

Council District 71c. Positive Beginnings Childcare & Preschool
26801 Farringdon Ave.
Euclid, OH 44132

Council District 112c. The Owner/Administrator for the contractor/vendor is Brenda Assian3c. The address or location of the project is:Positive Beginnings Childcare & Preschool
26801 Farringdon Ave.
Euclid, OH 44132

Council District 111d. Yolanda Casas-Knight
17028 Scottsdale Blvd.
Shaker Hts., OH 44120

Council District 92d. The Owner/Administrator for the contractor/vendor is Yolanda Casas-Knight3d. The address or location of the project is:Yolanda Casas-Knight
17028 Scottsdale Blvd.
Shaker Hts., OH 44120

Council District **9D. Project Status and Planning**1. The project is an extension of an existing project. 2. The project's term has already begun. The reason there was a delay in this request is the need for additional time to consult with the Law Department regarding contract language and to determine contract amounts based on funds available.**E. Funding**1. The overall Universal Pre-Kindergarten project is funded 90.1% by the Health and Human services levy, 9.9% private grant dollars. 2. The schedule of payments is monthly by invoice.3. The project is amendments to contracts. These amendments change the values and terms and are the first amendment of the contracts. The history of the amendments is:**Cassandra Rene Thompson**

Original Contract Amount: \$28,752.00

Amendment I Amount: \$31,758.15**Ericka L. Elmore**

Original Contract Amount: \$20,045.00

Amendment I Amount: \$36,950.00**Positive Beginnings Childcare & Preschool**

Original Contract Amount: \$10,563.00

Amendment I Amount: \$19,068.53**Yolanda Casas-Knight (Best of Both Worlds)**

Original Contract Amount: \$37,360.00

Amendment I Amount: \$47,741.39

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family

engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these contracts is to allow the Cassandra R. Thompson, Ericka L. Elmore, Positive Beginnings Childcare & Preschool, and Yolanda Casas-Knight to provide UPK services for the 2013-14 school year. These providers previously provided UPK services during the 2012-2013 school year.

Cassandra Rene Thompson
1063 Roanoke Rd.
Cleveland Hts., OH 44121
Contact Person: Cassandra Renee Thompson, 216-382-5046

Ericka L. Elmore
10711 Tacoma Ave.
Cleveland, OH 44108
Contact Person: Ericka L. Elmore, 216-421-0263

Positive Beginnings Childcare & Preschool
26801 Farringdon Ave.
Euclid, OH 44132
Contact Person: Brenda Assian, 216-731-9282

Yolanda Casas-Knight
17028 Scottsdale Blvd.
Shaker Hts., OH 44120
Contact Person: Yolanda Casas-Knight, 216-295-3576

Explanation for late submittal:

Late submittal is due to Legal Dept. verifying contract language on insurance requirements and providers efforts to obtain documentation.

Contract/Agreement Information:

Procurement Method:
RFP (Request for Proposal)

Explanation for Increase/Decrease in \$ Amount for current request:
To provide program and services for the upcoming school year

Financial Information:

Funding source:	Explanation:
Other	Health and Human Services Levy dollars

Total Amount Requested:

\$155,563.07

ATTACHMENTS:

Click to download

- [Dept. Acknowledgement](#)
- [Cassandra Thompson UPK Contract Amendment#1 2013-2014 Cover](#)
- [Cassandra Thompson signed Contract Amendment](#)
- [Cassandra Thompson Signature of Authority](#)
- [Cassandra Thompson Cert. of Liability Ins.](#)
- [Cassandra Thompson Auto Ins.](#)
- [Cassandra Thompson Auditor of State](#)
- [Cassandra Thompson SOS Cert.](#)
- [Cassandra Thompson UPK Contract Amendment #1 Evaluation](#)
- [Cassandra Thompson UPK Contract Amendment #1 History](#)
- [Cassandra Thompson 2012-13 Contract](#)
- [Ericka Elmore UPK Contract Amendment #1 Cover](#)
- [Ericka Elmore UPK Contract Amendment#1 2013-2014](#)
- [Ericka Elmore Signature of Authority](#)
- [Ericka Elmore Cert. of Liability Insur.](#)
- [Ericka Elmore Auditor of State](#)
- [Ericka Elmore UPK Contract Amendment #1 History](#)
- [Ericka Elmore UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [Erika Elmore 2012-13 Contract](#)
- [Positive Beginnings UPK Contract Amendment#1 Cover](#)
- [Positive Beginnings signed UPK Contract Amendment #1 2013-2014](#)
- [Positive Beginnings Signature of Authority](#)
- [Positive Beginnings Cert. of Liability Ins.](#)
- [Positive Beginnings Auditor of State](#)
- [Positive Beginnings Secretary of State](#)
- [Positive Beginnings UPK Contract Amendment#1 2013-2014 History](#)
- [Positive Beginnings UPK Contract Amendment#1 Evaluation](#)
- [Positive Beginnings 2012-13 Contract](#)
- [Yolanda Casas-Knight UPK Contract Amendment #1 Cover](#)
- [Yolanda Casas-Knight signed UPK Contract Amendment#1 2013-2014](#)
- [Yolanda Casas-Knight UPK Contract Amendment#1 Signature of Authority](#)
- [Yolanda Casas-Knight Cert of Liability Ins.](#)
- [Yolanda Casas-Knight Auto Ins](#)
- [Yolanda Casas-Knight Auditor of State](#)
- [Yolanda Casas-Knight UPK Contract Amendment#1 History](#)
- [Yolanda Casas-Knight UPK Contract Amendment#1 Evaluation](#)
- [Yolanda Casas Knight 2012-13 Contract](#)
- [UPK Contract Prior Resolutions](#)

History

Time

Who

Office of Procurement &
Diversity

Approval

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Cassandra R. Thompson

Contract/Agreement No.: CE1200532-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$28,752.00

Prior Amendment(s) Amount(s): N/A

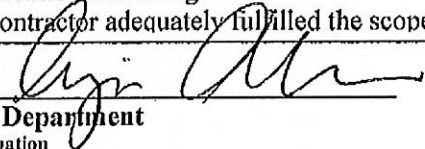
- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.


User Department
s: evaluation

8/14/13
Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: **Ericka L. Elmore**

Contract/Agreement No.: **CE1200533-01** Time Period: **08/01/2012 – 07/31/2013**

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$20,045.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
 Above Average
 Average
 Below Average
 Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.

User Department
s: evaluation

8/14/13
Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Positive Beginnings Childcare & Preschool

Contract/Agreement No.: CE1200534-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$10,563.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.

User Department
s: evaluation

Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Yolanda Casas-Knight

Contract/Agreement No.: CE1200535-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$37,360.00

Prior Amendment(s) Amount(s): N/A

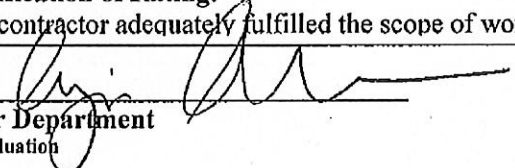
- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

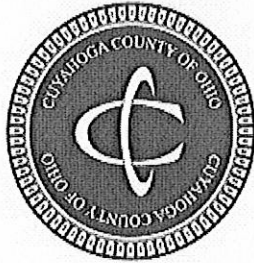
Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.


User Department
s: evaluation

10/9/13
Date



17a-c

Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept.Head Name:	Rebekah Dorman
Type of Request:	Contract/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572
SUMMARY OF REQUESTED ACTION:			
<p>Office of Early Childhood, submitting an amendment to various contracts with Catholic Charities Community Services Corporation (multiple locations) for the Universal Pre-Kindergarten Program (UPK) services for the Invest In Children Program to extend the time period to August 1, 2012 - July 31, 2014 and for additional funds in the amount not-to-exceed \$238,757.38 (total amount of all amendments).</p>			
<p>Title: Office of Early Childhood 2013 Catholic Charities Community Services Corporation Contract Amendments</p>			
<p>Universal Pre-Kindergarten (UPK)A. Scope of Work Summary1. Office of Early Childhood requesting approval of amendments with various providers for the anticipated cost of \$433,528.58 not-to-exceed in the aggregate (combined amount of all original contracts and all proposed amendments). The anticipated start-completion dates are being extended to 08/01/2012- 07/31/2014.2. The primary goals of the project are provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten.B. Procurement1. The procurement method for this project was RFP (RQ#23133). The total value of the RFP is \$3,351,695.00.2. The RFP was closed on May 9, 2012.3. There were 35 proposals representing 53 sites pulled from OPD, 32 proposals representing 50 sites were submitted for review, 19 proposal representing 30 sites were approved.C. Contractor and Project Information1. The address(es) of the vendors is:Catholic Charities Community Services Corporation 7911 Detroit Ave. Cleveland, OH 44102</p>			

Council District 32. The Owner/Administrator for the contractor/vendor is Bernadette Washington. The address or location of the project is: 3a. Catholic Charities Community Services Corporation- Riverside Head Start
17800 Parkmount
Cleveland, OH 44135

Council District 23b. Catholic Charities Community Services Corporation- St. Martin de Porres Head Start
1264 E. 123rd St.
Cleveland, OH 44108

Council District 103c. Catholic Charities Community Services Corporation- St. Philip Neri Head Start
799 E. 82nd St.
Cleveland, OH 44103

Council District 7D. **Project Status and Planning** 1. The project is an extension of an existing project. 2. The project's term has already begun. The reason there was a delay in this request is the need for additional time to consult with the Law Department regarding contract language and to determine contract amounts based on funds available. E. Funding 1. The overall Universal Pre-Kindergarten project is funded 90.1% by the Health and Human services levy, 9.9% private grant dollars. 2. The schedule of payments is monthly by invoice. 3. The project is amendments to contracts. These amendments change the values and terms and are the first amendment of the contracts. The history of the amendments is: **Catholic Charities Community Services Corporation- Riverside**

Head Start Original Contract Amount: \$6,473.60

Amendment I Amount: \$35,562.60 **Catholic Charities Community Services Corporation- St. Martin de Porres Head Start** Original Contract Amount: \$6,473.60

Amendment I Amount: \$35,632.60 **Catholic Charities Community Services Corporation- St. Philip Neri Head Start** Original Contract Amount: \$181,824.00

Amendment I Amount: \$167,562.18

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these contracts is to allow the Catholic Charities Community Services Corporation to provide UPK services for the 2013-14 school year at their Riverside Head Start, St. Martin de Porres Head Start, and St. Philip Neri Head Start sites. Catholic Charities Community Services Corporation previously provided the UPK services during the 2012 -2013 school year. Catholic Charities Community Services Corporation- Riverside Head Start

17800 Parkmount
Cleveland, OH 44135

Contact Person: Michelle Curry, 216-334-2942 Catholic Charities Community Services Corporation- St. Martin de Porres Head Start

1264 E. 123rd St.
 Cleveland, OH 44108
 Contact Person: Michelle Curry, 216-334-2942 Catholic Charities Community Services Corporation- St. Philip Neri Head Start
 799 E. 82nd St.
 Cleveland, OH 44103
 Contact Person: Michelle Curry, 216-334-2942

Explanation for late submittal:

The reason for the late submittal is due to Legal Dept. verifying contract language about insurance requirements and providers needing time to obtain documentation of coverage.

Contract/Agreement Information:

Procurement Method:

RFP (Request for Proposal)

Explanation for Increase/Decrease in \$ Amount for current request:

The increase request will fund and additional year of program services.

Financial Information:

Funding source:

Other

Explanation:

Health and Human Services Levy dollars

Total Amount Requested:

\$238,757.38

ATTACHMENTS:

Click to download

- [Dept. Acknowledgement Form](#)
- [CCC: Riverside HS UPK Contract Amendment#1 2013-2014 Cover](#)
- [CCC: Riverside HS signed UPK Contract Amendment#1 2013-2014](#)
- [CCC: UPK Contract Amendment#1 2013-2014 History](#)
- [CCC: Riverside HS UPK Contract Amendment #1 2013-2014 Evaluation](#)
- [Riverside 2012-13 Contract](#)
- [CCC: St Martin De Porres H S Contract Amendment#1 2013-2014 Cover](#)
- [CCC: St Martin De Porres H S signed UPK Contract Amendment#1 2013-2014](#)
- [CCC: St Martin De Porres H S Contract Amendment#1 2013-2014 History](#)
- [CCC: St Martin De Porres H S UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [St. Martin de Porres 2012-13 Contract](#)
- [CCC: St Philip Neri H S UPK Contract Amendment#1 2013-2014 Cover](#)
- [CCC: St Philip Neri H S signed UPK Contract Amendment#1 2013-2014](#)
- [CCC: St Philip Neri H S UPK Contract Amendment#1 2013-2014 History](#)
- [CCC: St Philip Neri H S UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [St. Philip Neri 2012-13 Contract](#)
- [CCC Signature of Authority](#)
- [CCC Cert of Liability Ins](#)
- [CCC Workers' Comp Cert](#)
- [CCC Auditor of State](#)
- [CCC SOS](#)
- [UPK Prior Resolutions](#)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Catholic Charities Community Services Corporation- Riverside Head Start

Contract/Agreement No.: CE1200529-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$6,473.60

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

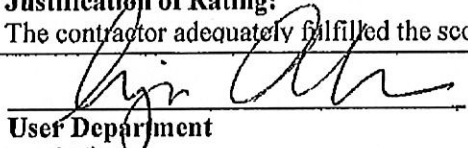
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.


User Department
s: evaluation


Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Catholic Charities Community Services Corporation- St. Martin de Porres Head Start

Contract/Agreement No.: CE1200530-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$6,473.60

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
 Above Average
 Average
 Below Average
 Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.

User Department
s: evaluation

Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Catholic Charities Community Services Corporation- St. Philip Neri Head Start

Contract/Agreement No.: CE1200530-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$181,824.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

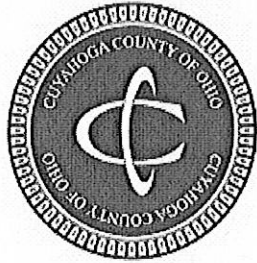
- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.


User Department
s: evaluation


Date



18a-d

Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept. Head Name:	Rebekah Dorman
Type of Request:	Contract/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572

SUMMARY OF REQUESTED ACTION:

Office of Early Childhood, submitting various amendments to various contracts with The Centers for Families and Children for Universal Pre-Kindergarten services to extend the time period to 08/01/2012 - 07/31/2014 and for additional funds in the amount not-to-exceed \$666,496.52 (combined total of all proposed amendments).

Title: Office of Early Childhood
2013
Centers for Families and Children
Contract Amendments

Universal Pre-Kindergarten (UPK)**A. Scope of Work Summary**1. Office of Early Childhood requesting approval of amendments with various providers for the anticipated cost of \$1,284,962.52 not-to-exceed in the aggregate (combined total of all original contracts plus all proposed amendments). The anticipated start-completion dates are being extended to 08/01/2012- 07/31/2014.2. The primary goals of the project are provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten.**B. Procurement**1. The procurement method for this project was RFP (RQ#23133). The total value of the RFP is \$3,351,695.00.2. The RFP was closed on May 9, 2012.3. There were 35 proposals representing 53 sites pulled from OPD, 32 proposals representing 50 sites were submitted for review, 19 proposal representing 30 sites were approved.**C. Contractor and Project Information**1. The address(es) of the vendors is:Center for Families and Children
4500 Euclid Ave.
Cleveland, OH 44103
Council District 72. The Owner/Administrator for the contractor/vendor is Sharon Sobol

Jordan3. The address or location of the project is:3a.Center for Families and Children- Bingham

2421 Central Ave.
Cleveland, OH 44115

Council District 83b. Center for Families and Children- Mather
9203 Union Ave.

Cleveland, OH 44105

Council District 83c. Center for Families and Children- McMillan
1941 S. Taylor Rd.

Cleveland Hts., OH 44118

Council District 103d. Center for Families and Children- Wade
9111 Yale Ave.

