



AGENDA
CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING
COMMITTEE MEETING
WEDNESDAY, OCTOBER 19, 2016
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
10:00 AM

1. CALL TO ORDER

2. ROLL CALL

3. PUBLIC COMMENT RELATED TO THE AGENDA

4. APPROVAL OF MINUTES

- a) September 21, 2016 Meeting
- b) October 5, 2016 Meeting

5. MATTERS REFERRED TO COMMITTEE

- a) R2016-0190: A Resolution authorizing a First Amendment to Lease and Right of First Refusal Agreement with The Board of Park Commissioners of the Cleveland Metropolitan Park District for County-owned property on the Flats East and West Banks, located at 1170 Old River Road, Cleveland, for a term of 99 years, by adding Permanent Parcel No. 003-16-029 located adjacent to the intersection of Main Avenue and Center Street underneath the Cleveland Memorial Shoreway; 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.

- b) R2016-0191: A Resolution authorizing an amendment to Contract No. CE1300548-01 with Marisupham, LLC for lease of office space in the Marion Building, located at 1276 West 3rd Street, Cleveland, for the

period 12/1/2013 - 10/31/2016 to extend the time period to 10/31/2017 and for additional funds in the amount not-to-exceed \$1,108,668.60; 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.

6. MISCELLANEOUS BUSINESS

7. OTHER PUBLIC COMMENT

8. ADJOURNMENT

**Complimentary parking for the public is available in the attached garage at 900 Prospect. A skywalk extends from the garage to provide additional entry to the Council Chambers from the 5th floor parking level of the garage. Please see the Clerk to obtain a complimentary parking pass.*

***Council Chambers is equipped with a hearing assistance system. If needed, please see the Clerk to obtain a receiver.*



MINUTES

CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE MEETING

WEDNESDAY, SEPTEMBER 21, 2016

CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS

C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR

10:00 AM

1. CALL TO ORDER

Chairman Germana called the meeting to order at 10:01 a.m.

2. ROLL CALL

Mr. Germana asked Deputy Clerk Carter to call the roll. Committee members Germana, Conwell and Greenspan were in attendance and a quorum was determined. Committee member Miller entered the meeting shortly after the roll call was taken. Committee member Simon was absent from the meeting.

A motion was made by Ms. Conwell, seconded by Mr. Greenspan and approved by unanimous vote to excuse Ms. Conwell from the meeting.

3. PUBLIC COMMENT RELATED TO THE AGENDA

No public comments were given.

4. APPROVAL OF MINUTES FROM THE AUGUST 3, 2016 MEETING

A motion was made by Mr. Greenspan, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the August 3, 2016 meeting.

5. MATTERS REFERRED TO COMMITTEE

- a) R2016-0156: A Resolution authorizing a utility agreement with City of Olmsted Falls for installation and maintenance of a joint sanitary sewer;

operation, maintenance and repair of pump stations and wastewater treatment plants; and maintenance and repair of storm and sanitary sewers located in County Sewer District No. 14; and 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.

Mr. David Marquard, Designing Construction Administrator, addressed the Committee regarding Resolution No. R2016-0156. Discussion ensued.

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

On a motion by Mr. Germana with a second by Mr. Miller, Resolution No. R2016-0156 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.

- b) R2016-0157: A Resolution authorizing an amendment to Contract No. CE1400100-01 with HDR Engineering, Inc. for design services for rehabilitation of North Main Street Bridge No. 00.12 over Chagrin River in the Village of Chagrin Falls to change the scope of services, effective 9/13/2016, and for additional funds in the amount not-to-exceed \$644,290.00; 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.

Ms. Nichole English, Transportation Planning Engineer, addressed the Committee regarding Resolution No. R2016-0157. Discussion ensued.

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

On a motion by Mr. Germana with a second by Ms. Conwell, Resolution No. R2016-0157 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 the rules.

- c) R2016-0160: A Resolution authorizing amendments to various revenue generating agreements with Educational Service Center of Cuyahoga County for lease of space at various Cuyahoga County Board of Developmental Disabilities Centers for operation of Help Me Grow Programs for the period 9/15/2013 - 9/14/2016 to extend the time period to 9/14/2018 and for additional funds each in the amount not-to-exceed \$2.00; 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) Green Road Services Center, located at 4329 Green Road, Highland Hills.
- 2) William Patrick Day Services Center, located at 2421 Community College Avenue, Cleveland.

Ms. Kathryn Caldwell, Purchasing Manager for the Cuyahoga County Board of Development Disabilities, addressed the Committee regarding Resolution No. R2016-0160. Discussion ensued.

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

On a motion by Mr. Miller with a second by Mr. Germana, Resolution No. R2016-0160 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 the rules.

6. MISCELLANEOUS BUSINESS

- a) Discussion regarding costs and electric consumption of Cuyahoga County buildings

Mr. Mark Frye, President of Palmer Energy, addressed the Committee regarding the County's contract with AEP Energy and costs and electric consumption of County buildings. Discussion ensued.

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

7. OTHER PUBLIC COMMENT

No public comments were given.

8. ADJOURNMENT

With no further business to discuss, Chairman Germana adjourned the meeting at 10:54 a.m., without objection.



MINUTES

CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE MEETING

WEDNESDAY, OCTOBER 5, 2016

CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS

C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR

10:00 AM

1. CALL TO ORDER

Vice-Chairman Miller called the meeting to order at 10:05 a.m.

