



**AGENDA**  
**CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE**  
**MEETING**  
**THURSDAY, DECEMBER 6, 2012**  
**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 NOVEMBER 8, 2012 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
  - a) R2012-0236: A Resolution making an award on RQ24975 to Chagrin Valley Paving, Inc. in the amount not-to-exceed \$1,674,072.45 for full depth recycle with asphalt overlay of Columbia Road from Butternut Ridge Road to Lorain Road in the City of North Olmsted; 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 \$334,814.49 to fund said contract.
  - b) R2012-0243: A Resolution approving a purchase agreement and quitclaim deed transferring title for property located at 1414 Elbur Road, Lakewood, Permanent Parcel No. 315-01-001, to Cuyahoga County Board of Developmental Disabilities; authorizing the County Executive to execute the purchase agreement, quitclaim deed and all other documents required consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

- c) R2012-0244: A Resolution approving revised Right-of-Way plans in connection with replacement of Bellaire Road Bridge No. 24 over Big Creek and replacement of West 130<sup>th</sup> Street Bridge No. 64 over a branch of Big Creek in the City of Cleveland and Village of Linndale; approving acquisition of required Right-of-Way; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective.
  
- d) R2012-0245: A Resolution authorizing a revenue generating agreement with City of Maple Heights for maintenance of storm and sanitary sewerage systems located in County Sewer District No. 9; authorizing the County Executive to execute the agreement and all other documents required consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
  
- e) R2012-0246: A Resolution authorizing an amendment to Contract No. CE1200155-01 with Joshen Paper & Packaging Co. for furnishing and delivery of 20# white reprographic paper for various County departments for the period 3/1/2012 - 2/28/2013 to extend the time period to 2/28/2015 and for additional funds in the amount not-to-exceed \$450,000.00; authorizing the County Executive to execute the amendment and all other documents required consistent with this Resolution.
  
- f) R2012-0247: A Resolution authorizing an award to a property owner in the amount of \$135,000.00 as settlement for property rights in connection with the grade separation of Stearns Road at the Norfolk Southern Railroad in Olmsted Township for Parcel No. 15WD, S & T; authorizing the County Executive to execute the contract and all other documents required in connection with said award and consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

## **6. MISCELLANEOUS BUSINESS**

## **7. OTHER PUBLIC COMMENT**

## **8. ADJOURNMENT**

\*In accordance with Ordinance No. O2011-0020, as amended, 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 PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE MEETING

THURSDAY, NOVEMBER 8, 2012  
CUYAHOGA COUNTY JUSTICE CENTER  
COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR  
2:00 PM

#### 1. CALL TO ORDER

**Chairman Jones called the meeting to order at 2:02 p.m.**

#### 2. ROLL CALL

**Mr. Jones asked Deputy Clerk Muller to call the roll. Committee members Jones, Germana, Miller, Conwell and Rogers were in attendance and a quorum was determined. Councilmember Greenspan was also in attendance.**

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

**No public comments were given.**

#### 4. APPROVAL OF MINUTES FROM THE OCTOBER 18, 2012 MEETING

**A motion was made by Mr. Miller, seconded Ms. Conwell by and approved by unanimous vote to approve the minutes of the October 18, 2012 meeting.**

#### 5. MATTERS REFERRED TO COMMITTEE

- a) R2012-0215: A Resolution approving The MetroHealth System's policies and procedures to 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 2013, in accordance with Ohio Revised Code Section 339.05; and declaring the necessity that this Resolution become immediately effective.

**A motion was made by Mr. Jones, seconded by Ms. Conwell and approved by unanimous vote to amend the fourth whereas clause to state the following:**

***“WHEREAS, on August 22, 2012, The MetroHealth System Board of Trustees adopted Resolution 18428, as amended by Resolution 18461, adopted on October 24, 2012, approving annual joint purchasing policies and procedures.”***

**Mr. Trevor McAleer, Legislative Budget Advisor, and Mr. Majeed Makhlouf, Director of Law, addressed the Committee regarding Resolution Nos. R2012-0215. Discussion ensued.**

**Committee members and Councilmembers asked questions of Mr. McAleer and Mr. Makhlouf pertaining to the item, which they answered accordingly.**

