

**AGENDA**  
**CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE MEETING**  
**THURSDAY, DECEMBER 8, 2011**  
**CUYAHOGA COUNTY JUSTICE CENTER**  
**COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR**  
**11:00 AM**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO THE AGENDA**
- 4. APPROVAL OF MINUTES FROM THE DECEMBER 1, 2011 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
  - a) R2011-0334: A Resolution authorizing an assignment of leases from Cuyahoga County to Cuyahoga County Board of Developmental Disabilities, effective 1/1/2012, in connection with various contracts with North Coast Community Homes, Inc. for the lease/purchase of various properties for use as group homes for persons with developmental disabilities; authorizing the County Executive to execute the assignment of leases and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
    - 1) No. CE03299 with Lomond House, located at 16613 Lomond Boulevard, Shaker Heights, for the period 12/1/1987 - 11/30/2012.
    - 2) No. CE03434 with Pearl House, located at 6063 Pearl Road, Parma Heights, for the period 5/1/1987 - 4/30/2012.
    - 3) No. CE03447 with Tremont House, located at 2440 West 14<sup>th</sup> Street, Cleveland, for the period 8/1/1987 - 7/31/2012.
    - 4) No. CE03448 with Brooklyn House, located at 4248 West 35<sup>th</sup> Street, Cleveland, for the period 9/1/1987 - 8/31/2012.

- b) R2011-0338: A Resolution amending BOCC Resolution No. 014247 dated 11/6/2001, which authorized an amendment to Contract No. CE11084-01 with Mt. Pleasant NOW Development Corporation for lease of office space for use by the Cuyahoga Health & Nutrition and Cuyahoga Work & Training Agencies and the Department of Children & Family Services for additional funds in the amount of \$700,000.00, by changing the time period from 10/1/2000 - 9/30/2010 to 10/1/2000 - 11/30/2011; and declaring the necessity that this Resolution become immediately effective.
- c) R2011-0339: A Resolution authorizing an amendment to Contract No. CE11084-01, 02 with Mt. Pleasant NOW Development Corporation for lease of office space for use by the Division of Employment and Family Services/Cuyahoga Support Enforcement Agency, Division of Children and Family Services and Division of Senior and Adult Services for the period 10/1/2000 - 11/30/2011 to extend the time period to 11/30/2014 and for additional funds in the amount of \$1,544,359.60; 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.
- d) R2011-0336: A Resolution authorizing The MetroHealth System to become a member and participate in one or more group 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 2012, in accordance with Ohio Revised Code Section 339.05; and declaring the necessity that this Resolution become immediately effective.

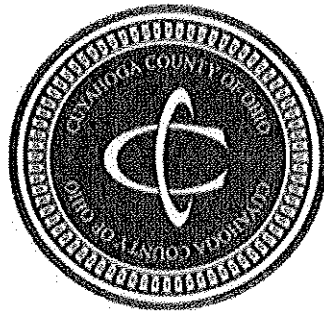
## 6. MISCELLANEOUS BUSINESS

- a) Presentation on the Disparity Study performed for the Northeast Ohio Regional Sewer District – Katarina Waag, Assistant Director of Law, Tiffany Jordan, Contract Compliance Manager, Northeast Ohio Regional Sewer District.

## 7. OTHER PUBLIC COMMENT

## 8. ADJOURNMENT

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



## **MINUTES**

**CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE MEETING  
THURSDAY, DECEMBER 1, 2011  
CUYAHOGA COUNTY JUSTICE CENTER  
COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR  
11:00 AM**

**1. CALL TO ORDER**

**The meeting was called to order by Chairman Jones at 11:20 a.m.**

**2. ROLL CALL**

**The Clerk called the roll. Committee members Jones, Germana, Miller and Rogers were in attendance and a quorum was determined. Committee member Conwell was absent.**

**3. PUBLIC COMMENT RELATED TO THE AGENDA**

**No public comments were given.**

**4. APPROVAL OF MINUTES FROM THE NOVEMBER 17, 2011 MEETING**

**A motion was made by Mr. Miller, seconded by Mr. Germana and approved by unanimous vote to approve the minutes of the November 17, 2011 meeting.**

**5. MATTERS REFERRED TO COMMITTEE**

- a) O2011-0054: An Ordinance approving the revised Cuyahoga County Small Business Enterprise (SBE) Program Policies and Procedures Manual, effective 1/1/2012, and declaring the necessity that this Ordinance become immediately effective.

