



AGENDA
CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE
MEETING
THURSDAY, MAY 31, 2012
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
11:00 AM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO THE AGENDA**
- 4. APPROVAL OF MINUTES FROM THE MAY 10, 2012 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
 - a) R2012-0086: A Resolution authorizing an amendment to Contract No. CE1000462-02 with The Brewer-Garrett Company for implementation of energy conservation measures in various County buildings, in accordance with Ohio Revised Code Section 307.041 and American Recovery and Reinvestment Act of 2009 reporting requirements, for the period 7/1/2010 - 6/30/2020 for additional funds in the amount not-to-exceed \$1,225,000.00; and declaring the necessity that this Resolution become immediately effective.
 - b) R2012-0087: A Resolution declaring that public convenience and welfare requires replacement of Rockside Road Bridge No. 3.23 in the City of Independence; total estimated construction cost \$4,000,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and

authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project.

- c) R2012-0088: A Resolution making an award on RQ23213 to Terrace Construction Company, Inc. in the amount not-to-exceed \$2,197,758.00 for the Sewer and Lateral Repair Program for various County Sewer districts; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution.

- d) R2012-0089: A Resolution making an award on RQ22973 to Perk Company, Inc. in the amount not-to-exceed \$3,212,023.08 for resurfacing, restoration and rehabilitation of Snow/Rockside Road from Broadview Road to Lombardo Road in the Cities of Parma and Seven Hills; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$5.00 License Tax Funds in the amount of \$642,404.61 to fund said contract.

6. MISCELLANEOUS BUSINESS

7. OTHER PUBLIC COMMENT

8. ADJOURNMENT

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



MINUTES

CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE
MEETING
THURSDAY, MAY 10, 2012
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
11:00 AM

1. CALL TO ORDER

Chairman Jones called the meeting to order at 11:12 a.m.

2. ROLL CALL

Assistant Deputy Clerk Thurman called the roll. Committee members Jones, Miller Conwell and Germana were in attendance and a quorum was determined. Committee member Rogers was absent from the meeting.

3. PUBLIC COMMENT RELATED TO THE AGENDA

No public comments were given.

4. APPROVAL OF MINUTES FROM THE APRIL 26, 2012 MEETING

A motion was made by Mr. Miller, seconded by Mr. Germana and approved by unanimous vote to approve the minutes of the April 26, 2012 meeting.

5. MATTERS REFERRED TO COMMITTEE

- a) R2012-0080: A Resolution approving a Sanitary Sewer Line Vacation and Granting of Easement agreement with Wal-Mart Real Estate Business Trust, a Delaware statutory trust, in connection with property located in the City of Brooklyn; and authorizing the County Executive to execute all documents required in connection with said agreement.

Ms. Bonnie Teeuwen, Director of Public Works, addressed the Committee regarding Resolution No. R2012-0080. Discussion ensued.

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

On a motion by Mr. Jones with a second by Mr. Miller, Resolution No. R2012-0080 was considered and approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of rules.

6. DISCUSSION REGARDING THE ECONOMIC INCLUSION TASKFORCE

Mr. Majeed Makhlof, Law Director, addressed the Committee regarding the history and mission of the Economic Inclusion Taskforce. Discussion ensued.

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

Ms. Sharon Cole, Deputy Chief of Staff of Operations, addressed the Committee regarding the Economic Inclusion Taskforce meeting being held on Tuesday, May 15, 2012 at Cuyahoga Community College Corporate College East from 9:00 a.m. to noon. Discussion ensued.

Committee members asked questions of Ms. Cole pertaining to the item, which she answered accordingly.

Mr. Jeff Mowry, Chief Information Officer, addressed the Committee regarding the Broward County, Florida Disparity Study. Discussion ensued.

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

Ms. Nancy Mercado, Contract Compliance Officer, addressed the Committee regarding Small Business Enterprise data collection. Discussion ensued.

Committee members asked questions of Ms. Mercado pertaining to the item, which she answered accordingly.

Ms. Lenora Lockett, Director of the Office of Procurement and Diversity, addressed the Committee regarding the Office of Procurement and Diversity and Small Business Enterprise procedures. Discussion ensued.