**On a motion by Mr. Jones with a second by Mr. Germana, Resolution No. R2012-0215 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, as amended.**

- b) R2012-0227: A Resolution authorizing an assignment of leases from Cuyahoga County to the Cuyahoga County Board of Developmental Disabilities, effective 10/1/2012, 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. CE03551 with Center Ridge House, located at 28700 Center Ridge Road, Westlake, for the period 4/8/1988 - 4/7/2013;
  - 2) No. CE04031 with Richmond House, located at 1435 Richmond Road, Lyndhurst, for the period 12/15/1987 - 12/14/2012;
  - 3) No. CE04227 with Bellbrook House, located at 5936 West 130<sup>th</sup> Street, Brook Park, for the period 9/22/1988 - 8/21/2013;
  - 4) No. CE04224 with Lee House, located at 5041 Lee Road, Maple Heights, for the period 6/15/1988 - 6/14/2013;
  - 5) No. CE04226 with South Bend House, located at 1653 and 1655 South Bend Drive, Rocky River, for the period 2/11/1988 - 2/10/2013;
  - 6) No. CE04225 with Lander House, located at 1455 Lander Road, Mayfield Heights, for the period 6/20/1988 - 6/19/2013;
  - 7) No. CE04223 with Nottingham House, located at 17702 Nottingham Road, Cleveland, for the period 6/20/1988 - 6/19/2013;

- 8) No. CE04459 with Bagley House, located at 19080 Bagley Road, Middleburg Heights, for the period 1/4/1989 - 1/3/2014;
- 9) No. CE04541 with Euclid House, located at 23050 Euclid Avenue, Euclid, for the period 10/18/1989 - 10/17/2014;
- 10) No. CE04592 with Highland House, located at 427 Richmond Road, Richmond Heights, for the period 9/25/1989 - 9/24/2014;
- 11) No. CE04591 with Ridge House, located at 7009 West Sprague Road, Parma, for the period 9/19/1989 - 9/18/2014;
- 12) No. CE04593 with Sprague House, located at 7001 West Sprague Road, Parma, for the period 9/19/1989 - 9/18/2014;
- 13) No. CE05008 with Albion House, located at 11607 Pearl Road, Strongsville, for the period 1/25/1990 - 1/24/2015;
- 14) No. CE05035 with Lamson House fka Granger House, located at 7325 Lamson Road, Oakwood Village, for the period 4/11/1990 - 4/10/2015;
- 15) No. CE05209 with Cedar House, located at 29400 Cedar Road, Pepper Pike, for the period 8/8/1990 - 8/7/2015;
- 16) No. CE05270 with Beachwood House, located at 24212 Cedar Road, Beachwood, for the period 8/8/1990 - 8/7/2015;
- 17) No. CE05370 with Bedford House, located at 5526 Richmond Road, Bedford Heights, for the period 11/1/1990 - 10/31/2015;
- 18) No. CE05509 with Southwest House, located at 211 East Schaaf Road, Brooklyn Heights, for the period 12/13/1990 - 12/12/2015;
- 19) No. CE05520 with Dover House, located at 263 Dover Center Road, Bay Village, for the period 10/30/1990 - 10/29/2015;
- 20) No. CE05555 with Van Aken House, located at 2980 Van Aken Boulevard, Cleveland, for the period 3/18/1991 - 3/17/2016;
- 21) No. CE05638 with Columbia House, located at 2855 Columbia Road, Westlake, for the period 12/13/1990 - 12/12/2015;
- 22) No. CE05639 with Edendale House, located at 1374 Edendale Road, Cleveland Heights, for the period 10/29/1991 - 10/28/2016;
- 23) No. CE05828 with Hillside House, located at 98 Hillside Road, Seven Hills, for the period 9/6/1991 - 9/5/2016;
- 24) No. CE05827 with Jackson House, located at 29949 Jackson Road, Orange Village, for the period 9/9/1991 - 8/8/2016;
- 25) No. CE05850 with Warrington House, located at 3270 Warrington Road, Shaker Heights, for the period 9/4/1991 - 9/3/2016;
- 26) No. CE05920 with Monticello House, located at 4520 Monticello Road, South Euclid, for the period 11/18/1991 - 11/17/2016;
- 27) No. CE05966 with Royalton House, located at 7575 Royalton Road, North Royalton, for the period 11/8/1991 - 11/7/2016;
- 28) No. CE06006 with Independence House, located at 4711 East Sprague Road, Independence, for the period 10/3/1991 - 10/2/2016;
- 29) No. CE06107 with Maple House, located at 250 Maplelawn Drive, Berea, for the period 2/12/1992 - 2/11/2017;