Cleveland, OH 44108

Council District 7D. **Project Status and Planning**1. The project is an extension of an existing project. 2. The project's term has already begun. The reason there was a delay in this request is the need for additional time to consult with the Law Department regarding contract language and to determine contract amounts based on funds available. E. Funding1. The overall Universal Pre-Kindergarten project is funded 90.1% by the Health and Human services levy, 9.9% private grant dollars. 2. The schedule of payments is monthly by invoice.3. The project is amendments to contracts. These amendments change the values and terms and are the first amendment of the contracts. The history of the amendments is:**Center for Families and Children- Bingham**

Original Contract Amount: \$114,598.00

Amendment I Amount: \$136,012.82**Center for Families and Children-Mather**

Original Contract Amount: \$114,485.00

Amendment I Amount: \$98,016.32**Center for Families and Children- McMillan**

Original Contract Amount: \$191,083.00

Amendment I Amount: \$252,318.54**Center for Families and Children- Wade**

Original Contract Amount: \$198,300.00

Amendment I Amount: \$180,148.84

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these contracts is to allow Centers for Families and Children to provide UPK services for the 2013-14 school year at their Bingham, Mather, McMillan and Wade child care sites. The Centers for Families and Children previously provided UPK services during the 2012-13 school year. Center for Families and Children- Bingham

2421 Central Ave.
Cleveland, OH 44115

Contact person: Sharon Sobol Jordan, 216-325-9290 Center for Families and Children-

Mather
 9203 Union Ave.
 Cleveland, OH 44105
 Contact person: Sharon Sobol Jordan, 216-325-9290 Center for Families and Children-McMillan
 1941 S. Taylor Rd.
 Cleveland Hts., OH 44118
 Contact person: Sharon Sobol Jordan, 216-325-9290 Center for Families and Children-Wade
 9111 Yale Ave.
 Cleveland, OH 44108
 Contact person: Sharon Sobol Jordan, 216-325-9290

Explanation for late submittal:

Late submittal is due to Legal Dept verifying contract language regarding insurance requirements and providers obtaining documentation of coverage.

Contract/Agreement Information:

Procurement Method:

RFP (Request for Proposal)

Explanation for Increase/Decrease in \$ Amount for current request:

Extending program and services for upcoming school year.

Financial Information:

Funding source:

Other

Explanation:

Health and Human Services Levy and Private grant funds

Total Amount Requested:

\$666,496.52

ATTACHMENTS:

Click to download

- [Dept Acknowledgement Form](#)
- [CFC: Bingham UPK Contract Amendment#1 2013-2014 Cover](#)
- [CFC: Bingham signed UPK Contract Amendment#1 2013-2014](#)
- [CFC: Bingham UPK Contract Amendment#1 2013-2014 History](#)
- [CFC: Bingham UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [CFC: Bingham 2012-2013 UPK Contract](#)
- [CFC: Mather UPK Contract Amendment#1 2013-2014 Cover](#)
- [CFC: signed Mather UPK Contract Amendment#1 2013-2014](#)
- [CFC: Mather UPK Contract Amendment#1 History](#)
- [CFC: Mather UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [CFC: Mather 2012-2013 UPK Contract](#)
- [CFC: McMillan UPK Contract Amendment#1 Cover](#)
- [CFC: McMillan signed UPK Contract Amendment#1 2013-2014](#)
- [CFC: McMillan UPK Contract Amendment#1 2013-2014 History](#)
- [CFC: McMillan UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [CFC: MCMillan 2012-2013 UPK Contract](#)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: The Centers for Families and Children- Bingham

Contract/Agreement No.: CE1200525-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$114,598.00

Prior Amendment(s) Amount(s): N/A

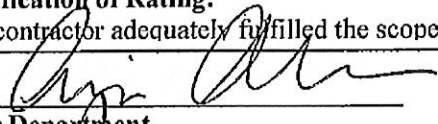
- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.



User Department
s: evaluation

8/14/13
/Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: The Centers for Families and Children- Mather

Contract/Agreement No.: CE1200526-01,02 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$114,485.00

Prior Amendment(s) Amount(s): N/A

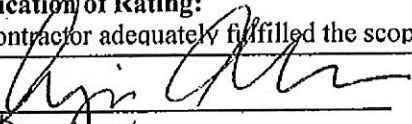
- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.



User Department
s: evaluation

8/14/13
Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: The Centers for Families and Children- McMillan

Contract/Agreement No.: CE1200527-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$191,083.00

Prior Amendment(s) Amount(s): N/A

- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

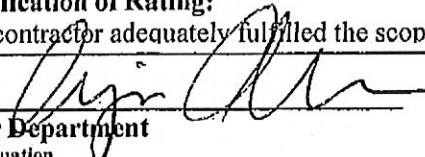
Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.

User Department
s: evaluation



8/13/13
Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: The Centers for Families and Children- Wade

Contract/Agreement No.: CE1200528-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$198,300.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

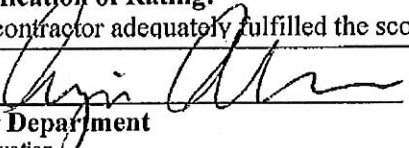
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.


User Department
s: evaluation

8/19/13
Date



19ad

Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept. Head Name:	Rebekah Dorman
Type of Request:	Contract/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572

SUMMARY OF REQUESTED ACTION:

Office of Early Childhood, submitting an amendment to various contracts with Early Childhood Enrichment Center, Inc.; Kiddie City Child Care Community, Inc.; Gannon Gil Preschool of The Temple Tifereth Israel, Inc.; Hanna Perkins School for the Universal Pre-Kindergarten Program (UPK) services for the Investment In Children Program to extend the time period to August 1, 2012 - July 31, 2014 and for additional funds in the amount not-to-exceed \$598,111.16 (combined value of all proposed amendments).

Title: Office of Early Childhood
2013

Early Childhood Enrichment Center, Inc.; Kiddie City Child Care Community, Inc.; Gannon Gil Preschool of The Temple Tifereth Israel, Inc.; Hanna Perkins School
Contract Amendments

Universal Pre-Kindergarten (UPK)**A. Scope of Work Summary**1. Office of Early Childhood requesting approval of amendments with Early Childhood Enrichment Center, Inc.; Kiddie City Child Care Community, Inc.; Gannon Gil Preschool of The Temple Tifereth Israel, Inc.; Hanna Perkins School for the anticipated cost of \$1,021,145.16 not-to-exceed in the aggregate (combined value of original contracts and all proposed amendments). The anticipated start-completion dates are being extended to 08/01/2012- 07/31/2014.2. The primary goals of the project are provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten.**B. Procurement**1. The procurement method for this project was RFP. The total value of the RFP is \$3,351,695.00.2. The RFP was closed on May 9, 2012.3. There were 35 proposals representing 53 sites pulled from OPD, 32 proposals representing 50 sites were submitted for review, 19 proposal representing 30 sites were approved.**C.**

Contractor and Project Information1. The address(es) of the vendors is (provide the full address in the following format):1a. Early Childhood Enrichment Center
19824 Sussex Rd.

Shaker Hts., OH 44122

Council District 92a. The Owner/Administrator for the contractor/vendor is Lynn Prange3.a

The address or location of the project is:Early Childhood Enrichment Center

19824 Sussex Rd.

Shaker Hts., OH 44122

Council District 91b. Kiddie City Child Care Community, Inc.

20110 Wilmore Ave.

Euclid, OH 44123

Council District 112b. The Owner/Administrator for the contractor/vendor is Jennifer

Boger3b. The address or location of the project is:Kiddie City Child Care Community, Inc.

20110 Wilmore Ave.

Euclid, OH 44123

Council District 111b. Ganon Gil Preschool of The Temple Tifereth Israel, Inc.

26000 Shaker Blvd.

Beachwood, OH 44122

Council District 112b. The Owner/Administrator for the contractor/vendor is Lori Kowitz3b.

The address or location of the project is: Ganon Gil Preschool of The Temple Tifereth Israel, Inc.

26000 Shaker Blvd.

Beachwood, OH 44122

Council District 111c. Hanna Perkins School

19910 Malvern

Shaker Hts., OH 44122

Council District 92c. The Owner/Administrator for the contractor/vendor is Karen Baer3c.

The address or location of the project is:Hanna Perkins School

19910 Malvern

Shaker Hts., OH 44122

Council District 9D. **Project Status and Planning**1. The project is an extension of an

existing project. 2. The project's term has already begun. The reason there was a delay in

this request is the need for additional time to consult with the Law Department regarding

contract language and to determine contract amounts based on funds available. **E.**

Funding1. The overall Universal Pre-Kindergarten project is funded 90.1% by the Health

and Human services levy, 9.9% private grant dollars. 2. The schedule of payments is

monthly by invoice.3. The project is amendments to contracts. These amendments change

the values and terms and are the first amendment of the contracts. The history of the

amendments is:

Early Childhood Enrichment Center, Inc.

Original Contract Amount: \$164,664.00

Amendment I Amount: \$237,786.33

Kiddie City Child Care Community, Inc.

Original Contract Amount: \$175,530.00

Amendment I Amount: \$217,916.85**Ganon Gil Preschool of The Temple Tifereth**

Israel, Inc.

Original Contract Amount: \$46,407.00
Amendment I Amount: \$62,350.41 **Hanna Perkins School**
Original Contract Amount: \$36,433.00
Amendment I Amount: \$80,057.57

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these contracts is to allow the Early Childhood Enrichment Center, Inc. Kiddie City Child Care Community, Inc., Ganon Gil Preschool of The Temple Tifereth Israel, and Hanna Perkins School to provide UPK services for the 2013-14 school year. These centers previously provided UPK services during the 2012-2013 school year. Early Childhood Enrichment Center
19824 Sussex Rd.

Shaker Hts., OH 44122

Contact Person: Lynn Prange, 216-991-9761 Kiddie City Child Care Community, Inc.
20110 Wilmore Ave.

Euclid, OH 44123

Contact person: Jennifer Boger, 216-481-9044 Ganon Gil Preschool of The Temple Tifereth Israel, Inc.

26000 Shaker Blvd.

Beachwood, OH 44122

Contact person: Lori Kowit, 216-831-3233 Hanna Perkins School

19910 Malvern

Shaker Hts., OH 44122

Contact person: Karen Baer, 216-991-4472

Explanation for late submittal:

The reason for the late submittal is due to the legal dept. verifying contract language regarding insurance requirements and providers obtaining documentation of coverage.

Contract/Agreement Information:

Procurement Method:

RFP (Request for Proposal)

Explanation for Increase/Decrease in \$ Amount for current request:

This increase requested to provide program services for an additional year.

Financial Information:

Funding source:

Other

Explanation:

This project will be funded by Health & Human Services levy dollars

and grant funds from the Gund Foundation previously appropriated in the Office of Early Childhood operating and categorical grant budgets.

Total Amount Requested:

\$598,111.16

ATTACHMENTS:

Click to download

- [Dept Acknowledgement Form](#)
- [ECEC UPK Contract Amendment#1 2013-2014 Cover](#)
- [ECEC signed UPK Contract Amendment#1 2013-2014](#)
- [ECEC Signature of Authority](#)
- [ECEC Cert of Liability Ins](#)
- [ECEC Workers' Comp Cert](#)
- [ECEC Auditor of State](#)
- [ECEC SOS](#)
- [ECEC UPK Contract Amendment#1 2013-2014 History](#)
- [ECEC UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [ECEC 2012-2013 signed UPK Contract](#)
- [Kiddie City UPK Contract Amendment#1 2013-2014 Cover](#)
- [Kiddie City signed UPK Contract Amendment#1 2013-2014](#)
- [Kiddie City Signature of Authority](#)
- [Kiddie City Cert of Liability Ins](#)
- [Kiddie City Workers' Comp Cert](#)
- [Kiddie City Auditor of State](#)
- [Kiddie City SOS](#)
- [Kiddie City UPK Contract Amendment#1 2013-2014 History](#)
- [Kiddie City UPK Contract Amendment #1 2013-2014 Evaluation](#)
- [Kiddie City signed 2012-2013 UPK Contract](#)
- [Hanna Perkins UPK Contract Amendment#1 2013-2014 Cover](#)
- [Hanna Perkins signed UPK Contract Amendment#1 2013-2014](#)
- [Hanna Perkins Signature of Authority](#)
- [Hanna Perkins Cert of Liability Ins](#)
- [Hanna Perkins Workers' Comp Cert](#)
- [Hanna Perkins Auditor of State](#)
- [Hanna Perkins SOS](#)
- [Hanna Perkins UPK Contract Amendment#1 2013-2014 History](#)
- [Hanna Perkins UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [Hann Perkins signed 2012-2013 UPK Contract](#)
- [Ganon Gil UPK Contract Amendment#1 2013-2014 Cover](#)
- [Ganon Gil signed UPK Contract Amendment#1 2013-2014](#)
- [Ganon Gil Signature of Authority](#)
- [Ganon Gil Cert of Liability Ins](#)
- [Ganon Gil Workers' Comp Cert](#)
- [Ganon Gil Auditor of State](#)
- [Ganon Gil Secretary of State](#)
- [Ganon Gil UPK Contract Amendment#1 2013-2014 History](#)
- [Ganon Gil UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [Ganon Gil 2012-2013 UPK Contract](#)
- [UPK Prior Resolutions](#)

History

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Kiddie City Child Care Community, Inc.

Contract/Agreement No.: CE1200523-01,02 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$175,530.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.

User Department
s: evaluation

Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Early Childhood Enrichment Center, Inc.

Contract/Agreement No.: CE1200521-01,02 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$164,664.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.


User Department
s: evaluation


Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Ganon Gil Preschool of The Temple Tifereth Israel, Inc.

Contract/Agreement No.: CE1200537-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$46,407.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.

User Department
s: evaluation

8/14/13
Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Hanna Perkins Preschool

Contract/Agreement No.: CE1200538-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$36,433.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.

User Department
s: evaluation

8/14/13

Date



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Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept.Head Name:	Rebekah Dorman
Type of Request:	Contract/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572
SUMMARY OF REQUESTED ACTION:			
Office of Early Childhood, submitting amendments to contracts with The East End Neighborhood House Association for Universal Pre-Kindergarten services to extend the time period to 08/01/2012 - 07/31/20014 and for additional funds in the amount not-to-exceed \$100,626.96.			
Title:			
Office of Early Childhood 2013 The East End Neighborhood House Association Contract Amendments Universal Pre-Kindergarten (UPK) A. Scope of Work Summary 1. Office of Early Childhood requesting approval of amendments with various providers for the anticipated cost of \$229,519.96 not-to-exceed in the aggregate (combined value of original contracts and proposed amendments). The anticipated start-completion dates are extending to 08/01/2012- 07/31/2014.2. The primary goals of the project are provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten. B. Procurement 1. The procurement method for this project was RFP (RQ#23133). The total value of the RFP is \$3,351,695.00.2. The RFP was closed on May 9, 2012.3. There were 35 proposals representing 53 sites pulled from OPD, 32 proposals representing 50 sites were submitted for review, 19 proposal representing 30 sites were approved. C. Contractor and Project Information 1. The address(es) of the vendors is (provide the full address in the following format):1. The East End Neighborhood House Association 2749 Woodhill Rd. Cleveland, OH 44104			

Council District 72. The Owner/Administrator for the contractor/vendor is Zulma Zabala3. The address or location of the project is: The East End Neighborhood House Association 2749 Woodhill Rd. Cleveland, OH 44104

Council District 7D. **Project Status and Planning**1. The project is an extension of an existing project. 2. The project's term has already begun. The reason there was a delay in this request is the need for additional time to consult with the Law Department regarding contract language and to determine contract amounts based on funds available.E. Funding1. The overall Universal Pre-Kindergarten project is funded 90.1% by the Health and Human services levy, 9.9% private grant dollars. 2. The schedule of payments is monthly by invoice.3. The project is amendments to contracts. These amendments change the values and terms and are the first amendment of the contracts. The history of the amendments is:

The East End Neighborhood House Association

Original Contract Amount: \$128,893.00
Amendment I Amount: \$100,626.96

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these contracts is to allow The East End Neighborhood House Association to provide UPK services for the 2013-2014 school year. This provider previously provided UPK services during the 2012-13 school year.