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

7. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

8. OTHER PUBLIC COMMENT

No public comments were given.

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 12:25 p.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0086

<p>Sponsored by: County Executive FitzGerald/Department of Public Works</p>	<p>A Resolution authorizing an amendment to Contract No. CE1000462-02 with The Brewer-Garrett Company for implementation of energy conservation measures in various County buildings, in accordance with Ohio Revised Code Section 307.041 and American Recovery and Reinvestment Act of 2009 reporting requirements for the period 7/1/2010 - 6/30/2020 for additional funds in the amount not-to-exceed \$1,225,000.00; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Public Works has recommended to amend Contract No. CE1000462-02 (Subsidiary No. 1) with The Brewer-Garrett Company for implementation of energy conservation measures in various County buildings, in accordance with Ohio Revised Code Section 307.041 and American Recovery and Reinvestment Act of 2009 reporting requirements for the period 7/1/2010-6/30/2020 for additional funds in the amount not-to-exceed \$1,225,000.00; and,

WHEREAS, the amendment to Contract No. CE1000462-02 (Subsidiary No. 1) will add an additional not-to-exceed amount of \$1,225,000.00 to the existing contract amount of \$2,229,830.00; and,

WHEREAS, the primary goal of the increased amount is to provide additional energy conservation measures to reduce energy consumption for County owned facilities; and,

WHEREAS, funding for this contract amendment became available through an Energy Efficiency and Conservation Block Grant (“EECBG”), as a part of the American Recovery and Reinvestment Act (“ARRA”) operated by the U.S. Department of Energy; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order to ensure 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 Cuyahoga County Council hereby approves the amendment to Contract No. CE1000462-02 (Subsidiary No. 1) with The Brewer-Garrett Company for implementation of energy conservation measures in various County buildings, in accordance with Ohio Revised Code Section 307.041 and American Recovery and Reinvestment Act of 2009 reporting requirements for the period 7/1/2010-6/30/2020 for additional funds in the amount not-to-exceed \$1,225,000.00.

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 in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of a county department; therefore, this Resolution, provided it receives the affirmative vote of eight members of Council, shall become effective immediately upon the signature of the County Executive; otherwise it shall be in full force and effect from and immediately after the earliest time permitted 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 on the Floor: May 22, 2012
Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0087

Sponsored by: County Executive FitzGerald/Department of Public Works/ Division of County Engineer	A Resolution declaring that public convenience and welfare requires replacement of Rockside Road Bridge No. 3.32 in the City of Independence; total estimated construction cost \$4,000,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project.
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WHEREAS, the County Executive FitzGerald/Department of Public Works/ Division of County Engineer has declared that public convenience and welfare requires the replacement of the Rockside Road Bridge No. 3.32 in the City of Independence; and

WHEREAS, the total estimated construction cost for the replacement of the bridge is \$4,000,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of these improvements; and

WHEREAS, funding for this project is as follows: (1) 80% of the construction costs will be paid with federal funds; and (2) 20% will be paid from the County Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure for which the County is responsible; and

WHEREAS, the replacement of Rockside Road Bridge is in keeping with the statutory mandates which states, "*The [County] shall construct and keep in repair all necessary bridges in municipal corporations on all county roads and improved roads that are of general and public utility, running into or through the municipal corporations, and that are not on state highways*" (RC 5591.02); and

WHEREAS, the bridge is located in the City of Independence , Council District 6; and

WHEREAS, the anticipated start-date for construction is in 2015.

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0088

Sponsored by: County Executive FitzGerald/Department of Public Works/ Division of County Engineer	A Resolution making an award on RQ23213 to Terrace Construction Company, Inc. in the amount not-to-exceed \$2,197,758.00 for the Sewer and Lateral Repair Program for various County Sewer Districts for a two-year period; and authorizing the County Executive to execute the contract and all other documents consistent with this award and Resolution.
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WHEREAS, the County Executive FitzGerald/Department of Public Works/ Division of County Engineer has recommended an award on RQ23213 to Terrace Construction Company, Inc. in the amount not-to-exceed \$2,197,758.00 for the Sewer and Lateral Repair Program for various County Sewer Districts for a two-year period; and