- 30) No. CE06106 with Oak House, located at 26365 Tryon Road, Oakwood Village, for the period 6/19/1992 - 6/18/2017;
- 31) No. CE06108 with Wilson House, located at 785 Miner Road, Highland Heights, for the period 11/1/1991 - 10/31/2016;
- 32) No. CE06106 with Wood House, located at 26405 Tryon Road, Oakwood Village, for the period 7/2/1992 - 7/1/2017;
- 33) No. CE06135 with Broadway House, located at 1310 Broadway, Bedford, for the period 10/7/1991 - 10/5/2016;
- 34) No. CE06288 with Grand House, located at 19853 Grand Boulevard, Euclid, for the period 6/29/1992 - 6/28/2017;
- 35) No. CE06289 with SOM House, located at 1777 SOM Center Road, Gates Mills, for the period 1/1/1992 - 12/31/2016;
- 36) No. CE06290 with Terrace House, located at 19855 Grand Boulevard, Euclid, for the period 6/15/1991 - 6/14/2017;
- 37) No. CE06310 with Stearns House, located at 6797 Stearns Road, North Olmsted, for the period 2/12/1992 - 2/11/2017;
- 38) No. CE06382 with Fairview House, located at 4579 West 210<sup>th</sup> Street, Fairview Park, for the period 4/20/1992 - 4/19/2017;
- 39) No. CE06383 with Parkgate House, located at 9035 Parkgate, Cleveland, for the period 1/5/1993 - 1/4/2018;
- 40) No. CE06448 with Smith House, located at 6809 Smith Road, Middleburg Heights, for the period 8/19/1992 - 8/18/2017;
- 41) No. CE06611 with Solon House, located at 37025 Aurora Road, Solon, for the period 12/16/1992 - 12/15/2017;
- 42) No. CE06623 with Wallings House, located at 2491 East Wallings Road, Broadview Heights, for the period 9/16/1992 - 11/15/2017;
- 43) No. CE06664 with Jennings House, located at 22900 Jennings Road, Warrensville Heights, for the period 12/2/1992 - 12/1/2017;
- 44) No. CE06663 with Walton House, located at 14700 Alexander Road, Walton Hills, for the period 12/16/1992 - 12/15/2017;
- 45) No. CE06702 with Parma House, located at 7211 West 130<sup>th</sup> Street, Parma, for the period 6/2/1993 - 6/1/2018;
- 46) No. CE07663 with Moreland House, located at 35450 Chagrin Boulevard, Moreland Hills, for the period 11/10/1994 - 11/9/2019;
- 47) No. CE08041 with Seven Hills House, located at 6577 Broadview Road, Seven Hills, for the period 8/3/1995 - 8/2/2020;
- 48) No. CE08376 with Howe House, located at 18005 Howe Road, Strongsville, for the period 10/1/1996 - 9/30/2021;
- 49) No. CE09393 with Taft House, located at 740 Taft Road, Bedford, for the period 2/23/1998 - 2/22/2023;
- 50) No. CE09831 with Verona House, located at 4285 Verona Road, South Euclid, for the period 10/23/1998 - 10/22/2023;
- 51) No. CE0700923 with Green House, located at 1905 Green Road, Cleveland, for the period 12/17/2004 - 12/16/2029; and

- 52) No. CE0400924 with Memphis House, located at 9401 Memphis Avenue, Brooklyn, for the period 1/19/2005 - 1/18/2030.

**Mr. Chuck Corea, in-house attorney for the Cuyahoga County Board of Developmental Disabilities, addressed the Committee regarding Resolution No. R2012-0227. Discussion ensued.**

**Committee members and Councilmembers asked questions of Mr. Corea pertaining to the item, which he answered accordingly.**

**On a motion by Mr. Germana with a second by Mr. Rogers, Resolution No. R2012-0227 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.**

- c) O2012-0026: An Ordinance establishing the Cuyahoga County Debarment Law, Procedures and Review Board; and declaring the necessity that this Ordinance become immediately effective.