The East End Neighborhood House Association
2749 Woodhill Rd.
Cleveland, OH 44104
Contact person: Zulma Zabala, 216-707-6000

Explanation for late submittal:

Late submittal is due to legal department verifying contract language regarding insurance requirements and providers obtaining documentation of coverage.

Contract/Agreement Information:

Procurement Method:

RFP (Request for Proposal)

Explanation for Increase/Decrease in \$ Amount for current request:

To provide program and services for the upcoming school year

Financial Information:

Funding source: Other	Explanation: Health and Human Services Levy and Private Grant funds
Total Amount Requested: \$100,626.96	

ATTACHMENTS:

Click to download

- [Dept of Acknowledgment Form](#)
- [East End Contract Amendment #1 2013-14 Cover](#)
- [East End signed UPK Contract Amendment#1 2013-2014](#)
- [East End Signature of Authority](#)
- [East End Cert of Liability Ins](#)
- [East End Workers' Comp Cert](#)
- [East End Auditor of State](#)
- [East End SOS](#)
- [East End UPK Contract Amendment#1 2013-2014 History](#)
- [East End UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [East End UPK Contract 2012-2013](#)
- [UPK Prior Resolution Nos.](#)

History

Time

Who

Office of Procurement &
Diversity

Approval



CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: The East End Neighborhood House Association

Contract/Agreement No.: CE1200513-01 **Time Period:** 08/01/2012 -- 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$128,893.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

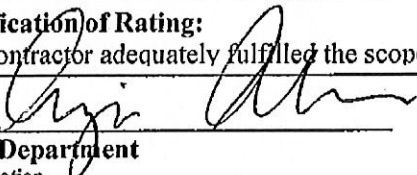
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.


User Department
s: evaluation

8/14/13
Date



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Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept.Head Name:	Rebekah Dorman
Type of Request:	Contract/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572
SUMMARY OF REQUESTED ACTION:			
Office of Early Childhood, submitting amendments to contracts with Parma Pre-School, Inc. for Universal Pre-Kindergarten services to extend the time period to 08/01/2012 - 07/31/2014 and for additional funds in the amount not-to-exceed \$164,535.03.			
Title:			
Office of Early Childhood 2013 Parma Pre-School, Inc. Contract Amendment No. 1			
Universal Pre-Kindergarten (UPK) A. Scope of Work Summary 1. Office of Early Childhood requesting approval of amendments with Parma Pre-School, Inc. for the anticipated cost of \$335,720.03 not-to-exceed in the aggregate. The anticipated start-completion dates are extending to 08/01/2012- 07/31/2014.2. The primary goals of the project are provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten. B. Procurement 1. The procurement method for this project was RFP (RQ#23133). The total value of the RFP is \$3,351,695.00.2. The RFP was closed on May 9, 2012.3. There were 35 proposals representing 53 sites pulled from OPD, 32 proposals representing 50 sites were submitted for review, 19 proposal representing 30 sites were approved. C. Contractor and Project Information 1. The address(es) of the vendors is (provide the full address in the following format):1. Parma Pre-School, Inc. 5280 Broadview Rd. Parma, OH 44134 Council District 4			

2. The Owner/Administrator for the contractor/vendor is Kim Surniak³. The address or location of the project is:Parma Pre-School, Inc.
5280 Broadview Rd.
Parma, OH 44134

Council District 4D. **Project Status and Planning**¹. The project is an extension of an existing project. 2. The project's term has already begun. The reason there was a delay in this request is the need for additional time to consult with the Law Department regarding contract language and to determine contract amounts based on funds available.E. Funding¹. The overall Universal Pre-Kindergarten project is funded 90.1% by the Health and Human services levy, 9.9% private grant dollars. 2. The schedule of payments is monthly by invoice.³. The project is amendments to contracts. These amendments change the values and terms and are the first amendment of the contracts. The history of the amendments is:

Parma Pre-School, Inc.

Original Contract Amount: \$171,185.00

Amendment I Amount: \$164,535.03

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these contracts is to allow the Parma Pre-School, Inc. to provide UPK services for the 2013-2014 school year. This provider previously provided UPK services during the 2012-13 school year. Parma Pre-School, Inc.

5280 Broadview Rd.
Parma, OH 44134
Contact person: Kim Surniak, 440-238-0193

Explanation for late submittal:

Late submittal is due to the legal department verifying contract language regarding insurance requirements and vendors needing time to obtain documentation of coverage.

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Increase is due to meet program and service needs for the current school year

Financial Information:

Funding source: **Explanation:**

Other	Health and Human Services Levy and Private Grant funds
Total Amount Requested: \$164,535.03	

ATTACHMENTS:

Click to download

- [Dept of Acknowledgement Form](#)
- [Parma Preschool UPK Contract Amendment#1 2013-2014 Cover](#)
- [Parma Preschool signed UPK Contract Amendment#1 2013-2014](#)
- [Parma Preschool Signature of Authority](#)
- [Parma Preschool Cert of Liability Ins](#)
- [Parma Preschool Workers' Comp Cert](#)
- [Parma Preschool Auditor of State](#)
- [Parma Preschool SOS](#)
- [Parma Preschool UPK Contract Amendment#1 2013-2014 History](#)
- [Parma Preschool UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [UPK Prior Resolution Nos.](#)
- [Parma Preschool UPK Contract 2012-2013](#)

History

Time

Who

Office of Procurement &
Diversity

Approval



CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Parma Pre-School, Inc.

Contract/Agreement No.: CE1200524-01,02 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$171,185.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
 Above Average
 Average
 Below Average
 Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.


User Department
s: evaluation

8/14/13
Date



22a-c

Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept.Head Name:	Rebekah Dorman
Type of Request:	Contract/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572
SUMMARY OF REQUESTED ACTION:			
Office of Early Childhood, submitting amendments to contracts with various providers for Universal Pre-Kindergarten services to extend the time period to 08/01/12 - 07/31/2014 and for additional funds in the amount not-to-exceed \$293,561.21 (combined amount of all proposed amendments).			
Title:			
Office of Early Childhood 2013 The Merrick House; The Young Women's Christian Association of Greater Cleveland, Ohio; The Cleveland Music School Settlement Contract Amendments Universal Pre-Kindergarten (UPK) Part 7 of 12			
<p>A. Scope of Work Summary1. Office of Early Childhood requesting approval of amendments with various providers for the anticipated cost of \$637,575.21 not-to-exceed in the aggregate (combined value of all contracts and all amendments). The anticipated start-completion dates are extending to 08/01/2012- 07/31/2014.2. The primary goals of the project are provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten.B. Procurement1. The procurement method for this project was RFP (RQ#23133). The total value of the RFP is \$3,351,695.00.2. The RFP was closed on May 9, 2012.3. There were 35 proposals representing 53 sites pulled from OPD, 32 proposals representing 50 sites were submitted for review, 19 proposal representing 30 sites were approved.C. Contractor and Project Information1. The address(es) of the vendors is (provide the full address in the following format):1a. The Merrick House</p>			

1050 Starkweather Ave.
Cleveland, OH 44113

Council District 72a. The Owner/Administrator for the contractor/vendor is Kathleen Marsh3.a The address or location of the project is:The Merrick House

1050 Starkweather Ave.
Cleveland, OH 44113

Council District 71c. The Young Women's Christian Association of Greater Cleveland, Ohio
4019 Prospect Ave.

Cleveland, OH 44103

Council District 72c. The Owner/Administrator for the contractor/vendor is Margaret A. Mitchell3c. The address or location of the project is:The Young Women's Christian Association of Greater Cleveland, Ohio

4019 Prospect Ave.

Cleveland, OH 44103

Council District 71d. The Cleveland Music School Settlement

11125 Magnolia Dr.

Cleveland, OH 44106

Council District 72d. The Owner/Administrator for the contractor/vendor is Charles D. Lawrence3d. The address or location of the project is:The Cleveland Music School Settlement

11125 Magnolia Dr.

Cleveland, OH 44106

Council District 7D. **Project Status and Planning**1. The project is an extension of an existing project. 2. The project's term has already begun. The reason there was a delay in this request is the need for additional time to consult with the Law Department regarding contract language and to determine contract amounts based on funds available.E. Funding1. The overall Universal Pre-Kindergarten project is funded 90.1% by the Health and Human services levy, 9.9% private grant dollars. 2. The schedule of payments is monthly by invoice.3. The project is amendments to contracts. These amendments change the values and terms and are the first amendment of the contracts with an exception to the contract with The Cleveland Music School Settlement. This amendment will be the second for that contract. The history of the amendments is:**The Merrick House**

Original Contract Amount: \$100,415.00

Amendment I Amount: \$81,803.72**The Young Women's Christian Association of Greater Cleveland, Ohio**

Original Contract Amount: \$165,679.00

Amendment I Amount: \$163,191.34**The Cleveland Music School Settlement**

Original Contract Amount: \$68,224.00

Amendment I Amount: \$9,696.00

Amendment II Amount: \$48,566.15

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK

Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these contracts is to allow Merrick House, East End Neighborhood House, the YWCA and the Cleveland Music School Settlement to provide UPK services for the 2013-14 school year. All four providers provided UPK program services for the 2012-13 school year. The Merrick House
1050 Starkweather Ave.

Cleveland, OH 44113

Contact person: Kathleen Marsh, 216-771-5077 The Young Women's Christian Association of Greater Cleveland, Ohio
4019 Prospect Ave.

Cleveland, OH 44103

Contact person: Margaret A. Mitchell, 216-881-6878 The Cleveland Music School Settlement
11125 Magnolia Dr.

Cleveland, OH 44106

Contact person: Charles D. Lawrence, 216-421-5806 x 163

Explanation for late submittal:

Late submittal is due to legal dept. verifying contract language and documentation.

Contract/Agreement Information:

Procurement Method:

RFP (Request for Proposal)

Explanation for Increase/Decrease in \$ Amount for current request:

To provide program and services for the upcoming school year.

Financial Information:

Funding source:

Other

Explanation:

Health and Human Services Levy funds

Total Amount Requested:

\$293,561.21

ATTACHMENTS:

Click to download

- [Dept of Acknowledgement Form](#)
- [Merrick House UPK Contract Amendment#1 2013-2014 Cover](#)
- [Merrick House signed UPK Contract Amendment#1 2013-2014](#)
- [Merrick House Signature of Authority](#)
- [Merrick House Cert of Liability Ins](#)
- [Merrick House Workers' Comp Cert](#)
- [Merrick House Auditor of State](#)
- [Merrick House SOS](#)
- [Merrick House UPK Contract Amendment#1 2013-2014 History](#)
- [Merrick House UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [Merrick House 2012-2013 UPK Contract](#)
- [YWCA UPK Contract Amendment#1 2013-2014 Cover](#)
- [YWCA signed UPK Contract Amendment#1 2013-2014](#)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: The Cleveland Music School Settlement

Contract/Agreement No.: CE1200512-01 **Time Period:** 08/01/2012 -- 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$68,224.00

Prior Amendment(s) Amount(s):
Amendment I- \$9,696.00

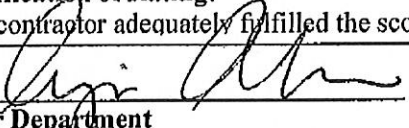
- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.



User Department
s: evaluation

8/14/13
Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: The Merrick House

Contract/Agreement No.: CE1200514-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$100,415.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.


User Department
s: evaluation

8/14/13
Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: The Young Women's Christian Association of Greater Cleveland, Ohio

Contract/Agreement No.: CE1200515-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$165,679.00

Prior Amendment(s) Amount(s): N/A

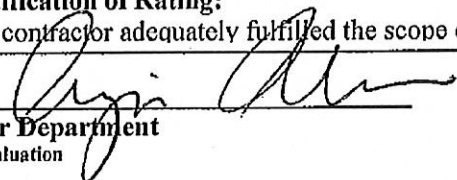
- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

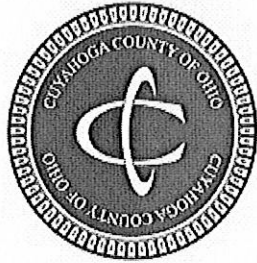
Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.


User Department
s: evaluation

8/14/13
Date



23 a-c

Item Details:

Agency/Dept. Name:	Administrator's Office/Office of Early Childhood	Agency/Dept. Head Name:	Rebekah Dorman
Type of Request:	Contract/Amendment		
Request Prepared by:	Anju Abdullah	Telephone No.	216-443-6572

SUMMARY OF REQUESTED ACTION:

Office of Early Childhood, submitting amendments to contracts with West Side Ecumenical Ministry for Universal Pre-Kindergarten services to extend the time period to 08/01/2012 - 07/31/2014 and for additional funds in the amount not-to-exceed \$208,623.43 (combined value of proposed amendments).

Title:

Office of Early Childhood
 2013
 West Side Ecumenical Ministry
 Contract Amendments
 Universal Pre-Kindergarten (UPK)

Part 5 of 12A. **Scope of Work Summary**1. Office of Early Childhood requesting approval of amendments with various providers for the anticipated cost of \$471,853.43 not-to-exceed in the aggregate (combined value of all contracts and proposed amendments.) The anticipated start-completion dates are extending to 08/01/2012- 07/31/2014.2. The primary goals of the project are provide an early care and education experience of a quality that will ensure that children 3 through 5 years of age are adequately prepared for kindergarten.**B. Procurement**1. The procurement method for this project was RFP (RQ#23133). The total value of the RFP is \$3,351,695.00.2. The RFP was closed on May 9, 2012.3. There were 35 proposals representing 53 sites pulled from OPD, 32 proposals representing 50 sites were submitted for review, 19 proposal representing 30 sites were approved.**C. Contractor and Project Information**1. The address(es) of the vendors is:West Side Ecumenical Ministry 5209 Detroit Ave. Cleveland, OH 44102 Council District 32. The Owner/Administrator for the contractor/vendor is Sharon Sobol

Jordan3. The address or location of the project is:3a.West Side Ecumenical Ministry- Archwood Head Start
2800 Archwood Ave.
Cleveland, OH 44102

Council District 33b. West Side Ecumenical Ministry- Gilbert Head Start
3258 W.58th St.
Cleveland, OH 44102

Council District 33c. West Side Ecumenical Ministry- Youth & Family Learning Center
5209 Detroit Ave.
Cleveland, OH 44102

Council District **3D. Project Status and Planning**1. The project is an extension of an existing project. 2. The project's term has already begun. The reason there was a delay in this request is the need for additional time to consult with the Law Department regarding contract language and to determine contract amounts based on funds available.**E.**

Funding1. The overall Universal Pre-Kindergarten project is funded 90.1% by the Health and Human services levy, 9.9% private grant dollars. 2. The schedule of payments is monthly by invoice.3. The project is amendments to contracts. These amendments change the values and terms and are the first amendment of the contracts. The history of the amendments is:**West Side Ecumenical Ministry- Archwood**

Original Contract Amount: \$98,341.00

Amendment I Amount: \$100,904.92**West Side Ecumenical Ministry- Gilbert**

Original Contract Amount: \$67,344.00

Amendment I Amount: \$3,781.20 **West Side Ecumenical Ministry- Youth & Family Learning Center**

Original Contract Amount: \$97,545.00

Amendment I Amount: \$103,937.31

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary purpose of the Universal Pre-Kindergarten (UPK) program is to assure that all 3- to 5-year-olds enrolled in a participating public or private child care center, preschool, or family child care home receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten. Programs will be required to meet specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan. The most important outcome of the program is the individual child's score on the Kindergarten Readiness Assessment – Literacy (KRA-L), a standardized readiness assessment administered in public and charter schools. The purpose of these contracts is to allow the West Side Ecumenical Ministry (WSEM) to provide UPK services for the 2013-14 school year at their Archwood Head Start, Gilbert Head Start, and Youth & Family Learning Center sites. WSEM previously provided UPK services during the 2012-13 school year. West Side Ecumenical Ministry- Archwood Head Start

2800 Archwood Ave.
Cleveland, OH 44102

Contact person: Sharon Sobol Jordan, 216-325-9290 West Side Ecumenical Ministry- Gilbert Head Start

3258 W.58th St.
Cleveland, OH 44102

Contact person: Sharon Sobol Jordan, 216-325-9290 West Side Ecumenical Ministry- Youth

& Family Learning Center
5209 Detroit Ave.
Cleveland, OH 44102
Contact person: Sharon Sobol Jordan, 216-325-9290

Explanation for late submittal:

Late submittal is due to legal dept. verifying contract language regarding insurance requirements and providers obtaining documentation documentation.

