



MINUTES

CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE MEETING
THURSDAY, SEPTEMBER 1, 2011
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
11:00 AM

1. CALL TO ORDER

The meeting was called to order by Chairman Jones at 11:18 p.m.

2. ROLL CALL

The Clerk called the roll. Councilmembers Jones, Germana, Miller, Conwell and Rogers were in attendance and a quorum was determined.

3. APPROVAL OF MINUTES FROM THE AUGUST 11, 2011 MEETING

A motion was made by Ms. Conwell, seconded by Mr. Miller and approved by unanimous vote to approve the minutes from the August 11, 2011 meeting.

4. APPROVAL OF MINUTES FROM THE AUGUST 18, 2011 MEETING

A motion was made by Ms. Conwell, seconded by Mr. Miller and approved by unanimous vote to approve the minutes from the August 18, 2011 meeting.

5. PUBLIC COMMENT RELATED TO THE AGENDA

There was no public comment.

6. MATTERS REFERRED TO COMMITTEE

- a) R2011-0264: A Resolution amending Resolution No. R2011-0234 dated 7/26/2011, which authorized an award on RQ19343 to First Energy Solutions in the amount of \$5,500,000.00 for the purchase of electric utility services for County-owned facilities, by changing the time period from 6/1/2011 - 5/31/2012 to 9/1/2011 - 8/31/2013; and declaring the necessity that this Resolution become immediately effective.

Bonnie Teeuwen, Director of Public Works, addressed the Committee regarding Resolution No. R2011-0264. Discussion ensued.

Mr. Germana introduced a verbal amendment on the floor.

A motion was made by Mr. Germana, seconded by Ms. Conwell and approved by unanimous vote to replace the words “the amount of \$5,500,000.00” with “an amount not to exceed \$5,500,000.00 per year” wherever they appear.

On a motion by Mr. Germana with a second by Mr. Miller, Resolution No. R2011-0264 was considered and approved by unanimous vote to be referred to the full Council agenda under second reading suspension of rules, as amended.

- b) O2011-0044: An Ordinance amending Ordinance No. O2011-0014, as amended in Ordinance Nos. O2011-0030 and O2011-0033, which enacted a Cuyahoga County Board of Control, Contracting and Purchasing Ordinance, and declaring the necessity that this Ordinance become immediately effective.

David Merriman, Special Assistant to the County Executive, Lenora Lockett, Director of the Office of Procurement and Diversity, and Matt Hawes, Law Department, addressed the Committee regarding Ordinance No. O2011-0044. Discussion ensued.

A motion was made by Mr. Miller, seconded by Mr. Germana and approved by unanimous vote to amend Section 4.4(a) of Ordinance No. O2011-0044 such that the entire section shall be replaced by “Except as otherwise provided in this Ordinance, including, but not limited to, Sections 4.4, 4.7, and 4.14, all contracts, purchases, or leases shall be done in accordance with the competitive bidding procedures provided for in Sections 307.86 through 307.921 of the Ohio Revised Code. If any conflict arises between the procedures, requirements, or any other terms of the Ohio Revised Code, Ohio Administrative Code, or any other law or regulation, and this Ordinance, the procedures, requirements, and terms of this Ordinance shall prevail.”

Mr. Miller introduced three verbal amendments on the floor.

A motion was made by Mr. Miller, seconded by Mr. Rogers and approved by unanimous vote to amend Section 4.4(d) of Ordinance No. O2011-0044 such that the word “sources” shall be replaced with the word “source.”

A motion was made by Mr. Miller, seconded by Mr. Germana and approved by unanimous vote to amend Section 4.1 of Ordinance No. O2011-0044 to read “All purchases of goods and services shall be done by the Director of Procurement and Diversity, under the direction of the County Executive. The various departments may use office vouchers and procurement cards for purchases not to exceed \$500.00.”

A motion was made by Mr. Miller, seconded by Ms. Conwell and approved by unanimous vote to authorize the staff of County Council to make technical and grammatical changes to Ordinance No. O2011-0044 as necessary.

Mr. Merriman introduced a verbal amendment on the floor on the behalf of the County Executive.

A motion was made by Mr. Miller, seconded by Mr. Jones and approved by unanimous vote to amend Section 1.14 of Ordinance No. O2011-0044 such that the words "6:30 p.m." shall be replaced by the words "6:00 p.m."

On a motion by Mr. Miller with a second by Mr. Jones and approved by unanimous vote, Ordinance No. O2011-0044 was tabled until the next scheduled meeting of the Committee.

7. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

8. OTHER PUBLIC COMMENT

There was no public comment.

9. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Jones, with a second by Mr. Miller, the meeting was adjourned at 1:00 p.m., without objection.