**A motion was made by Mr. Jones, seconded by Mr. Miller and approved by unanimous vote to accept a proposed substitute to Ordinance No. O2012-0026.**

**Mr. Makhlof and Mr. David Merriman, Special Assistant to County Executive FitzGerald, addressed the Committee regarding Ordinance No. O2012-0026. Discussion ensued.**

**Committee members and Councilmembers asked questions of Mr. Makhlof and Mr. Merriman pertaining to the item, which they answered accordingly.**

**On a motion by Mr. Germana with a second by Ms. Conwell, Ordinance No. O2012-0026 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading, as substituted.**

- d) O2012-0031: An Ordinance amending Ordinance No. O2011-0020, which provided for complimentary parking for members of the public to attend regularly scheduled evening and committee meetings of the County Council at the Huntington Park Garage, by removing restrictions regarding time of day; and declaring the necessity that this Ordinance become immediately effective.

**Ms. Bonnie Teeuwen, Director of Public Works, and Mr. McAleer addressed the Committee regarding Ordinance No. O2012-0031. Discussion ensued.**

**Committee members and Councilmembers asked questions of Ms. Teeuwen and Mr. McAleer pertaining to the item, which they answered accordingly.**

**On a motion by Mr. Jones with a second by Mr. Germana, Ordinance No. O2012-0031 was considered and approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of rules.**

**6. MISCELLANEOUS BUSINESS**

**Mr. Jones reported that he is working with The MetroHealth System regarding economic inclusion.**

**Mr. Greenspan updated the Committee regarding Ordinance No. O2012-0017, an Ordinance establishing a County Road Maintenance Program.**

**7. OTHER PUBLIC COMMENT**

**No public comments were given.**

**8. ADJOURNMENT**

**With no further business to discuss and on a motion by Ms. Conwell with a second by Mr. Jones, the meeting was adjourned at 3:57 p.m., without objection.**

**[Note: The first seven (7) minutes of the electronic recording of this meeting were not recorded.]**



# County Council of Cuyahoga County, Ohio

## Resolution No. R2012-0236

|   |   |
|---|---|
| Sponsored by: <b>County Executive FitzGerald/Department of Public Works/Division of County Engineer</b> | <b>A Resolution</b> making an award on RQ24975 to Chagrin Valley Paving, Inc. in the amount not-to-exceed \$1,674,072.45 for full depth recycle with asphalt overlay of Columbia Road from Butternut Ridge Road to Lorain Road in the City of North Olmsted; 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 \$334,814.49 to fund said contract. |
|---|---|

WHEREAS, the County Executive FitzGerald/Department of Public Works/ Division of County Engineer has recommended an award on RQ24975 to Chagrin Valley Paving, Inc. in the amount not-to-exceed \$1,674,072.45 for full depth recycle with asphalt overlay of Columbia Road from Butternut Ridge Road to Lorain Road in the City of North Olmsted; and

WHEREAS, the bids were received on October 3, 2012. This project is federally funded; therefore, the SBE participation goal was waived. The Ohio Department of Transportation assessed a seven (7%) percent DBE goal; and

WHEREAS, Chagrin Valley Paving, Inc. is located at 17290 Munn Road, Chagrin Falls, Ohio 44023 in Council District 6; but the construction is in the City of North Olmsted, Council District 1; and

WHEREAS, the funding for this project is as follows: (a) 80% from Federal Funds, and (b) 20% will be paid from the County \$5.00 Vehicle License Tax Fund.

**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 RQ24975 to Chagrin Valley Paving, Inc. in the amount not-to-exceed \$1,674,072.45 for full depth recycle with asphalt overlay of Columbia Road from Butternut Ridge Road to Lorain Road in the City of North Olmsted.

**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 Fund in the amount \$334,814.49 for full depth recycle with asphalt overlay of Columbia Road from Butternut Ridge Road to Lorain Road in the City of North Olmsted.