Contract/Agreement Information:

Procurement Method:

RFP (Request for Proposal)

Explanation for Increase/Decrease in \$ Amount for current request:

To provide programs and services for the upcoming school year

Financial Information:

Funding source:

Other

Explanation:

Health and Human Services Levy funds

Total Amount Requested:

\$208,623.43

ATTACHMENTS:

Click to download

- [Dept of Acknowledgment](#)
- [WSEM- Archwood UPK Contract Amendment#1 2013-2014 Cover](#)
- [WSEM- Archwood signed UPK Contract Amendment#1 2013-2014](#)
- [WSEM- Archwood UPK Contract Amendment#1 2013-2014 History](#)
- [WSEM-Archwood UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [WSEM- Archwood UPK Contract 2012-2013](#)
- [WSEM-Gilbert UPK Contract Amendment#1 2013-2014 Cover](#)
- [WSEM- Gilbert signed UPK Contract Amendment#1 2013-2014](#)
- [WSEM- Gilbert UPK Contract Amendment#1 2013-2014 History](#)
- [WSEM- Gilbert UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [WSEM-Gilbert UPK Contract 2012-2013](#)
- [WSEM- YFLC UPK Contract Amendment#1 2013-2014 Cover](#)
- [WSEM-YFLC signed UPK Contract Amendment#1 2013-2014](#)
- [WSEM-YFLC UPK Contract Amendment#1 2013-2014 History](#)
- [WSEM-YFLC UPK Contract Amendment#1 2013-2014 Evaluation](#)
- [WSEM- YFLC UPK Contract 2012-2013](#)
- [WSEM Signature of Authority](#)
- [WSEM Cert of Liability Ins](#)
- [WSEM Workers' Comp Cert](#)
- [WSEM Auditor of State](#)
- [WSEM SOS](#)
- [UPK Prior Resolutions](#)

History

Time

Who

Approval

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: West Side Ecumenical Ministry- Archwood Head Start

Contract/Agreement No.: CE1200509-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$98,341.00

Prior Amendment(s) Amount(s): N/A

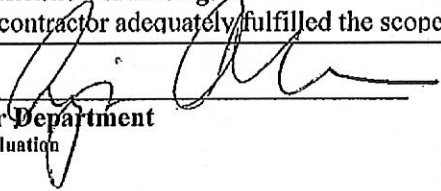
- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.


User Department
s: evaluation

10/9/13
Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: West Side Ecumenical Ministry- Gilbert Head Start

Contract/Agreement No.: CE1200510-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$67,344.00

Prior Amendment(s) Amount(s): N/A

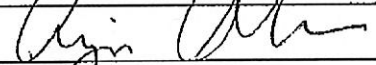
- Performance Indicators:**
- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
 - Provide professional development opportunities for staff.
 - Develop and implement an Action Plan to engage families in the program.
 - Link families with the appropriate resources as needed.
 - Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

- Actual performance versus performance indicators (include statistics):**
- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
 - Evidence of participation in on-going professional development was available during on-site monitoring.
 - The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
 - Referrals for service were documented in COPA in a timely manner.
 - Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:
The contractor adequately fulfilled the scope of work as set forth in the original contract.



User Department
s: evaluation

10/09/13

Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: West Side Ecumenical Ministry- Youth & Family Learning Center

Contract/Agreement No.: CE1200511-01 **Time Period:** 08/01/2012 – 07/31/2013

Service Description: To assure that all 3- to 5-year-olds enrolled receive care at a level of quality that is high enough to promote their development and encourage their readiness to enter kindergarten including meeting specific standards of quality, professional development, parent and family engagement, coordination with related systems, and accountability as outlined in the UPK Strategic Plan.

Original Contract/Agreement Amount: \$97,545.00

Prior Amendment(s) Amount(s): N/A

Performance Indicators:

- Provide developmentally appropriate activities and experiences that are aligned with Ohio's early Learning Content Standards.
- Provide professional development opportunities for staff.
- Develop and implement an Action Plan to engage families in the program.
- Link families with the appropriate resources as needed.
- Develop and implement a program improvement plan based on the results of on-site monitoring and classroom observations.

Actual performance versus performance indicators (include statistics):

- The contractor completed developmentally appropriate lesson plans and indicated alignment with Ohio's ELCS.
- Evidence of participation in on-going professional development was available during on-site monitoring.
- The contractor developed an Action plan in collaboration with families and submitted the required reporting documentation on time.
- Referrals for service were documented in COPA in a timely manner.
- Corrective action plans were submitted as required and the program developed and implemented a program improvement plan.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating:

The contractor adequately fulfilled the scope of work as set forth in the original contract.

User Department
s: evaluation

10/9/13

Date

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0256

<p>Sponsored by: County Executive FitzGerald/Department of Public Safety and Justice Services/Office of Emergency Management on behalf of 9-1-1 Consolidation Shared Services Fund Review Committee</p>	<p>A Resolution making a Cuyahoga County 9-1-1 Consolidation Shared Services Fund award to City of Bedford Heights on behalf of Southeast Council of Governments in the amount not-to-exceed \$1,160,000.00 for Public Safety Answering Point consolidation support for the period 11/1/2013 - 12/31/2014; authorizing the County Executive to execute the agreement and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive FitzGerald/Department of Public Safety and Justice Services/Office of Emergency Management and the 9-1-1 Consolidation Shared Services Fund Review Committee have recommended making a Cuyahoga County 9-1-1 Consolidation Shared Services Fund award to the City of Bedford Heights on behalf of the Southeast Council of Governments in the amount not-to-exceed \$1,160,000.00 for Public Safety Answering Point consolidation support for the period 11/1/2013 - 12/31/2014; and

WHEREAS, the primary goals of this project are: (a) To further the County's efforts under the 9-1-1 Consolidation Plan, by providing financial resources to communities engaging in the 9-1-1 Public Safety Answering Point (PSAP) consolidation efforts; and (b) to support the physical and technical infrastructure, professional services, equipment and upgrades needed to support consolidation; and

WHEREAS, this project is mandated by Chapter 708 of the Cuyahoga County Code; and

WHEREAS, this project is funded 100% by the 9-1-1 Wireless Assistance Fund; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue.

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

SECTION 1. That the Cuyahoga County Council hereby approves the Cuyahoga County 9-1-1 Consolidation Shared Services Fund award to the City of Bedford Heights on behalf of the Southeast Council of Governments in the amount not-to-exceed \$1,160,000.00 for Public Safety Answering Point consolidation support for the period 11/1/2013 - 12/31/2014.

SECTION 2. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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 3. 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

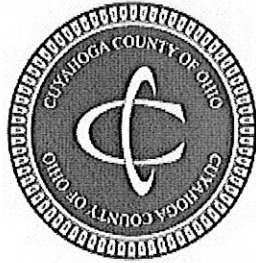
Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 20__



13

Item Details:

Agency/Dept. Name:	Department of Justice Affairs	Agency/Dept. Head Name:	Norberto Colon
Type of Request:	Grant App/Award/Agreement		
Request Prepared by:	Michelle Norton	Telephone No.	443-7722
SUMMARY OF REQUESTED ACTION:			
<p><i>I. NovusAgenda Summary of Requested Action - Form Title:</i> Public Safety & Justice Services, 2013, City of Bedford Heights {on behalf of the Southeast Council of Governments-to include City of Bedford, City of Bedford Heights, and City of Maple Heights} Agreement, 9-1-1 Consolidation Shared Services Fund Award <u>A. Scope of Work Summary</u></p> <p>1. Public Safety & Justice Services requesting approval of an Agreement with the City of Bedford Heights, on behalf of the Southeast Council of Governments for the anticipated cost not-to-exceed \$1,160,000.00. The anticipated start-completion dates are (11/01/2013 – 12/31/2014). 2. The primary goals of the project are:</p> <ul style="list-style-type: none"> A. To further County efforts under the 9-1-1 Consolidation Plan, by providing financial resources to communities engaging in 9-1-1 Public Safety Answering Point (PSAP) consolidation efforts. B. The Fund will support physical and technical infrastructure, professional services, equipment and upgrades needed to support consolidations. <p>3. The project is mandated by County Council of Cuyahoga County, Ohio Ordinance No. O2013-0010. <u>B. Procurement</u></p> <p>1. The procurement method for this project was by Application to the 9-1-1 Consolidation Shared Services Fund. 2. The award recommendation was made on 09/30/2013. 3. There was one application submitted for review to the 9-1-1 Consolidation Shared Services Fund Review Committee. <u>C. Contractor and Project Information</u></p> <p>1. The address(es) of all vendors and/or contractors is (provide the full address in the following format): City of Bedford Heights, Ohio 5661 Perkins Road Bedford Heights, Ohio 44146</p>			

Council District (9) 2. The (Mayor)for the contractor/vendor is (Fletcher D. Berger) D.
Project Status and Planning

1. The project (is new to the County). E. Funding
 1. The Award is funded (100% by the 9-1-1 Wireless Assistance Fund)
 2. The schedule of payment is (one time award.)

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The Southeast Council of Governments consolidation project involving the City of Bedford, City of Bedford Heights and City of Maple Heights will impact the Countywide 9-1-1 Consolidation Plan by: Primary PSAPs reduced by 2 (potential of more).

The intention of this consolidated dispatch center is to go live with a total of 4 positions with a potential for 12. The space has the ability to house more.

The Southeast group currently serves approximately 46,963 or nearly 4% of the population for Cuyahoga County.

Wireless 9 -1-1 and Landline calls totaled approximately 20,928 in 2012. This number does not reflect calls that came directly to a seven digit emergency number.

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source:	Explanation:
Other	9-1-1 Wireless Assistance Fund

Total Amount Requested:
 \$1,160,000.00

ATTACHMENTS:

Click to download

- [W-9 City of Bedford Heights](#)
- [Scope of Work-City of Bedford/SECOG Attachment I](#)
- [Cuyahoga County 9-1-1 Consolidation Shared Services Fund Guidance & Application - Attachment II](#)
- [Cuyahoga County Council O2013-0010 - Attachment III](#)
- [SECOG 911 CSSF Fund Request Exhibit A](#)
- [911 CSSF Financial Report Form - Exhibit B](#)
- [SECOG Request..Exhibit A Part 1](#)
- [SECOG Request..Exhibit A Part 2](#)
- [Auditors Search-City of Bedford Hts](#)
- [Requisition JA-13-28961](#)
- [Dept. Acknowledgement Form](#)
- [OPD Justification Approval 10.09.2013](#)
- [SECOG Award Rec Ltr](#)
- [City of Bedford Hts / SECOG Contract Cover](#)
- [Agreement City of Bedford Hts/SECOG 911 CSSF Award](#)

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0257

Sponsored by: County Executive FitzGerald/Department of Public Safety and Justice Services/Office of Emergency Management/Cuyahoga Emergency Communications System Section	A Resolution authorizing an agreement with City of Brecksville in the amount of \$10.00 for lease of radio tower space, located at 4450 Oakes Road, Brecksville, for the period 7/1/2013 - 6/30/2023; 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.
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WHEREAS, the County Executive FitzGerald/Department of Public Safety and Justice Services/Office of Emergency Management/Cuyahoga Emergency Communications System Section has submitted an agreement with City of Brecksville in the amount of \$10.00 for lease of radio tower space, located at 4450 Oakes Road, Brecksville, for the period 7/1/2013 - 6/30/2023; and

WHEREAS, the primary goal of this project is to maintain public safety radio equipment on the City of Brecksville's Tower located at 4450 Oakes Road, Brecksville, Ohio 44141; and

WHEREAS, this agreement is for a lease for ten years to rent tower space on the City of Brecksville's Tower, which rent is \$1.00/year for ten years for a total of \$10.00; 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 an agreement with the City of Brecksville in the amount of \$10.00 for lease of radio tower space, located at 4450 Oakes Road, Brecksville, for the period 7/1/2013 - 6/30/2023.

SECTION 2. That the County Executive is authorized to execute the agreement 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; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided



12

Item Details:

Agency/Dept. Name:	Department of Justice Affairs	Agency/Dept. Head Name:	Norberto Colon
Type of Request:	Agreement/Amendment		
Request Prepared by:	Tammy Blau	Telephone No.	216-443-3765

SUMMARY OF REQUESTED ACTION:

Title: Public Safety and Justice Services, 2013, City of Brecksville Radio Tower Lease Agreement

A. Scope of Work Summary

1. Department of Public Safety & Justice Services requesting approval of an agreement with the City of Brecksville in an amount no to exceed \$10.00 for the period June 1, 2013- June 30, 2023.
2. The primary goals of this project are:
To maintain public safety radio equipment on the City of Brecksville's Tower located at 4450 Oakes Rd., Breckville, OH 44141

B. Procurement

1. The procurement method for this project was a Justification for Other than Full and Open Competition for a Governmental Purchase RQ#: 27853

2. C. Contractor and Project Information

The address is:

City of Brecksville
9069 Brecksville Road
Brecksville, OH 44141

Council District: 6

The Mayor of the City of Brecksville is Jerry N. Hruby

D. Project Status and Planning

1. This Agreement is for a lease for ten years to rent tower space on the City of Brecksville Tower. The rent is \$1.00/year for 10 years for a total of \$10.00.

2. NA

3. NA

E. Funding

1. This project is 100% funded by CECOMS General Fund

2. The schedule of payments is \$1.00/year

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Agreement was updated to provide longer time period for lease and was submitted upon receipt from the City of Brecksville.