**Ms. Lenora Lockett, Director of the Office of Procurement & Diversity, and Mr. David Merriman, Special Assistant to County Executive FitzGerald, addressed the Committee regarding Ordinance No. O2011-0054. Discussion ensued.**

**Committee members asked question of Ms. Lockett pertaining to the item, which she answered accordingly.**

**Ms. Lockett introduced a verbal amendment on the floor.**

**A motion was made by Chairman Jones, seconded by Mr. Miller and approved by unanimous vote to amend Section VIII: SBE Participation in Meeting Goals (Subsection (1)) of the proposed Cuyahoga County Small Business Enterprise Program Policies and Procedures manual by adding the sentence *"Only work provided in an SBE's certification category will count toward the SBE Goal."***

**A motion was made by Mr. Miller with a second by Mr. Rogers and approved by unanimous vote to amend Section XIV of the proposed Cuyahoga County Small Business Enterprise Program Policies and Procedures manual by deleting the first and third bullet points listing the members of the SBE Grievance Hearing Board and adding a bullet point to read *"Two (2) members of the County Executive Office Staff or their designees."***

**On a motion by Chairman Jones with a second by Mr. Germana, Ordinance No. O2011-0054 was considered and approved by unanimous vote to be referred to the full Council agenda under second reading suspension of rules, as amended.**

**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 and on a motion by Mr. Miller with a second by Mr. Rogers, the meeting was adjourned at 1:00 p.m., without objection.**

# County Council of Cuyahoga County, Ohio

## Resolution No. R2011-0334

<p>Sponsored by: <b>County Executive FitzGerald/Department of Public Works on behalf of Cuyahoga County Board of Developmental Disabilities</b></p>	<p><b>A Resolution</b> authorizing an assignment of leases from Cuyahoga County to Cuyahoga County Board of Developmental Disabilities, effective 1/1/2012, in connection with various contracts with North Coast Community Homes, Inc. for the lease/purchase of various properties for use as group homes for persons with developmental disabilities; authorizing the County Executive to execute the assignment of leases and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, Cuyahoga County leases 56 properties from North Coast Community Homes for use by the Cuyahoga County Board of Developmental Disabilities for the purpose of providing residences for individuals with developmental disabilities; and,

WHEREAS, the term of the leases is for 25 years with the option to purchase the leased properties any time after ten years after the commencement of the leases and prior to the termination of the leases; and,

WHEREAS, the Cuyahoga County Board of Developmental Disabilities desires the County to assign four leased properties for the purpose of purchasing the properties prior to the termination of the respective leases; and,

WHEREAS, the four leased properties that are subject to the Assignment of Leases are as follows:

- a. Brooklyn House, with a lease termination date of August 31, 2012 (Contract No. CE03448);
- b. Lomond House, with a lease termination date of November 30, 2012 (Contract No. CE03299);
- c. Pearl House, with a lease termination date of April 30, 2012 (Contract No. CE03434);
- d. Tremont House, with a lease termination date of July 31, 2012 (Contract No. CE03447); and,

WHEREAS, if approved, the Assignment of Leases shall become effective on January 1, 2012; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County and the Cuyahoga County Board of Developmental Disabilities can continue without interruption, to provide adequate time to the Board of Developmental Disabilities to exercise the options to purchase under the assigned leases, and to provide for the usual, daily operation of a county developmental disabilities board.