WHEREAS, the bids were received on April 05, 2012 and the Office of Procurement and Diversity (“OPD”) assessed a thirty (30%) percent Small Business Enterprise (SBE) goal; and

WHEREAS, there were three (3) proposals pulled from OPD and three (3) bids were submitted for review and an award recommendation was made to the lowest qualified bidder; and

WHEREAS, the County tabulated the extension of the unit bid prices submitted by each bidder and verified the accuracy of the total amounts and determined Terrace Construction Company to be the lowest qualified bidder; and

WHEREAS, Terrace Construction Company, Inc. is located at 3965 Pearl Road, Cleveland, Ohio 44109 in Council District 3, and

WHEREAS, the funding for this project is from the Sewer District Cash balances, and

WHEREAS, this will be an open contract for two-years and work will be on an as needed basis in various County Sewer Districts throughout Cuyahoga County.

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

SECTION 1. That the County Council hereby approves the County Executive's recommendation and authorizes an award on RQ23213 to Terrace Construction Company, Inc. in the amount not-to-exceed \$2,197,758.00 for the Sewer and Lateral Repair Program for various County Sewer Districts for a two-year period.

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

SECTION 3. That the funding for this project is from the Sewer District Cash balances.

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: May 22, 2012

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

Journal _____
_____, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0089

Sponsored by: County Executive FitzGerald/Department of Public Works/ Division of County Engineer and Councilmember Germana	A Resolution making an award on RQ22973 to Perk Company, Inc. in the amount not-to-exceed \$3,212,023.08 for resurfacing, restoration and rehabilitation of Snow/Rockside Road from Broadview Road to Lombardo Road in the Cities of Parma and Seven Hills; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$5.00 License Tax Funds in the amount of \$642,404.61 to fund said contract.
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WHEREAS, the County Executive FitzGerald/Department of Public Works/ Division of County Engineer has recommended an award on RQ22973 to Perk Company, Inc. in the amount not-to-exceed \$3,212,023.08 for resurfacing, restoration and rehabilitation of Snow Road/Rockside Road from Broadview Road to Lombardo Road in the Cities of Parma and Seven Hills; and

WHEREAS, the bids were received on March 20, 2012 and the Small Business Enterprise (SBE) goal was waived for all federally funded projects; and

WHEREAS, the authority to advertise for bids was approved through Deputy Chief Approval No. D2012-25; and

WHEREAS, the Ohio Department of Transportation (ODOT) assessed an eight (8%) percent Disadvantage Business Enterprise (DBE) goal; and

WHEREAS, there were twelve (12) proposals pulled from OPD and seven (7) bids were submitted for review and an award recommendation was made to the lowest qualified bidder; and

WHEREAS, the County tabulated the extension of the unit bid prices submitted by each bidder and verified the accuracy of the total amounts and determined Perk Company, Inc. to be the lowest qualified bidder; and

WHEREAS, Perk Company, Inc. is located at 8100 Grand Avenue, Suite 300, Cleveland, Ohio 44104 in Council District 5, but the project is located in Council District 4; and

WHEREAS, the funding for this project is as follows: (a) 80% from Federal funds (b) 10% from the County Motor Vehicle \$5.00 License Tax Funds; and (c) 10% will be paid by the Municipalities.

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

SECTION 1. That the County Council hereby approves the County Executive's recommendation and authorizes an award on RQ22973 to Perk Company, Inc. in the amount not-to-exceed \$3,212,023.08 for resurfacing, restoration and rehabilitation of Snow Road/Rockside Road from Broadview Road to Lombardo Road in the Cities of Parma and Seven Hills.

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

SECTION 3. That the County Council hereby authorizes the County Engineer, on behalf of the County Executive, to make an application for the allocation from the County Motor Vehicle \$5.00 License Tax Funds, in the amount of \$642,404.61, in accordance with Chapter 4504 of the Ohio Revised Code, to pay the County's share of the cost of this project.

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: May 22, 2012

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

Additional Sponsorship Requested on the Floor: May 12, 2012

Journal _____
_____, 2012