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source:	Explanation:
General Fund	CECOMS General Fund

Total Amount Requested:
\$

ATTACHMENTS:

Click to download

- [TAB- Agreement](#)
- [Auditor's Findings](#)
- [W-9 - City of Brecksville](#)
- [Agreement Cover](#)
- [Department Acknowledgement](#)

History

Time	Who	Approval
10/24/2013 12:04 PM	Office of Procurement & Diversity Clerk of the Board	Yes

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0258

Sponsored by: County Executive FitzGerald on behalf of Cuyahoga County Court of Common Pleas, Juvenile Division	A Resolution making awards on RQ27261 to various providers for Diagnostic Clinic psychologist and psychometrist services for the period 1/1/2014 - 12/31/2015; authorizing the County Executive to execute the master contract and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective.
------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, the County Executive/County Executive FitzGerald on behalf of Cuyahoga County Court of Common Pleas, Juvenile Division has recommended awards on RQ27261 to various providers for Diagnostic Clinic psychologist and psychometrist services for the period 1/1/2014 - 12/31/2015 as follows:

- a) Randall S. Baenen in the amount not-to-exceed \$21,000.00
- b) Michael J. Biscaro in the amount not-to-exceed \$3,000.00
- c) Thomas M. Evans in the amount not-to-exceed \$18,000.00
- d) Lynn A. Luna Jones in the amount not-to-exceed \$30,000.00
- e) Amy Justice, Ph.D., Inc. in the amount not-to-exceed \$80,000.00
- f) John Joseph Konieczny in the amount not-to-exceed \$25,000.00
- g) Kathryn M. Kozlowski in the amount not-to-exceed \$80,000.00
- h) Robert R. Kurtz in the amount not-to-exceed \$50,000.00
- i) Steven M. Neuhaus, Ph.D in the amount not-to-exceed \$24,000.00
- j) Terry B. Pinsoneault in the amount not-to-exceed \$50,000.00
- k) Douglas E. Waltman, Ph.D. in the amount not-to-exceed \$20,000.00
- l) Arcangela S. Wood in the amount not-to-exceed \$30,000.00
- m) Bethany A. Young-Lundquist in the amount not-to-exceed \$40,000.00
- n) Kathryn R. Ziemnik in the amount not-to-exceed \$36,500.00

WHEREAS, the primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic; 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 hereby makes an award on RQ27261 to various providers for Diagnostic Clinic psychologist and psychometrist services for the period 1/1/2014 - 12/31/2015 as follows:

- (a) Randall S. Baenen in the amount not-to-exceed \$21,000.00
- (b) Michael J. Biscaro in the amount not-to-exceed \$3,000.00
- (c) Thomas M. Evans in the amount not-to-exceed \$18,000.00
- (d) Lynn A. Luna Jones in the amount not-to-exceed \$30,000.00
- (e) Amy Justice, Ph.D., Inc. in the amount not-to-exceed \$80,000.00
- (f) John Joseph Konieczny in the amount not-to-exceed \$25,000.00
- (g) Kathryn M. Kozlowski in the amount not-to-exceed \$80,000.00
- (h) Robert R. Kurtz in the amount not-to-exceed \$50,000.00
- (i) Steven M. Neuhaus, Ph.D in the amount not-to-exceed \$24,000.00
- (j) Terry B. Pinsoneault in the amount not-to-exceed \$50,000.00
- (k) Douglas E. Waltman, Ph.D. in the amount not-to-exceed \$20,000.00
- (l) Arcangela S. Wood in the amount not-to-exceed \$30,000.00
- (m) Bethany A. Young-Lundquist in the amount not-to-exceed \$40,000.00
- (n) Kathryn R. Ziemnik in the amount not-to-exceed \$36,500.00

SECTION 2. That the County Executive is authorized to execute a master contract in connection with said awards and all other documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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

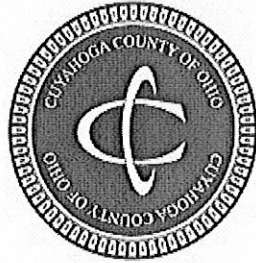
Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 20__



11a-N

Item Details:

Agency/Dept. Name:	Juvenile Court	Agency/Dept. Head Name:	Marita Kavalec
Type of Request:	Contract/Amendment		
Request Prepared by:	Sarah Baker	Telephone No.	443-8268

SUMMARY OF REQUESTED ACTION:

A. Scope of Work Summary 1. Juvenile Court is requesting approval of award recommendation and contract for Psychologist and Psychometrist Services in the Diagnostic Clinic for the time period of January 1, 2014 through December 31, 2015 with a Master Contract not-to-exceed amount of \$1,015,000.00. Juvenile Court plans to contract with the following vendors: ·Randall S. Baenen ·Michael J. Biscaro ·Thomas M. Evans ·Lynn A. Luna Jones ·Amy Justice, Ph.D., Inc. ·John Joseph Konieczny ·Kathryn M. Kozlowski ·Robert R. Kurtz ·Steven M. Neuhaus ·Terry B. Pineseault ·Douglas E. Waltman, Ph.D. ·Arcangela S. Wood, Psy.D. ·Bethany A. Young-Lundquist ·Kathryn R. Ziemnik 2. The primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic. 3. N/A

B. Procurement 1. The procurement method for this project is an RFQ. The total value of the RFQ with the current amendment is \$1,015,000.00. 2. The RFQ was closed on May 7, 2013. 3. When the RFQ was closed, a total of fifteen (15) vendors submitted proposals. The Court chose to contract with only fourteen (14) of the vendors. The Court was unable to contract with this particular vendor due to the fact that he did not turn in the necessary documentation for the contract, nor did he appear to sign the contract.

C. Contractor and Project Information 1. The address of the vendors and/or contractor is: a. Randall S. Baenen 8029 Washington Avenue North Royalton, Ohio 44133 Council District: 5 b. Michael J. Biscaro P.O. Box 811058 Cleveland, Ohio 44181 c. Thomas M. Evans 19 Bristol Lane Rocky River, Ohio 44116 Council District: 1 d. Lynn A. Luna Jones 1120 Falls Avenue Cuyahoga Falls, Ohio 44223 Council District: N/A e. Amy Justice, Ph.D., Inc. P.O. Box 163 Lakemore, Ohio 44250 f. John Joseph Konieczny 13141 Sperry Road Chesterland, Ohio 44026 Council District: N/A g. Kathryn M. Kozlowski 21130 Kenwood Avenue Rocky River, Ohio 44116 Council District: 1 h. Robert R. Kurtz 8856 Kirtland-Chardon Road Kirtland, Ohio 44094 Council District: N/A i. Steven M. Neuhaus, Ph.D. 23811 Chagrin Boulevard Suite 310 Beachwood, Ohio 44122 Council

District: 11 j. Terry B. Pinsoneault 1889 Basswood Drive Kent, Ohio 44240 Council District: N/A k. Douglas E. Waltman, Ph.D. 142 Garden Street Bedford, Ohio 44146 Council District: 9 l. Arcangela S. Wood, Psy.D. 112 Arlington Circle Wickliffe, Ohio 44092 Council District: N/A m. Bethany A. Young-Lundquist 1514 Pebble Beach Avenue Brunswick, Ohio 44212 Council District: N/A n. Kathryn R. Ziemnik 1248 Elbur Avenue Lakewood, Ohio 44107 Council District: 2 2a. The address or location of the project is: Juvenile Justice Center Diagnostic Clinic 9300 Quincy Avenue Cleveland, Ohio 44106 3.b. N/A

D. Project Status and Planning 1. The project is an ongoing project for the Court. 2. N/A 3. N/A 4. N/A 5. N/A

E. Funding 1. The project is 100% funded by General Funds. 2. The schedule of payments is by invoice on a monthly basis. 3. N/A.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic.

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Other

Explanation for Increase/Decrease in \$ Amount for current request:

The funding has stayed the same.

Financial Information:

Funding source:	Explanation:
General Fund	100% General Funds

Total Amount Requested:

\$1,015,000.00

ATTACHMENTS:

Click to download

- [Final RFQ](#)
- [Baenen Award Letter](#)
- [Baenen Bidder Compliance](#)
- [Baenen Department Acknowledgement](#)
- [Baenen Proposal \(Part 1of1\)](#)
- [Baenen Signature Authorization](#)
- [Baenen Non Collusion Affidavit](#)
- [Baenen Certificate of Liability Insurance](#)
- [Baenen Worker's Compensation](#)
- [Baenen W9](#)
- [Baenen Auditor of State](#)
- [Baenen Evaluation](#)
- [Biscaro Award Letter](#)
- [Biscaro Bidder Compliance](#)
- [Biscaro Department Acknowledgment](#)
- [Biscaro Proposal](#)
- [Biscaro Signature Authorization](#)

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Randall S. Baenen

Contract/Agreement No.: CE1200295 **Time Period:** 1/1/12-12/31/13

Service Description: The primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic.

Original Contract/Agreement Amount: \$15,000.00

Prior Amendment(s) Amount(s): The first amendment to this contract added an additional \$15,000.00 for a new not-to-exceed amount of \$30,000.00. It also extended the time period through December 31, 2013.

Performance Indicators:

1. 100% of clients will successfully complete the assessment services during the fiscal year.
2. 100% of evaluations will be completed in accordance with established clinic procedures.

Actual performance versus performance indicators (include statistics):

All of the assessments were completed in a timely fashion.

Rating of Overall Performance of Contractor (Check One):

- Superior
 Above Average
 Average
 Below Average
 Poor

Justification of Rating: All assessments assigned were completed according to Juvenile Court Diagnostic Clinic policies and procedures.

Sarah Baker 9.17.13
User Department Date

s: evaluation

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Michael J. Biscaro

Contract/Agreement No.: CE1200296 **Time Period:** 1/1/12-12/31/13

Service Description: The primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic.

Original Contract/Agreement Amount: \$3,000.00

Prior Amendment(s) Amount(s): The first amendment to this contract added an additional \$3,000.00 for a new not-to-exceed amount of \$6,000.00. It also extended the time period through December 31, 2013.

Performance Indicators:
1. 100% of clients will successfully complete the assessment services during the fiscal year.
2. 100% of evaluations will be completed in accordance with established clinic procedures.

Actual performance versus performance indicators (include statistics):
All of the assessments were completed in a timely fashion.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: All assessments assigned were completed according to Juvenile Court Diagnostic Clinic policies and procedures.

Sarah Bales 9.17.13
User Department Date

s: evaluation

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Thomas Evans

Contract/Agreement No.: CE1200297 **Time Period:** 1/1/12-12/31/13

Service Description: The primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic.

Original Contract/Agreement Amount: \$25,000.00

Prior Amendment(s) Amount(s): The first amendment to this contract added an additional \$25,000.00 for a new not-to-exceed amount of \$50,000.00. It also extended the time period through December 31, 2013.

Performance Indicators:
1. 100% of clients will successfully complete the assessment services during the fiscal year.
2. 100% of evaluations will be completed in accordance with established clinic procedures.

Actual performance versus performance indicators (include statistics):
All of the assessments were completed in a timely fashion.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: All assessments assigned were completed according to Juvenile Court Diagnostic Clinic policies and procedures.

Sarah Baker 9.17.13
User Department **Date**

s: evaluation

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Amy Justice

Contract/Agreement No.: CE1200299 **Time Period:** 1/1/12-12/31/13

Service Description: The primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic.

Original Contract/Agreement Amount: \$72,000.00

Prior Amendment(s) Amount(s): The first amendment to this contract added an additional \$94,000.00 for a new not-to-exceed amount of \$166,000.00. It also extended the time period through December 31, 2013.

Performance Indicators:
1. 100% of clients will successfully complete the assessment services during the fiscal year.
2. 100% of evaluations will be completed in accordance with established clinic procedures.

Actual performance versus performance indicators (include statistics):
All of the assessments were completed in a timely fashion.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: All assessments assigned were completed according to Juvenile Court Diagnostic Clinic policies and procedures.

Sarah Baker 9.18.13
User Department Date

s: evaluation

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: John Joseph Konieczny

Contract/Agreement No.: CE1200300 **Time Period:** 1/1/12-12/31/13

Service Description: The primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic.

Original Contract/Agreement Amount: \$23,000.00

Prior Amendment(s) Amount(s): The first amendment to this contract added an additional \$27,000.00 for a new not-to-exceed amount of \$50,000.00. It also extended the time period through December 31, 2013.

Performance Indicators:
1. 100% of clients will successfully complete the assessment services during the fiscal year.
2. 100% of evaluations will be completed in accordance with established clinic procedures.

Actual performance versus performance indicators (include statistics):
All of the assessments were completed in a timely fashion.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: All assessments assigned were completed according to Juvenile Court Diagnostic Clinic policies and procedures.

Sarah Bale 9.19.13
User Department Date

s: evaluation

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Kathryn Kozlowski

Contract/Agreement No.: CB1200301 **Time Period:** 1/1/12-12/31/13

Service Description: The primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic.

Original Contract/Agreement Amount: \$62,000.00

Prior Amendment(s) Amount(s): The first amendment to this contract added an additional \$111,000.00 for a new not-to-exceed amount of \$173,000.00. It also extended the time period through December 31, 2013.

Performance Indicators:
1. 100% of clients will successfully complete the assessment services during the fiscal year.
2. 100% of evaluations will be completed in accordance with established clinic procedures.

Actual performance versus performance indicators (include statistics):
All of the assessments were completed in a timely fashion.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: All assessments assigned were completed according to Juvenile Court Diagnostic Clinic policies and procedures.

Sarah Baker 9.19.13
User Department Date

s: evaluation

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for all contract/agreement renewals or amendments.)

Contractor: Robert R. Kurtz
Contract/Agreement No.: CE1200302 Time Period: 1/1/12-12/31/13
Service Description: The primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic.
Original Contract/Agreement Amount: \$25,000.00
Prior Amendment(s) Amount(s): The first amendment to this contract added an additional \$75,000.00 for a new not-to-exceed amount of \$100,000.00. It also extended the time period through December 31, 2013. The second amendment added an additional \$10,000.00 for a new not-to-exceed amount of \$110,000.00.
Performance Indicators: 1. 100% of clients will successfully complete the assessment services during the fiscal year. 2. 100% of evaluations will be completed in accordance with established clinic procedures.
Actual performance versus performance indicators (include statistics): All of the assessments were completed in a timely fashion.

Rating of Overall Performance of Contractor (Check One):

- Superior
- Above Average
- Average
- Below Average
- Poor

Justification of Rating: All assessments assigned were completed according to Juvenile Court Diagnostic Clinic policies and procedures.

Sarah Bales 9.19.13
User Department Date

s: evaluation

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Steven M. Neuhaus

Contract/Agreement No.: CE1200303

Time Period: 1/1/12-12/31/13

Service Description: The primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic.

Original Contract/Agreement Amount: \$12,000.00

Prior Amendment(s) Amount(s): The first amendment to this contract added an additional \$32,000.00 for a new not-to-exceed amount of \$44,000.00. It also extended the time period through December 31, 2013.

Performance Indicators:

1. 100% of clients will successfully complete the assessment services during the fiscal year.
2. 100% of evaluations will be completed in accordance with established clinic procedures.

Actual performance versus performance indicators (include statistics):

All of the assessments were completed in a timely fashion.

Rating of Overall Performance of Contractor (Check One):

- Superior
 Above Average
 Average
 Below Average
 Poor

Justification of Rating: All assessments assigned were completed according to Juvenile Court Diagnostic Clinic policies and procedures.

Sarah Bauer 9.20.13
User Department Date

s: evaluation

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Kathryn Ziemnik

Contract/Agreement No.: CE1200308

Time Period: 1/1/12-12/31/13

Service Description: The primary goal of the program is to provide psychological assessments for Court-involved youth at the Juvenile Court Diagnostic Clinic.

Original Contract/Agreement Amount: \$30,000.00

Prior Amendment(s) Amount(s): The first amendment to this contract added an additional \$30,000.00 for a new not-to-exceed amount of \$60,000.00. It also extended the time period through December 31, 2013.

Performance Indicators:

1. 100% of clients will successfully complete the assessment services during the fiscal year.
2. 100% of evaluations will be completed in accordance with established clinic procedures.

Actual performance versus performance indicators (include statistics):

All of the assessments were completed in a timely fashion.

Rating of Overall Performance of Contractor (Check One):

- Superior
 Above Average
 Average
 Below Average
 Poor

Justification of Rating: All assessments assigned were completed according to Juvenile Court Diagnostic Clinic policies and procedures.