**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: November 13, 2012

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

Journal \_\_\_\_\_  
\_\_\_\_\_, 2012

# County Council of Cuyahoga County, Ohio

## Resolution No. R2012-0243

|  |   |
|--|---|
| <p>Sponsored by: <b>County Executive FitzGerald/Department of Public Works on behalf of Cuyahoga County Board of Developmental Disabilities and Councilmember Miller</b></p> | <p><b>A Resolution</b> approving a purchase agreement and quitclaim deed transferring title for property located at 1414 Elbur Road, Lakewood, Permanent Parcel No. 315-01-001, to Cuyahoga County Board of Developmental Disabilities; authorizing the County Executive to execute the purchase agreement, quitclaim deed and all other documents required 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 on behalf of Cuyahoga County Board of Developmental Disabilities has submitted a purchase agreement for Council's approval whereby Cuyahoga County, Ohio, is conveying title by quitclaim deed to the property located at 1414 Elbur Road in the City of Lakewood, Permanent Parcel Number 315-01-001, to the Cuyahoga County Board of Developmental Disabilities (BODD); and

WHEREAS, pursuant to the terms of the purchase agreement, all documents necessary to complete this conveyance shall be presented to Cuyahoga County Board of Developmental Disabilities on or before December 1, 2012, and the quitclaim deed shall be recorded on or about but not after December 31, 2012; and

WHEREAS, this property (operated as a group home) has been under the control and operation of the BODD since its purchase on August 15, 1984 and it is in the best interest of the County to convey title to said parcel to this entity; 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 purchase agreement and quitclaim deed conveying title to the property located at 1414 Elbur Road in the City of Lakewood, Permanent Parcel Number 315-01-001, to the Cuyahoga County Board of Developmental Disabilities for an amount of \$1.00.

**SECTION 2.** That the County Executive is authorized to execute a purchase agreement, quitclaim deed and all documents related to this conveyance and consistent with this Resolution.

**SECTION 3.** It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of a County entity. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

**SECTION 4.** It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and 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: November 27, 2012

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

Additional Sponsorship Requested on the Floor: November 27, 2012

Journal \_\_\_\_\_  
\_\_\_\_\_, 20\_\_

# County Council of Cuyahoga County, Ohio

## Resolution No. R2012-0244

|   |   |
|---|---|
| <p>Sponsored by: <b>County Executive FitzGerald/Department of Public Works/Division of County Engineer and Councilmember Miller</b></p> | <p><b>A Resolution</b> approving revised Right-of-Way plans in connection with replacement of Bellaire Road Bridge No. 24 over Big Creek and replacement of West 130<sup>th</sup> Street Bridge No. 64 over a branch of Big Creek in the City of Cleveland and Village of Linndale; approving acquisition of required Right-of-Way; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective.</p> |
|---|---|

WHEREAS, the County Executive/Department of Public Works has recommended approval of the revised Right-of-Way plans in connection with the replacement of Bellaire Road Bridge No. 24 over Big Creek and the replacement of West 130<sup>th</sup> Street Bridge No. 64 over a branch of Big Creek in the City of Cleveland and Village of Linndale; and

WHEREAS, legislation declaring that public convenience and welfare required the rehabilitation of Bellaire Road Bridge No. 24 over Big Creek was adopted on May 21, 1996, by the Board of County Commissioners in Resolution No. 962007; and

WHEREAS, subsequently, the Ohio EPA had caused revisions to be made to the construction plans which resulted in the necessary revisions to the Right-of-Way plans; and

WHEREAS, the changes in the Right-of-Way plans will include 5 additional property owners, while deleting 4 prior property owners that were necessary for the project completion; and

WHEREAS, revisions to the Right-of-Way plans will not result in any changes to the funding nor create an increase to the budget for the project.

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



First Reading/Referred to Committee: November 27, 2012  
Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested on the Floor: November 27, 2012

Journal \_\_\_\_\_  
\_\_\_\_\_, 2012

# County Council of Cuyahoga County, Ohio

## Resolution No. R2012-0245

|   |  |
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| <b>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer and Councilmember Jones</b> | <b>A Resolution</b> authorizing a revenue generating agreement with City of Maple Heights for maintenance of storm and sanitary sewerage systems located in County Sewer District No. 9; 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 Maple Heights desires to retain Cuyahoga County to perform certain services in the City of Maple Heights to aid with the sanitary and storm sewer maintenance program as a part of Sewer District No. 9; and,

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer recommends approval of a revenue generating agreement with the City of Maple Heights for sanitary and storm sewer maintenance located in Sewer District No. 9; 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, Cuyahoga County has agreed to provide sanitary and storm sewer maintenance and repair services for the City of Maple Heights; and,

WHEREAS this is an ongoing agreement that will continue until terminated by either party upon one year written notice; and,

WHEREAS, the County will collect funds for the City of Maple Heights for maintenance of the sewer system; 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 Maple Heights' 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 Maple Heights for sanitary and storm sewer maintenance and repair services located in Cuyahoga County Sewer District No. 9.