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

**SECTION 1.** The County Council hereby approves the County's assignment of the following four leases between the County and North Coast Community Homes to the Cuyahoga County Board of Developmental Disabilities:

- a. Brooklyn House, with a lease termination date of August 31, 2012 (Contract No. CE03448);
- b. Lomond House, with a lease termination date of November 30, 2012 (Contract No. CE03299);
- c. Pearl House, with a lease termination date of April 30, 2012 (Contract No. CE03434);
- d. Tremont House, with a lease termination date of July 31, 2012 (Contract No. CE03447); and,

**SECTION 2.** The County Council authorizes the County Executive to execute an Assignment of Leases agreement with the Cuyahoga County Board of Developmental Disabilities in accordance with this Resolution and to take any other measures necessary to effectuate the assignments authorized herein to take place as of January 1, 2012.

**SECTION 3.** It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County and the Cuyahoga County Board of Developmental Disabilities can continue without interruption, to provide adequate time to the Board of Developmental Disabilities to exercise the options to purchase under the assigned leases, and to provide for the usual, daily operation of a county developmental disabilities board; therefore, provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

**SECTION 4.** It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and 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: December 6, 2011

Committee(s) Assigned: Public Works, Procurement & Contracting and Health,  
Human Services & Aging

Journal \_\_\_\_\_  
\_\_\_\_\_, 2011

# County Council of Cuyahoga County, Ohio

## Resolution No. R2011-0338

Sponsored by: <b>County Executive FitzGerald/Department of Public Works</b>	<b>A Resolution</b> amending BOCC Resolution No. 014247 dated 11/6/2001, which authorized an amendment to Contract No. CE11084-01 with Mt. Pleasant NOW Development Corporation for lease of office space for use by the Cuyahoga Health & Nutrition and Cuyahoga Work & Training Agencies and the Department of Children & Family Services for additional funds in the amount of \$700,000.00, by changing the time period from 10/1/2000 - 9/30/2010 to 10/1/2000 - 11/30/2011; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works is hereby recommending to amend BOCC Resolution No. 014247 dated 11/6/2001, which authorized an amendment to Contract No. CE11084-02 with Mt. Pleasant NOW Development Corporation for lease of office space for use by the Cuyahoga Health & Nutrition and Cuyahoga Work & Training Agencies and the Department of Children & Family Services for additional funds in the amount of \$700,000.00; and,

WHEREAS, it is necessary to amend BOCC Resolution No. 014247 by changing the time period from 10/1/2000 – 9/30/2010 to 10/1/2000 – 11/30/2011; 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 amendment to BOCC Resolution No. 014247 dated 11/6/2001, which authorized an amendment to Contract No. CE11084-02 with Mt. Pleasant NOW Development Corporation for lease of office space for use by the Cuyahoga Health & Nutrition and Cuyahoga Work & Training Agencies and the Department of Children & Family Services for additional funds in the amount of \$700,000.00, by changing the time period from 10/1/2000 – 9/30/2010 to 10/1/2000 – 11/30/2011.

**SECTION 2.** It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to



continue the usual and daily operation of County departments, offices and agencies. Provided that this Resolution receives the affirmative vote of eight members elected to Council, this Resolution shall become immediately effective upon the signature of the County Executive.

**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: December 6, 2011

Committee(s) Assigned: Public Works, Procurement & Contracting and Health, Human Services & Aging

Journal \_\_\_\_\_  
\_\_\_\_\_, 2011

# County Council of Cuyahoga County, Ohio

## Resolution No. R2011-0339

<p>Sponsored by: <b>County Executive FitzGerald/Department of Public Works</b></p>	<p><b>A Resolution</b> authorizing an amendment to Contract No. CE11084-01, 02 with Mt. Pleasant NOW Development Corporation for lease of office space for use by the Division of Employment and Family Services/Cuyahoga Support Enforcement Agency, Division of Children and Family Services and Division of Senior and Adult Services for the period 10/1/2000 - 11/30/2011 to extend the time period to 11/30/2014 and for additional funds in the amount of \$1,544,359.60; 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 Public Works has submitted a request to amend Contract No. CE11084-02 with Mt. Pleasant NOW Development Corporation for lease of office space for use by the Division of Employment and Family Services/Cuyahoga Support Enforcement Agency, Division of Children and Family Services and Division of Senior and Adult Services for the period 10/1/2000 – 11/30/2011 to extend the time period to 11/30/2014; and for additional funds in the amount of \$1,544,359.60; and