Maribel

User Department

9.24.13

Date

s: evaluation

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0259

<p>Sponsored by: County Executive FitzGerald on behalf of Cuyahoga County Court of Common Pleas/Corrections Planning Board</p>	<p>A Resolution authorizing a contract with Oriana House, Inc. in the amount not-to-exceed \$1,199,200.00 for day programming services in connection with the FY2014 Ohio Department of Rehabilitation and Correction Community Corrections Act Probation Improvement and Incentive Grant Program for the period 10/1/2013 - 6/30/2015; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive FitzGerald on behalf of Cuyahoga County Court of Common Pleas/Corrections Planning Board has submitted a contract for Council's approval with Oriana House, Inc. in the amount not-to-exceed \$1,199,200.00 for day programming services in connection with the FY2014 Ohio Department of Rehabilitation and Correction Community Corrections Act Probation Improvement and Incentive Grant Program for the period 10/1/2013 - 6/30/2015; and

WHEREAS, the primary goals of this project are (a) to reduce the number of people going to prison by 189 offenders, or 17%, (b) reduce the number of people going to jail by 72 offenders, or 2%, and (c) reduce the number of probation violation hearings for non-compliant offenders; and

WHEREAS, this project is funded 100% by the Ohio Department of Rehabilitation and Correction, Probation Improvement Grant Funds with the schedule of payments monthly by invoice; 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 a contract with Oriana House, Inc. in the amount not-to-exceed \$1,199,200.00 for day programming services in connection with the FY2014 Ohio Department of Rehabilitation and

Journal _____
_____, 20__



10

Item Details:

Agency/Dept. Name:	Common Pleas Court/Corrections Planning Board	Agency/Dept. Head Name:	Maria Nemec
Type of Request:	Contract/Amendment		
Request Prepared by:	Mellany M. Seay	Telephone No.:	(216) 443-4908
SUMMARY OF REQUESTED ACTION:			
Submitting a contract with Oriana Inc. in the amount not-to-exceed \$1,199,200 for Day Programming Services for the period October 01, 2013 through June 30, 2015.			
A. Scope of Work Summary 1. Common Pleas Court Corrections Planning Board requesting approval of a contract with Oriana House, Inc. for the anticipated cost not-to-exceed \$1,199,200.00. The anticipated start-completion dates are 10/01/2013-06/30/2015.2. The primary goals of the project are (list 2 to 3 goals).a)Reduce the number of people going to prison by 189 offenders or (17%). b)Reduce the number of people going to jail by 72 offenders (2%).c)Reduce the number of probation violation hearings for non-compliant offenders. B. Procurement 1. The procurement method for this project was RFP Exemption Request. The total value of the request is \$1,199,200. 2. Not Applicable3. The proposed contract, received an RFP exemption on October 23, 2013. The approval letter is attached for review. C. Contractor and Project Information 1. The address(es) of all vendors and/or contractors is (provide the full address in the following format):Oriana House, Inc.885 Buchtel AvenueAkron, Ohio 44309Council District 2. The President and CEO for the contractor/vendor is James J. Lawrence D. Project Status and Planning 1. The project is a new to the County. 2. Not Applicable3. The project is on a critical action path because the project is a grant funded program and has mandatory quarterly goals that must be met. Startup delays can put the funding at risk.4. The project's term has already begun. The reason there was a delay in this request is the grant agreement was received on October 1, 2013. E. Funding 1. The project is funded 100% by Ohio Department of Rehabilitation and Correction, Probation Improvement Grant Funds. 2. The schedule of payments is monthly by invoice.			
PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):			

In a review of three recent quarters of ODRC admission data for technical violators from Cuyahoga County, approximately half had failure to report as at least one reason for technical violation, 45% had a positive result on a drug test and 30% were discharged unsuccessfully from treatment or other programming. Without a more intensive community-based option that addresses an offender's criminogenic needs and provides necessary amount of program dosage, response to violations for chronic non-compliance is often incarceration. The need for a more intensive community-based response would be beneficial. Day programming will address this need.

Explanation for late submittal:

Grant Agreement was not received until October 1, 2013

Contract/Agreement Information:

Procurement Method:

Other

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source:

State

Explanation:

Ohio Department of Rehabilitation and Corrections Probation Improvement Grant Funds

Total Amount Requested:

\$1,199,200

ATTACHMENTS:

Click to download

- [Workers Comp](#)
- [Signature Authority](#)
- [Dept Ack](#)
- [Business Filing](#)
- [W-9](#)
- [Auditor's Findings](#)
- [Liability Insurance](#)
- [Contract Cover](#)
- [Contract](#)

History

Time

Who

Approval

Office of Procurement & Diversity



County Council of Cuyahoga County, Ohio

Resolution No. R2013-0228

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management	A Resolution approving The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014; and declaring the necessity that this Resolution become immediately effective.
---------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, the County Executive FitzGerald/Fiscal Officer/Office of Budget & Management submit for approval The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014; and,

WHEREAS, that if the amount appropriated to the county hospital in the annual appropriation measure for the County for the ensuing fiscal year differs from the amount shown in the approved budget, the County may require the board of county hospital trustees to revise the hospital budget accordingly. The board of trustees shall not expend such funds until its budget for that calendar year is submitted and approved by the County; and,

WHEREAS, it is further 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 hereby approves The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014.

SECTION 2. That the Clerk of Council be, and she is, hereby instructed to transmit a copy of this Resolution to Matthew Rubino, Director, Office of Budget & Management; Dr. Akram Boutros, President and CEO, The MetroHealth

System; and Craig Richmond, Associate Chief Financial Officer, The MetroHealth System.

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: October 22, 2013
Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 2013

Approval of a proposed budget for the 2014 fiscal year and authorize the submission of the same to the government of Cuyahoga County, Ohio ("County")

RESOLUTION 18654

WHEREAS, the Board of Trustees of The MetroHealth System has been presented a recommendation for a proposed budget for the 2014 fiscal year and authorize the submission of the same to the government of Cuyahoga County, Ohio ("County"); and

WHEREAS, the Board's Finance Committee has reviewed this recommendation and now recommends its approval.

NOW, THEREFORE BE IT RESOLVED, The Board of Trustees of The MetroHealth System hereby approve a proposed budget for the 2014 fiscal year and authorize the submission of the same to the government of Cuyahoga County, Ohio ("County").

The information to be submitted to the County is shown in Attachments A and B.

BE IT FURTHER RESOLVED, The Chief Executive Officer and President, or his designee, are hereby authorized to take necessary actions consistent with this resolution.

AYES: Ms. Clemo, Ms. Jordan, Mr. McDonald, Mr. Monnolly, Mr. Moss
Dr. Silvers, Mr. Spain, Ms. Whiting

NAYS: None

ABSTAINED: None

ABSENT: None

DATE: October 23, 2013

2014 Operating Budget

(in \$000s)

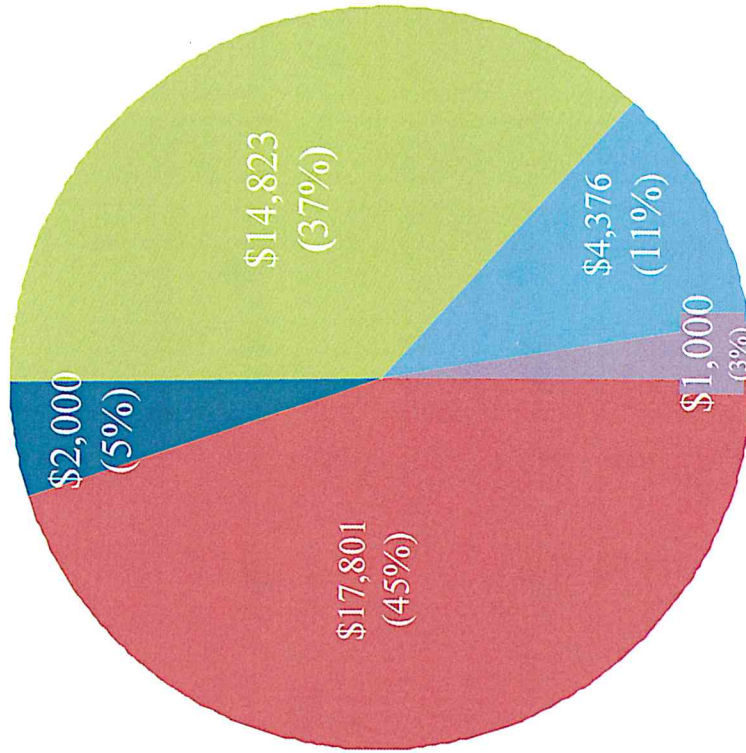
Exhibit A

	2012	2013	2014	Change	
	Actual	Projected	Budget	\$	%
Net Patient Revenue	\$683,264	\$729,242	\$784,425	\$55,183	7.6%
Other Revenue	99,670	100,737	114,571	\$13,834	13.7%
Total Revenue	782,934	829,979	898,996	\$69,017	8.3%
Salaries & Fringe Benefits	523,454	545,269	585,838	40,569	7.4%
Department Expenses	164,902	188,724	203,730	15,006	8.0%
General Expenses	84,272	84,827	90,930	6,103	7.2%
Total Expenses	772,628	818,820	880,498	61,678	7.5%
Operating Income/(Loss)	\$10,306	\$11,159	\$18,498	\$7,339	65.8%

2014 Capital Budget

(in \$000s)

Exhibit B



ROI Generators	\$	4,376
Minor	\$	1,000
Required	\$	17,801
Contingency	\$	2,000
Strategic	\$	14,823
Total	\$	40,000

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0230

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution declaring that public convenience and welfare requires replacement of box beams on various bridges in various municipalities; total estimated project cost \$1,320,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective.
---------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires the replacement of box beams on three bridges in the following municipalities:

- 1) Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton;
- 2) Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills;
- 3) Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights; and

WHEREAS, the anticipated project cost for the replacements is \$1,320,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, this project will be funded 100% with the County's Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to keep in repair all necessary bridges in municipal corporations on all county roads for which the County is responsible pursuant to the statutory mandates of ORC §5591.02 and §5591.21; and

WHEREAS, the Abbey Road Bridge No. 02.35 is located in Council District 5; the Chagrin River Bridge No. 03.00 is located in Council District 6; and the Harris Road Bridge No. 01.61 is located in Council District 6; and

WHEREAS, the anticipated start date for construction of this project is 2015; 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 hereby declares that public convenience and welfare requires the replacement of box beams on three bridges in the following municipalities:

- 1) Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton.
- 2) Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills.
- 3) Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights.

SECTION 2. That special assessments are not to be levied nor collected to pay any part of the County's cost of this improvement.

SECTION 3. That the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents in connection with this project.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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.

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0231

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p> <p>Co-sponsored by: Councilmembers Simon, Conwell, Rogers and Jones</p>	<p>A Resolution declaring that public convenience and welfare requires rehabilitation and resurfacing of various bridge decks in various municipalities; total estimated project cost \$1,430,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires rehabilitation and resurfacing of four bridge decks in the following municipalities:

- 1) Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow;
- 2) Egbert Road Bridge No. 02.52 over Norfolk Southern Railroad in the City of Bedford;
- 3) Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern Railroad in the City of Cleveland;
- 4) Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid; and

WHEREAS, the anticipated project cost for this improvement is \$1,430,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, this project will be funded 100% with the County's Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to keep in repair all necessary bridges in municipal corporations on all county roads for which the County is responsible pursuant to the statutory mandates of ORC §5591.02 and §5591.21; and

WHEREAS, the Cochran Road Bridge No. 00.27 is located in Council District 6; the Egbert Road Bridge No. 02.52 is located in Council District 9; the Main Avenue (old) Bridge No. 00.18 is located in Council District 7; and the Monticello Boulevard Bridge No. 03.20 is located in Council District 11; and

WHEREAS, the anticipated start date for construction of this project is 2015; 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 hereby declares that public convenience and welfare requires the rehabilitation and resurfacing of four bridge decks in the following municipalities:

- 1) Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow.
- 2) Egbert Road Bridge No. 02.52 over Norfolk Southern Railroad in the City of Bedford.
- 3) Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern Railroad in the City of Cleveland.
- 4) Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid.

SECTION 2. That special assessments are not to be levied nor collected to pay any part of the County's cost of this improvement.

SECTION 3. That the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents in connection with this project.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0232

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p> <p>Co-sponsored by: Councilmembers Rogers, Simon and Jones</p>	<p>A Resolution declaring that public convenience and welfare requires resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires the resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00; and

WHEREAS, the anticipated project cost for the this improvement is \$6,825,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, this project will be funded as follows: (a) \$1,316,193.00 will be paid with Federal funds; (b) \$3,908,807.00 will be paid by the City of Cleveland Heights, and (c) \$1,600,000.00 will be paid from the County's Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure; and

WHEREAS, the project is located at Lee Road from Superior to Dellwood Road in Council District 10; and

WHEREAS, the anticipated start date for construction of this project is 2015; 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 hereby declares that public convenience and welfare requires the resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00.

SECTION 2. That special assessments are not to be levied nor collected to pay any part of the County's cost of this improvement.

SECTION 3. That the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents with the City of Cleveland Heights in connection with this project.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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 5. 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: October 22, 2013

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

Additional Sponsorship Requested: October 30, 2013

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0233

Sponsored by: County Executive FitzGerald/Department of Public Works and Medical Examiner	A Resolution making an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 - 10/31/2018; 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 Executive/Department of Public Works and Medical Examiner has recommended an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris (9-1) in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 – 10/31/2018; and,

WHEREAS, the primary goal of this project is to continue to provide comprehensive property management services utilizing personnel with specific experience to operate and maintain the facility; and,

WHEREAS, this project is funded by the General Fund and the Internal Service Fund; 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 hereby makes an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris (9-1) in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 – 10/31/2018.

SECTION 2. That 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 for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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: October 22, 2013

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

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0234

Sponsored by: County Executive FitzGerald/Department of Public Works	A Resolution making an award on RQ28353 to Turner/Ozanne/VAA a Joint Venture for design-builder services for the Convention Center Hotel Project; authorizing the County Executive to negotiate, enter into, and execute an initial contract with Turner/Ozanne/VAA a Joint Venture in the amount not-to-exceed \$10,000,000.00 for the period 11/13/2013 - 9/1/2016 and to execute 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, pursuant to Chapter 504 of the Cuyahoga County Code, the Department of Public Works issued a Request for Qualifications (RFQ28353) and received statements of qualifications from design builders for the Convention Center Hotel project; and,

WHEREAS, the Department then issued an RFP to the qualified design builders pursuant to Chapter 504 of the County Code; and,

WHEREAS, the County evaluated the qualifications and proposals of the design builders who responded to the RFQ and RFP and Turner/Ozanne/VAA a Joint Venture received the highest rankings; and,

WHEREAS, due to the complexity of the project and the scope involved, it is not possible to determine with a reasonable amount of certainty the maximum not-to-exceed value of the contract with Turner/Ozanne/VAA a Joint Venture before completion of additional work on the project; and,

WHEREAS, it is necessary to authorize the recommended Design Builder to proceed with the initial phase of work necessary, including, but not limited to, providing for pre-construction and construction services, including preparation of construction documents based on information supplied by the Criteria Architect; abatement and demolition of the vacated County Administration Building; sheeting and shoring the mass excavation of the site, and preparation for a foundations package, and,

WHEREAS, Council has determined to award an initial contract to Turner/Ozanne/VAA a Joint Venture for an amount not to exceed \$10 million; and,

WHEREAS, the final definitive contract/GMP amendment with Turner/Ozanne/VAA a Joint Venture shall be subject to County Council's approval; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and 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. County Council hereby makes an award on RQ28353 to Turner/Ozanne/VAA a Joint Venture for design-builder services for the Convention Center Hotel and authorizes the County Executive to negotiate and enter into an initial contract with Turner/Ozanne/VAA a Joint Venture for an amount not to exceed \$10 million for the period November 13, 2013, through September 1, 2016. To the extent that any exemptions, if any, are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution. The final negotiated terms of the contract, including the maximum not to exceed amount and risk management protections, shall be subject to the approval of the Law Director, but in no event shall the maximum amount exceed the herein authorized \$10 million.

SECTION 2. The final definitive contract with Turner/Ozanne/VAA a Joint Venture shall be subject to Council's approval.

SECTION 3. The County Executive is hereby authorized to execute a contract and all other documents, as approved to legal form and correctness by the Director of Law or his designee, in accordance with this Resolution.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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 5. 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: October 22, 2013

Committee(s) Assigned: Committee of the Whole

Legislation Substituted on the Floor: October 22, 2013

Note: Technical corrections made by Clerk with approval of Law Director:

November 6, 2013

Journal CC012

November 11, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0235

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p> <p>Co-sponsored by: Councilmember Germana</p>	<p>A Resolution making an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018; 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.</p>
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 – 9/30/2018; and,

WHEREAS, the primary goals of this project are to standardize the equipment fleet and lower operational costs through: a) improved maintenance efficiency, b) fewer diagnostic and specialty tools, c) smaller parts inventory, d) increased operational efficiency and safety, e) lower procurement cost, and f) better manufacturer and dealer support; and,

WHEREAS, this project is funded by the Road and Bridge Fund and Sanitary Sewer Fund; 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 hereby makes an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 – 9/30/2018.

SECTION 2. That 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 for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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: October 22, 2013

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

Additional Sponsorship Requested: October 30, 2013

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0236

Sponsored by: County Executive FitzGerald/Department of Public Works	A Resolution authorizing a contract with Project Management Consultants LLC in the amount not-to-exceed \$4,150,000.00 for owner’s representative services in connection with the Convention Center Hotel Project for the period 11/1/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Cuyahoga County retained Project Management Consultants LLC (“PMC”) in Contract No. CE1000306-01 to serve as owner’s representative in connection with the Convention Center and Medical Mart (now Global Center for Health Innovation) project; and,

WHEREAS, it is now necessary to continue PMC’s services for the Convention Center Hotel Project; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and 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. County Council hereby approves the retention of Project Management Consultants LLC as the owner’s representative for the Convention Center Hotel Project and authorizes the County Executive to complete negotiations and enter into a contract with PMC for said services at an amount not to exceed \$4.15 million for the period November 1, 2013 through September 1, 2016. To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution. The final negotiated terms of the contract, including the actual maximum not to exceed amount and risk management protections, shall be subject to the approval of the Director of Law, but in no event shall the finally negotiated maximum exceed the herein authorized maximum of \$4.15 million.