# County Council of Cuyahoga County, Ohio

## Resolution No. R2012-0246

|   |  |
|---|--|
| Sponsored by: <b>County Executive FitzGerald/Department of Public Works</b> | <b>A Resolution</b> authorizing an amendment to Contract No. CE1200155-01 with Joshen Paper & Packaging Co. for furnishing and delivery of 20# white reprographic paper for various County departments for the period 3/1/2012 - 2/28/2013 to extend the time period to 2/28/2015 and for additional funds in the amount not-to-exceed \$450,000.00; authorizing the County Executive to execute the amendment and all other documents required consistent with this Resolution. |
|---|--|

WHEREAS, the County Executive FitzGerald/Department of Public Works has recommended an amendment to Contract No. CE1200155-01 with Joshen Paper & Packaging Co. for furnishing and delivery of 20# white reprographic paper for various County departments for the period 3/1/2012 – 2/28/2013 to extend the time period to 2/28/2015, and for additional funds in the amount not-to-exceed \$450,000.00; and

WHEREAS, funding for this amendment is 100% from internal service fund.

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

**SECTION 1.** The County Council hereby approves the amendment to Contract No. CE1200155-01 with Joshen Paper & Packaging Co. for furnishing and delivery of 20# white reprographic paper for various County departments for the period 3/1/2012 – 2/28/2013 to extend the time period to 2/28/2015 and for additional funds in the amount not-to-exceed \$450,000.00.

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

**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: November 27, 2012

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

Journal \_\_\_\_\_  
\_\_\_\_\_, 20\_\_

# County Council of Cuyahoga County, Ohio

## Resolution No. R2012-0247

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| <p>Sponsored by: <b>Council Executive FitzGerald/Department of Public Works and Councilmember Gallagher</b></p> | <p><b>A Resolution</b> authorizing an award to a property owner in the amount of \$135,000.00 as settlement for property rights in connection with the grade separation of Stearns Road at the Norfolk Southern Railroad in Olmsted Township for Parcel No. 15WD, S &amp; T; authorizing the County Executive to execute the contract and all other documents required in connection with said award and 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 recommended an award to a property owner as settlement for property rights in connection with the grade separation of Stearns Road at the Norfolk Southern Railroad in Olmsted Township in the amount of \$135,000.00 for Parcel No. 15WD (Warranty Deed including .6642 acres of land), S (Sewer Easement consisting of .0013 acres) & T (Temporary Easement consisting of .0214 acres); and,

WHEREAS, the Stearns Grade Separation project consists of the construction of a grade separation/bridge over the Norfolk Southern Railroad lines which cross Stearns Road in Olmsted Township; and,

WHEREAS, the County Engineer has negotiated a settlement with the property owner, Linda Smith, for \$135,000.00, an amount that exceeds the approved appraisal fair market value estimate as determined by the Ohio Department of Transportation (ODOT) pre-qualified appraisers; and,

WHEREAS, the excess amount to be paid is based on the payoff of the property owner's current mortgage; and,

WHEREAS, ODOT and the Federal Highway Administration authorized the early acquisition of this parcel pursuant to R2012-0022, and the Department of Public Works intends to acquire the remainder of the required Right-of-Way in approximately 1 year; and,

WHEREAS, as with the remainder of the right-of-way to be acquired, ODOT will reimburse to the County 80 percent of the eligible costs of this acquisition in 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 authorizes an award to property owner, Linda Smith, as settlement for property rights in connection with the grade separation of Stearns Road at the Norfolk Southern Railroad in Olmsted Township in the amount of \$135,000.00 for Parcel No. 15WD, S & T.

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

**SECTION 4.** It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and 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: November 27, 2012  
Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested on the Floor: November 27, 2012

Journal \_\_\_\_\_  
\_\_\_\_\_, 20\_\_