WHEREAS, this amendment increases the total amount of the contract to \$16,965,184.00; and

WHEREAS, the term of the lease is three (3) years starting 12/01/2011 through 11/30/2014, with two (2) one year renewal options. The County will also maintain a twelve (12) month termination option at any time; and

WHEREAS, the lease is for 52,967 square feet of space at \$13.70 per square foot for the first ten months. Starting in the eleventh month, the square footage will be reduced to 39,426 square feet and the rental rate will be reduced to \$11.00 per square foot. This totals \$676,987.60 for the first year of the lease and \$1,544,359.60 for the entire three year term; and

WHEREAS, the primary purpose is to provide continuing operating space for the Division of Employment and Family Services/Cuyahoga Support Enforcement Agency,

Division of Children and Family Services and Division of Senior and Adult Services. The County has leased space at this location for many years; and

WHEREAS, the funding for the lease will come from each of the three (3) agencies, proportioned to their use of space at the leased location as follows: (1) funding is through the Health & Human Services Levy Dollars (33%); (2) reimbursement from state dollars (66%) for EFS and CFS; and (3) HHS Levy for Senior and Adult's portion of the lease (100%). All payments will be made monthly directly to the landlord.

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 amended Contract No. CE11084-02 with Mt. Pleasant NOW Development Corporation for lease of office space for use by the Division of Employment and Family Services/Cuyahoga Support Enforcement Agency, Division of Children and Family Services and Division of Senior and Adult Services for the period 10/1/2000 – 11/30/2011 to extend the time period to 11/30/2014; and for additional funds in the amount of \$1,544,359.60.

**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 in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of County departments, offices and agencies. Provided that this Resolution receives the affirmative vote of eight members elected to Council, this Resolution shall become immediately effective upon the signature of the County Executive.

**SECTION 4.** It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted 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: December 6, 2011  
Committee(s) Assigned: Public Works, Procurement & Contracting and Health, Human  
Services & Aging

Journal \_\_\_\_\_  
\_\_\_\_\_, 2011

# County Council of Cuyahoga County, Ohio

## Resolution No. R2011-0336

<b>Sponsored by: County Executive FitzGerald on behalf of The MetroHealth System</b>	<b>A Resolution</b> authorizing The MetroHealth System to become a member and participate in one or more group 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 2012, in accordance with Ohio Revised Code Section 339.05; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Ohio Revised Code Section 339.05 authorized 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, 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.

WHEREAS, the cost of supplies necessary for hospital operations including drugs, food stuffs, and other medical and related materials has escalated at a rapid rate which requires further action to attempt to reduce expense.

WHEREAS, The MetroHealth System seeks to participate in one or more group 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 such supplies, equipment and services.

WHEREAS, the County Director of Law has thoroughly reviewed this recommendation to reduce the Hospital's overall supply expense.

WHEREAS, it is necessary that this Resolution become immediately effective because The MetroHealth System's current purchasing policy expires December 31, 2011; and in order that critical services provided by The MetroHealth System can continue.

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

**SECTION 1.** The County Council hereby authorizes The MetroHealth System to adopt a purchasing policy which authorizes the President to seek membership and to participate in one or more group 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, which the System does not currently enjoy, for the 2012 Calendar Year.

**SECTION 2.** That the purchases of such supplies, equipment and services through group purchasing arrangements shall be exempt from the competitive bidding procedures of Ohio Revised Code Section 307.05.

**SECTION 3.** It is necessary that this Resolution become immediately effective because The MetroHealth System’s current purchasing policy expires December 31, 2011; and in order that critical services provided by The MetroHealth System can continue. Provided that this Resolution receives the affirmative vote of eight members Council, this Resolution shall become immediately effective up the signature of the County Executive.

**SECTION 4.** It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted 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: December 6, 2011  
Committee(s) Assigned: Public Works, Procurement & Contracting

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