First Reading/Referred to Committee: October 22, 2013
Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0237

Sponsored by: County Executive FitzGerald/Department of Public Works	A Resolution authorizing a final definitive contract with Cooper Carry, Inc. in the amount not-to-exceed \$6,500,000.00 for criteria architectural services for the Convention Center Hotel Project for the period 8/13/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, in Resolution No. R2013-0171, County Council made an award on RQ27969 to the architectural firm of Cooper Carry, Inc. and authorized the County Executive to negotiate, enter into, and execute an initial 90-day contract with Cooper Carry, Inc. in the amount not-to-exceed \$1,500,000.00; and,

WHEREAS, Council resolved in Resolution No. R2013-0171 that the final definitive contract with Cooper Carry, Inc. pursuant to RQ27969 shall be subject to Council's approval; and,

WHEREAS, the final definitive contract with Cooper Carry, Inc. provides for criteria architectural services, including programming, schematic design, and design development services; services in connection with establishment of Design-Build GMP; review of construction documents prepared by the Architect of Record for conformance with design intent; and other specified services on behalf of the County during the construction documents, construction administration and closeout phases of the project; and,

WHEREAS, the final definitive contract with Cooper Carry, Inc. will not exceed \$6.5 million, and it incorporates all services performed in connection with the October 3, 2013 Letter Agreement authorized by County Council under Resolution No. R2013-0171;

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and 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. County Council hereby authorizes a final definitive contract with Cooper Carry, Inc. for an amount not to exceed \$6.5 million as the criteria architect for the Convention Center Hotel Project for the period August 13, 2013, through September 1, 2016, and authorizes the County Executive to conclude the negotiations with Cooper Carry, Inc. and to enter into said contract. To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution. The final negotiated terms of the contract, including the actual maximum not to exceed amount and risk management protections, shall be subject to the approval of the Director of Law, but in no event shall the finally negotiated maximum exceed the herein authorized maximum of \$6.5 million.

SECTION 2. The County Executive is authorized to execute the contract and all other related documents, as approved to legal form and correctness by the Director of Law or his designee, consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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: October 22, 2013

Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0238

<p>Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council</p> <p>Co-sponsored by: Councilmembers Jones, Miller and Conwell</p>	<p>A Resolution authorizing an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together Program in connection with the Ohio Children’s Trust Fund FY2013 Grant Program for the period 7/1/2012 - 9/30/2014 for additional funds in the amount of \$714,930.00; 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.</p>
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WHEREAS, the County Executive/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council has recommended an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together Program in connection with the Ohio Children’s Trust Fund FY2013 Grant Program for the period 7/1/2012 – 9/30/2014 for additional funds in the amount of \$714,930.00; and,

WHEREAS, the primary goals of the project are to: a) build protective factors of families, b) help reduce the probability of child abuse and neglect in our community, and c) provide parent advocacy services to the county, schools, and community based programs related to Family and Children First Council; and,

WHEREAS, this project is funded 51% from State Funds, 22% from the Health and Human Service Fund, 24% from TANF funds, and 3% Federal funds; 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 hereby approves an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together

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

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0239

Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Children and Family Services	A Resolution authorizing amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds; authorizing the County Executive to execute the amendments 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/Department of Health and Human Services/ Division of Children and Family Services has recommended amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds as follows:

1. No. CE1100608-01 with Continue Life Inc. in the amount of (\$106,829.00);
2. No. CE1100772-01 with Fox Run: The Center for Children and Adolescents in the amount of (\$318,131.00);
3. No. CE1100611-01 with Glen Mills Schools in the amount of (\$47,125.00);
4. No. CE1200083-01 with The Buckeye Ranch, Inc. in the amount of (\$163,988.00); and

WHEREAS, these contracts are for placement services of children in foster care, residential care, independent living, group homes, shelter cares and/or day treatment; and

WHEREAS, these Board and Care contracts are mandated by the Ohio Administrative Code Section 5101:2-42-05; and

WHEREAS, this project will be funded 29% from Federal Funds and 71% from the HHS Levy with the schedule of payments by invoice; 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 County departments, offices, and agencies.

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

SECTION 1. The County Council hereby approves the amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds as follows:

1. No. CE1100608-01 with Continue Life Inc. in the amount of (\$106,829.00).
2. No. CE1100772-01 with Fox Run: The Center for Children and Adolescents in the amount of (\$318,131.00).
3. No. CE1100611-01 with Glen Mills Schools in the amount of (\$47,125.00).
4. No. CE1200083-01 with The Buckeye Ranch, Inc. in the amount of (\$163,988.00).

SECTION 2. That the County Executive is authorized to execute all documents required in connection with said amendments.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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 any of its committees that resulted 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: October 22, 2013
Committee Assigned: Health, Human Services & Aging

Journal _____
_____, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0240

Sponsored by: County Executive FitzGerald/Department of Law	A Resolution authorizing retention of the law firm of Thompson Hine LLP as legal counsel in connection with the Convention Center Hotel Project in the amount not-to-exceed \$880,000.00 for the period 11/1/2013 - 9/1/2016; authorizing the Director of Law to execute the Engagement Letter and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Cuyahoga County retained Thompson Hine LLP on or about March 12, 2012, as amended, to represent the County in connection with the Convention Center and Medical Mart (now Global Center for Health Innovation Project); and,

WHEREAS, it is now necessary to continue the firm's legal services in connection with the Convention Center Hotel; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and 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. County Council hereby approves the retention of Thompson Hine LLP as legal counsel for the Convention Center Hotel project for the period November 1, 2013, through September 1, 2016, at an amount not to exceed \$880,000.00, and authorizes the Law Director to execute an Engagement Letter with Thompson Hine LLP for same. To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution.

SECTION 2. The Clerk of Council is hereby directed to transmit a certified copy of this Resolution to the Law Director and Assistant County Prosecutor Gregory Huth for the Prosecutor to secure a journal entry from the Court of Common Pleas approving this retention.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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: October 22, 2013

Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0223

<p>Sponsored by: County Executive FitzGerald/Department of Development</p>	<p>A Resolution rescinding Resolution No. R2013-0093 and authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not-to-exceed \$17,000,000.00 for the purpose of assisting in the financing of a "Project" within the meaning of Chapter 165, Ohio Revised Code, paying capitalized interest, funding a debt service reserve fund and paying costs of issuance; providing for a guaranty for the payment of such bonds; authorizing the execution of various documents required in connection with said bond issuance and authorizing and approving related matters; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County of Cuyahoga, Ohio (the "Issuer"), a county and political subdivision duly organized and validly existing under the laws of the State of Ohio, by virtue of the laws of the State of Ohio (the "State"), including Article VIII, Section 13 of the Constitution of the State and Chapter 165 of the Ohio Revised Code, as amended (the "Act"), is authorized and empowered among other things, to: (a) acquire, construct, reconstruct, enlarge, improve, furnish and equip a "project", as defined in Section 165.01, as amended, Ohio Revised Code; (b) issue its economic development revenue bonds for the purpose of paying the costs thereof; (c) enter into a loan agreement to provide for the loan of the proceeds of and revenues to pay the principal of and interest and any premium on those economic development revenue bonds; (d) secure those economic development revenue bonds by a trust indenture, by the pledge and assignment of its rights under a loan agreement, and by an assignment of certain funds to be held by the trustee under that trust indenture; (e) guaranty the payment of those economic development revenue bonds from available revenues; and (f) enact this Bond Resolution (the "Bond Resolution"); and

WHEREAS, the Cuyahoga County Community Improvement Corporation ("CCCIC") approved the issuance of the Bonds (as defined below) in the maximum aggregate amount of \$17,000,000 and the related Issuer guaranty at its annual meeting on March 20, 2013; and

WHEREAS, this Council of the County of Cuyahoga, Ohio (the "Council") pursuant to the foregoing authority and at the request of, and based upon the representations of, Flats East Development LLC, an Ohio limited liability company (the "Borrower"), previously adopted Resolution No. R2013-0093, on July 9, 2013 (the "Original Resolution"), and authorized therein (a) the issuance and sale of the County's Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not to exceed \$17,000,000 (the "Bonds") to (i) finance a portion of the costs of acquiring, constructing, reconstructing, enlarging, improving, furnishing and equipping a "project", as defined in Section 165.01, as amended, Ohio Revised Code, including but not limited to commercial facilities constituting approximately 235,000 square feet of new market rate residential rental units and approximately 80,000 square feet of ground level retail and restaurant space, (ii) pay capitalized interest, (iii) fund a debt service reserve fund and (iv) pay costs of issuance (collectively, the "Series 2013 Project"); (b) the guaranty of the payment of the Bonds from available revenues, subject to appropriation by this Council; (c) the execution and delivery of the Trust Indenture (the "Indenture"), by and between the Issuer and The Huntington National Bank, as trustee (the "Trustee"); and (d) the execution and delivery of the other agreements and instruments identified therein; and

WHEREAS, to secure the payment of, and premium, if any, and interest on, the Bonds, the Borrower shall deliver, or shall cause to be delivered, the Completion Guaranty (as defined below), the Developer Guaranty (as defined below), the Fee Mortgage (as defined below) and the Leasehold Mortgage (as defined below); and

WHEREAS, it is anticipated that contemporaneously with the Issuer's issuance of the Bonds, the Cleveland-Cuyahoga County Port Authority (the "Port Authority") will issue its Cleveland-Cuyahoga County Port Authority First Mortgage Revenue Bonds, which will be secured by, among other things, an Open-End Leasehold Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing and an Open-End Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing (collectively, the "Senior Mortgages"); and

WHEREAS, the Issuer's mortgage liens arising under the Fee Mortgage and the Leasehold Mortgage will be subordinate to the Senior Mortgages; and

WHEREAS, neither the Bonds nor the Guaranty shall represent or constitute a general obligation, debt or bonded indebtedness, or a pledge of moneys raised by taxation or the faith and credit of the Issuer, the State or any political subdivision thereof, and the holders of the Bonds shall not be given and shall not have any right to have excises or taxes levied by this Council or the Issuer, or the State or the taxing authority of any political subdivision thereof, for the payment of bond service charges, and the Bonds will be payable solely from Revenues (as defined in the Indenture), amounts payable under the Guaranty (as defined below) and other monies available to the Borrower; and

WHEREAS, amounts due under the Guaranty shall be payable by the Issuer from available revenues, subject to appropriation by this Council; and

WHEREAS, the Act provides, among other things, that, to create or preserve jobs and employment opportunities and to improve the economic welfare of the people of the State, it is in the public interest and a proper public purpose for the State or its political subdivisions, including the Issuer, to guarantee loans to provide moneys for the acquisition, construction, enlargement, improvement, or equipping of property, structures, equipment, and facilities within the State for commerce; and

WHEREAS, the Original Resolution contains certain scrivener's errors, and at the request of the Borrower, this Council now desires to rescind the Original Resolution to correct the scrivener's errors and permit the issuance of the Bonds previously authorized.

NOW THEREFORE, BE IT RESOLVED by the Council of the County of Cuyahoga, Ohio that:

SECTION 1. Definitions.

(a) As used herein, the following capitalized words and terms shall have the following definitions, unless the context or use indicates another or different meaning or intent:

(i) "Clerk" means the Clerk of Council.

(ii) "Completion Guaranty" means that certain Completion Guaranty delivered to the Issuer guaranteeing completion of the Series 2013 Project.

(iii) "County Executive" means the Cuyahoga County Executive.

(iv) "County Prosecutor" means the Prosecuting Attorney of the Issuer.

(v) "Director of Law" means the Director of Law of the Issuer.

(vi) "Developer Guaranty" means that certain Guaranty delivered to the Issuer jointly and severally by Scott A. Wolstein and Iris S. Wolstein, Trustee under a Trust Agreement originally dated October 26, 1995, as amended and restated under an Amended and Restated Trust Agreement dated July 24, 2004, as amended.

(vii) "Fee Mortgage" means that certain Open-End Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing made by the Port Authority for the benefit of the Issuer.

(viii) "Fiscal Officer" means the Cuyahoga County Fiscal Officer, including an interim or acting Fiscal Officer.

(ix) "Guaranteed Bond Service Charges" means, during a Guaranty Period, any interest on or scheduled principal (including mandatory sinking fund installments) of the Bonds remaining payable after the application thereof of all moneys in the Bond Fund.

(x) "Guaranty" means the Guaranty Agreement between the Issuer, the Borrower, and the Trustee, to be dated as of the same date as the Bonds, and as the same may be modified, amended or supplemented from time to time in accordance with its terms.

(xi) "Guaranty Period" means, as the case may be, the Initial Guaranty Period or any Subsequent Guaranty Period.

(xii) "Indenture" means that certain Trust Indenture by and between the Issuer and The Huntington National Bank, as trustee.

(xiii) "Initial Guaranty Period" means the calendar year 2014.

(xiv) "Issuer's Counsel" means the Issuer's outside legal counsel.

(xv) "Leasehold Mortgage" means that certain Open-End Leasehold Mortgage, Assignment of Rents, Security Agreement and Fixture Filing made by the Borrower or an affiliate of Borrower for the benefit of the Issuer.

(xvi) "Original Purchaser" means the "Original Purchaser" as set forth in the Private Placement Agreement.

(xvii) "Payment Date" means any Interest Payment Date or any date on which a scheduled payment of principal or of a mandatory sinking fund installment of the Bonds is due.

(xviii) "Subsequent Guaranty Period" means any calendar year subsequent to the Initial Guaranty Period during which any Bonds remain outstanding and for which all conditions precedent to the renewal of the Guaranty for such year set forth in Section 9 hereof have been met.

(b) All other capitalized terms used herein and those not otherwise defined herein shall have the respective meanings given to them in the Indenture with respect to the Bonds.

(c) Any reference herein to the Issuer, or to any officers or members thereof, shall include those which succeed to their functions, duties or responsibilities pursuant to or by operation of law or who are lawfully performing their functions.

(d) Unless the context shall otherwise indicate, words importing the singular number shall include the plural number, and vice versa, and the terms "hereof," "hereby," "hereto," "hereunder," and similar terms, mean this Bond Resolution.

SECTION 2. Determination of Issuer. This Council hereby finds and determines, based on the information and representations provided by the Borrower and Bond Counsel, that the issuance of the Bonds for the purpose of financing the Series 2013 Project and execution of the Guaranty, in accordance with the terms set forth herein, is consistent with the purposes of the Constitution of the State and the Act and will benefit the people of the Issuer by creating or preserving jobs and employment opportunities and promoting the industrial, commercial and economic development of the Issuer and the State. Provision of the loan to assist in the financing of the Series 2013 Project will require the issuance, sale and delivery of the Bonds.

SECTION 3. Authorization of Bonds. It is hereby determined to be necessary to, and the Issuer shall, issue, sell and deliver, as provided herein and pursuant to the authority of the Act, the Bonds, all in accordance with the provisions of the Loan Agreement between the Issuer and the Borrower (the "Loan Agreement"). The Bonds shall be designated "Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project)."

SECTION 4. Terms and Execution of the Bonds. The Bonds shall be issued in the form and denominations, shall be numbered, dated and payable as provided in the Indenture. The Bonds shall mature no later than June 1, 2038, and have such terms, and be subject to mandatory and optional redemption as provided in the Indenture. The Bonds shall bear interest at the rate or rates, as provided in the Indenture. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for in full. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date. The Bonds shall be executed on behalf of the Issuer by the manual or facsimile signature of the Fiscal Officer and the County Executive. In case any officer whose signature or a facsimile thereof shall appear on the Bonds shall cease to be such officer before the issuance or delivery of the Bonds, such signature or facsimile thereof shall nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until after that time.

The form of the Bonds substantially in the form set forth in Exhibit A to the Indenture, subject to appropriate revisions in order to comply with the provisions of the Indenture, is hereby approved, and when the same shall be executed on behalf of the Issuer by the appropriate officer thereof in the manner contemplated hereby and by the

Indenture, in an aggregate principal amount of up to \$17,000,000, shall represent the approved form of the Bonds.

The Bonds initially shall be issued only in fully registered form as described in the Indenture.

SECTION 5. Authorization of Indenture, Loan Agreement, Guaranty, Private Placement Agreement, and All Other Documents to be Executed by the Issuer. To provide for the issuance and sale of the Bonds, and to better secure the payment of the principal of, and premium, if any, and interest on, the Bonds as the same shall become due and payable, the Fiscal Officer and the County Executive or the Fiscal Officer and the County Executive's Chief of Staff as the County Executive's designee pursuant to Executive Order No. 02011-0002, and each of them, is hereby authorized and directed to execute, acknowledge and deliver in the name and on behalf of the Issuer, the Indenture, the Guaranty, the Loan Agreement, the Bonds, the Private Placement Agreement, and such other agreements (collectively, the "Issuer Documents") in substantially the forms submitted to and approved, as appropriate by Issuer's Counsel, the County Prosecutor's Office and/or the Director of Law, with such changes requested and approved by, as appropriate, the Issuer's Counsel, the County Prosecutor's Office and/or the Director of Law, and any changes not materially inconsistent with this Bond Resolution and not adverse to the Issuer as may be permitted by the Act and approved by the officers executing the same on behalf of the Issuer; provided, however, that any Issuer Document the form of which is not now on file with the Clerk shall be in substantially the form previously delivered by the Issuer in connection with the Issuer's issuance of taxable economic development revenue obligations of the type represented by the Bonds, with such changes as are necessary to reflect the terms of the Bonds and their sale as set forth in this Bond Resolution and the term sheet on file with the Issuer, which are not materially inconsistent with this Bond Resolution and not adverse to the Issuer as may be permitted by the Act and approved by the officers executing the same on behalf of the Issuer. The approval of any changes by said officer, and that such are not adverse to the Issuer, shall be conclusively evidenced by the execution and delivery of such Issuer Documents by such officer.

Each of the Completion Guaranty, the Developer Guaranty, the Fee Mortgage and the Leasehold Mortgage, in substantially the forms submitted to and approved, as appropriate, by Issuer's Counsel, the County Prosecutor's office and/or the Director of Law, with such changes requested and approved, as appropriate, by the Issuer's Counsel, the County Prosecutor's office and/or the Director of Law, and any changes not materially inconsistent with this Bond Resolution and not adverse to the Issuer as may be permitted by the Act, is hereby approved.

The County Executive, the Chief of Staff as authorized designee of the County Executive, the Fiscal Officer, the County Prosecutor's office, the Director of Law and the Clerk are each hereby separately authorized to take any and all actions and to execute

such financing statements, assignments, certificates and other documents and instruments that may be necessary or appropriate in the opinion of Bond Counsel and Issuer's Counsel, in order to effect the issuance of the Bonds and the intent of this Bond Resolution, including taking all actions necessary to complete the sale of the Bonds under the "blue sky" laws of any jurisdiction; provided that the Issuer shall not be required to submit to service of process in connection with any such "blue sky" action in any state except the State. The Clerk, or other appropriate officer of the Issuer, shall certify a true transcript of all proceedings had with respect to the issuance of the Bonds, along with such information from the records of the Issuer as is necessary to determine the regularity and validity of the issuance of the Bonds.

SECTION 6. Sale of Bonds. The Fiscal Officer is hereby authorized to sell the Bonds to the Original Purchaser for a purchase price of not less than 96% of the aggregate principal amount of the Bonds, and with and upon such other terms as are required or authorized by this Resolution, in accordance with law, the provisions of this Resolution and the provisions of the Private Placement Agreement.

The County Executive, the Chief of Staff as authorized designee of the County Executive, the Clerk of this Council and the Fiscal Officer are each hereby authorized and directed to make the necessary arrangements with the Original Purchaser to establish the date, location, procedure and conditions for delivery of the Bonds to the Original Purchaser and to take all steps necessary to effect due execution, authentication and delivery to the Original Purchaser of the Bonds under the conditions of this Bond Resolution and the Indenture.

It is determined by this Council that the price for and the terms of the Bonds, and the sale thereof, all as provided in this Bond Resolution, the Private Placement Agreement, the Loan Agreement and the Indenture, are in compliance with all legal requirements.

SECTION 7. Private Placement Memorandum. The County Executive, the Fiscal Officer and other officials of the County, are authorized, on behalf of the Issuer and in their official capacities, to participate in the preparation of a preliminary Private Placement Memorandum and a final Private Placement Memorandum in connection with the original issuance of the Bonds.

SECTION 8. Covenants of Issuer. In addition to other covenants of the Issuer in this Bond Resolution, the Loan Agreement and the Indenture, the Issuer further covenants and agrees as follows:

(a) Payment of Principal, Premium and Interest. The Issuer will, solely from the Revenues or sources otherwise provided herein and in the Indenture, pay or cause to be paid the principal of, premium, if any, and interest on the Bonds on the dates,

at the places and in the manner provided herein, in the Indenture and in the Bonds, provided, however, that nothing in this Bond Resolution shall be deemed to prohibit the Issuer, of its own volition, from using to the extent it is lawfully authorized to do so, any other resources for the payment of the principal of, premium, if any, and interest on the Bonds and the fulfillment of any other terms, conditions or obligations of the Indenture, this Bond Resolution or the Bonds.

(b) Performance of Covenants, Authority and Actions. The Issuer will at all times observe and perform all agreements, covenants, undertakings, stipulations and provisions contained in the Issuer Documents, and in all proceedings of the Issuer pertaining to the Bonds. The Issuer warrants and covenants based upon opinion of Bond Counsel and representations of the Borrower that the Issuer is, and upon delivery of the Bonds will be, duly authorized by the laws of the State of Ohio, including particularly and without limitation the Act, to issue the Bonds and to execute the Issuer Documents, and all other documents to be executed by it, to provide for the security for payment of the principal of, premium, if any, and interest on the Bonds in the manner and to the extent herein and in the Indenture set forth; that all actions on its part for the issuance of the Bonds and execution and delivery of the Issuer Documents, and all other documents to be executed by the Issuer in connection with the issuance of the Bonds, are binding upon each officer of the Issuer in his or her official capacity as may from time to time have the authority under the law to take such actions as may be necessary to perform all or any part of the duty required by such provision; and each duty of the Issuer and of its officers and employees undertaken pursuant to such proceedings for the Bonds is established as a duty of the Issuer and of each such officer and employee having authority to perform such duty, specifically enjoined by law and resulting from an office, trust or station within the meaning of Section 2731.01 of the Ohio Revised Code, providing for enforcement by writ of mandamus.

SECTION 9. Guaranty.

(a) During the Initial Guaranty Period and any Subsequent Guaranty Period, the Issuer absolutely and unconditionally guarantees to the Trustee for the benefit of the holders of the Bonds the full and timely payment of Guaranteed Bond Service Charges. The obligation of the Issuer under the Guaranty shall not be secured by any pledge of tax revenue.

The Guaranty shall become effective as of its date, and the Initial Guaranty Period shall commence on January 1, 2014. The Initial Guaranty Period and the Guaranty shall terminate on December 31, 2014, unless renewed as set forth below. The amount of the appropriation required for the Guaranty during the Initial Guaranty Period shall be equal to the Guaranteed Bond Service Charges payable during such Guaranty Period. The Guaranty may be renewed in accordance with the terms and conditions set forth herein for Subsequent Guaranty Periods. If the right to renew is exercised, the Guaranty shall be a new Guaranty, and each such new Guaranty shall terminate on the

termination date of the applicable Subsequent Guaranty Period unless it terminates at an earlier date as hereinafter provided in this Section 9. If the Guaranty shall not have terminated previously, then the Guaranty shall terminate at such time as all Guaranteed Bond Service Charges are paid in full by Borrower or any other party on behalf of Borrower.

The Issuer shall be deemed to have exercised its right of renewal for each succeeding Subsequent Guaranty Period if, at or prior to the expiration of the then current Guaranty Period, the Issuer lawfully appropriates sufficient funds to permit the payment of all Guaranteed Bond Service Charges due during the next Subsequent Guaranty Period. The Fiscal Officer shall promptly certify each such appropriation to the Trustee, but no failure to make such certification shall negate the effect of a lawful and sufficient appropriation for the purpose of renewal of the Guaranty.

The Issuer hereby agrees and covenants that the Fiscal Officer shall include an appropriation of sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period in each annual update to such appropriations set forth in each biennial budget, resolution or ordinance, as the case may be, including without limitation, appropriation of sufficient funds to permit the payment of all Guaranteed Bond Service Charges due in calendar year 2014.

The Issuer currently has no reason to believe that legally available funds in an amount sufficient to pay Guaranteed Bond Service Charges due during each Guaranty Period, including without limitation, the Initial Guaranty Period, cannot be appropriated and obtained.

In the event no funds or insufficient funds are lawfully appropriated to permit the payment of Guaranteed Bond Service Charges due during a Guaranty Period, then the Issuer will immediately notify the Trustee of such occurrence. On the first day following the Payment Date on which the last Guaranteed Bond Service Charges could be paid in full from lawfully appropriated funds, the Guaranty shall terminate without penalty or expense to the Issuer of any kind whatsoever, except as to the portions of Guaranteed Bond Service Charges for Guaranty Periods in which sufficient funds had been lawfully appropriated, but subject to the provision of this Section 9 for reinstatement and renewal of the Guaranty.

If during any Guaranty Period, the Issuer lawfully appropriates sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within a period less than the full term of a subsequent Guaranty Period, the Guaranty shall be deemed renewed for such shorter period and can be successively renewed for periods shorter than the full term of a Subsequent Guaranty Period. The Issuer shall be deemed to have exercised its right to renew for such a period shorter than a Subsequent Guaranty Period if, at or prior to the termination of the current Guaranty Period, there are lawfully appropriated funds enabling the payment of Guaranteed Bond Service Charges for such

shorter period. If the Guaranty is renewed for any period shorter than a Subsequent Guaranty Period, such shorter period shall terminate on the first day of the month following the last Payment Date on which there were funds lawfully appropriated to permit the payment of the Guaranteed Bond Service Charges then due in full.

If a Guaranty Period terminates without a renewal of the Guaranty for a succeeding Guaranty Period and if within thirty (30) days after such date of termination (a) there are lawfully appropriated funds which would have caused the Guaranty to be renewed if the appropriation had occurred prior to the termination of the Guaranty Period; and (b) the Fiscal Officer certifies that there is a balance in the appropriations, which balance is not obligated to pay existing obligations and is available to pay Guaranteed Bond Service Charges during the period for which funds have been lawfully appropriated for the payment thereof, then the Guaranty shall be reinstated and deemed renewed as of the day following the date of termination of the preceding Guaranty Period. If a Payment Date occurs during the period between the date of termination and date of reinstatement of the Guaranty, any Guaranty payment that would have been due on such Payment Date if the Guaranty had not been terminated shall become immediately due on the date the Guaranty is reinstated and shall be payable as soon thereafter as it is practicable for the Issuer to process payment.

(b) In consideration for the Issuer's execution and delivery of the Guaranty, Borrower shall pay the Issuer a fee of \$25,000 plus ten basis points of the amount of the issuance, simultaneously with the issuance and sale of the Bonds.

(c) Provided that the Guaranty has not been terminated and the Issuer has lawfully appropriated sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period, the Borrower shall agree under the Loan Agreement to repay or cause to be repaid to the Issuer from the Borrower's future Revenues any moneys paid to the Trustee pursuant to the Guaranty with interest and on such other terms and in such form as are consistent with Borrower's obligations under the Loan Agreement and the other related agreements securing the Bonds.

(d) The Indenture shall provide that the Revenues received under the Loan Agreement pledged to payment of the Bonds shall be applied to the following purposes in the following order: (i) provided that the Guaranty has not been terminated and the Issuer has lawfully appropriated sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period, to the repayment to the Issuer of any amounts paid by the Issuer under the Guaranty and not previously reimbursed to the Issuer, (ii) to the payment of Bond Service Charges on the Bonds; (iii) to the replenishment of the debt service reserve fund established under the Indenture securing the Bonds if such replenishment is necessary after a draw on such fund to restore its balance to the minimum amount required under that Indenture; and (iv) to such other purposes in such priority as shall be set forth in or pursuant to the Indenture.

Notwithstanding the foregoing, however, in the event the Guaranty has been terminated and the Issuer has not lawfully appropriated sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period, then the Indenture shall provide that the Revenues received under the Loan Agreement pledged to payment of the Bonds shall be applied to the following purposes in the following order: (i) to the payment of Bond Service Charges on the Bonds; (ii) to the replenishment of the debt service reserve fund established under the Indenture securing the Bonds if such replenishment is necessary after a draw on such fund to restore its balance to the minimum amount required under that Indenture; (iii) to the repayment to the Issuer of any amounts paid by the Issuer under the Guaranty and not previously reimbursed to the Issuer and (iv) to such other purposes in such priority as shall be set forth in or pursuant to the Indenture.

(e) The Guaranty shall include the Issuer's representation and warranty that:

(i) The Issuer has full power and authority to deliver, and to execute and perform its obligations under, the Guaranty and to enter into and carry out the transactions contemplated therein;

(ii) such execution, delivery and performance are not in contravention of any resolution of this Council, or any indenture, agreement or undertaking to which the Issuer is a party or by which it or any of its property is bound; and

(iii) the Guaranty has, by proper Council action, been duly authorized, executed and delivered by the Issuer, and all steps necessary have been taken to constitute the Guaranty, when executed and delivered, a valid and binding obligation of the Issuer enforceable in accordance with its terms.

SECTION 10. No Personal Liability. No recourse under or upon any obligation, covenant, acceptance or agreement contained in this Bond Resolution, or in any Bond, or in the Issuer Documents, or under any judgment obtained against the Issuer or by the enforcement of any assessment or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise, or under any circumstances, shall be had against any officer or employee as such, past, present, or future, of the Issuer, either directly or through the Issuer, or otherwise, for the payment for or to the Issuer or any receiver thereof, or for or to any holder of any Bond, or otherwise, of any sum that may be due and unpaid by the Issuer upon any of the Bonds. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such officer or employee, as such, to respond by reason of any act or omission on his or her part, or otherwise, for, directly or indirectly, the payment for or to the Issuer or any receiver thereof, or for or to the owner or any holder of any Bond, or

otherwise of any sum that may remain due and unpaid upon any Bond, shall be deemed to be expressly waived and released as a condition of and consideration for the execution and delivery of the Issuer Documents and the issuance of the Bonds.

SECTION 11. No Debt or Tax Pledge. Anything in this Bond Resolution, the Indenture, the Loan Agreement, the Private Placement Agreement, the Guaranty, the Bonds or any other agreement or instrument to the contrary notwithstanding, neither this Bond Resolution, the Bonds, the Indenture, the Guaranty, the Loan Agreement, nor the Private Placement Agreement shall represent or constitute a debt or pledge of the faith and credit of or the taxing power of the Issuer, and each Bond shall contain on the face thereof a statement to that effect and to the effect that the Bonds shall be paid solely from the Revenues received pursuant to the Loan Agreement and otherwise in accordance with the Indenture.

SECTION 12. Severability. If any section, paragraph or provision of this Bond Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Bond Resolution.

SECTION 13. Rescind. Resolution No. R2013-0093 is hereby rescinded.

SECTION 14. Effective Date. It is necessary that this Bond Resolution become immediately effective for the usual daily operation of the Issuer and the reasons set forth in the preamble. Provided that this Bond 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: (a) its approval by the County Executive through signature, (b) 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 (c) 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 15. Compliance With Open Meeting Requirements. This Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of Council, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

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: October 8, 2013

Committee(s) Assigned: Economic Development & Planning

Committee Report/Second Reading: October 22, 2013

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November 12, 2013