2. ROLL CALL

Mr. Miller asked Deputy Clerk Carter to call the roll. Committee members Miller, Conwell and Simon were in attendance and a quorum was determined. Committee members Germana and Greenspan were absent from the meeting.

3. PUBLIC COMMENT RELATED TO THE AGENDA

No public comments were given.

4. APPROVAL OF MINUTES FROM THE SEPTEMBER 21, 2016 MEETING

Mr. Miller postponed the approval of the minutes from September 21, 2016 meeting.

5. MATTERS REFERRED TO COMMITTEE

- a) R2016-0178: A Resolution authorizing an amendment to a revenue generating agreement with University Hospitals Health System, Inc. for lease of space in the Samuel R. Gerber Cuyahoga County Medical Examiner's Building, located at 11001 Cedar Avenue, Cleveland, for the period 7/30/1996 - 5/31/2016 to extend the time period to 5/31/2017 and for additional revenue in the amount not-to-exceed \$465,045.00;

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.

Ms. Nichole English, Transportation Planning Engineer, addressed the Committee regarding Resolution No. R2016-0178. Discussion ensued.

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

On a motion by Ms. Conwell with a second by Ms. Simon, Resolution No. R2016-0178 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 the rules.

- b) R2016-0179: A Resolution declaring that public convenience and welfare requires culvert replacement of Bradley Road Culvert C-00.67 over French Creek in the City of North Olmsted; total estimated project cost \$756,000.00; 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.

Ms. English addressed the Committee regarding Resolution No. R2016-0179. Discussion ensued.

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

On a motion by Ms. Simon with a second by Ms. Conwell, Resolution No. R2016-0179 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.

- c) R2016-0180: A Resolution declaring that public convenience and welfare requires culvert replacement of Bradley Road Culvert C-05.44 over Walker Ditch in the City of Westlake; total estimated project cost \$581,000.00; 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.

Ms. English addressed the Committee regarding Resolution No. R2016-0180. Discussion ensued.

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

On a motion by Mr. Miller with a second by Ms. Simon Resolution No. R2016-0180 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.

- d) R2016-0181: A Resolution declaring that public convenience and welfare requires culvert replacement of Lindbergh Boulevard Culvert C-00.93 over a creek to West Branch of Rocky River in the City of Olmsted Falls; total estimated project cost \$744,000.00; 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.

Ms. English addressed the Committee regarding Resolution No. R2016-0181. Discussion ensued.

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

On a motion by Ms. Conwell with a second by Ms. Simon, Resolution No. R2016-0181 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.

- e) R2016-0182: A Resolution making an award on RQ37533 to Schirmer Construction, LLC in the amount not-to-exceed \$1,953,750.00 for rehabilitation of Cedar Road Bridge No. 229 over Doan Brook in the City of Cleveland; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; 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; and declaring the necessity that this Resolution become immediately effective.

Ms. English addressed the Committee regarding Resolution No. R2016-0182. Discussion ensued.

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

On a motion by Ms. Simon with a second by Ms. Conwell, Resolution No. R2016-0182 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 the rules.

Ms. Conwell requested to have her name added as a co-sponsor to the legislation.

- f) R2016-0183: A Resolution authorizing an amendment to Contract No. CE1300507-01 for design engineering services for the Towpath Trail - Stage 4 from Tremont/Literary Trailhead to Canal Basin Park in Cuyahoga County to change the name of the provider from Michael Baker Jr., Inc. to Michael Baker International, Inc., to change the scope of services and the terms, effective 7/12/2016, and for additional funds in the amount not-to-exceed \$1,043,913.00; 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.

Ms. English addressed the Committee regarding Resolution No. R2016-0183. Discussion ensued.

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

On a motion by Ms. Conwell with a second by Ms. Simon Resolution No. R2016-0183 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 the rules.

Ms. Conwell requested to have her name added as a co-sponsor to the legislation.

- g) R2016-0184: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5025 for reconstruction with additional turning lanes of Royalton Road from West 130th Street to York Road in the City of North Royalton; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-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.

Ms. English addressed the Committee regarding Resolution No. R2016-0184. Discussion ensued.

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

On a motion by Ms. Simon with a second by Ms. Conwell, Resolution No. R2016-0184 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.

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 Ms. Simon with a second by Ms. Conwell, the meeting was adjourned at 10:25 a.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2016-0190

Sponsored by: County Executive Budish/Department of Public Works	A Resolution authorizing a First Amendment to Lease and Right of First Refusal Agreement with The Board of Park Commissioners of the Cleveland Metropolitan Park District for County-owned property on the Flats East and West Banks, located at 1170 Old River Road, Cleveland, for a term of 99 years, by adding Permanent Parcel No. 003-16-029 located adjacent to the intersection of Main Avenue and Center Street underneath the Cleveland Memorial Shoreway; 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 Public Works has recommended a First Amendment to a Lease and Right of First Refusal Agreement with The Board of Park Commissioners of the Cleveland Metropolitan Park District (the “Metroparks”) to add permanent parcel number 003-16-029, located adjacent to the intersection of Main Avenue and Center Street, underneath the Cleveland Memorial Shoreway; and

WHEREAS, pursuant to Cuyahoga County Council Resolution No. R2014-0125 dated 5/27/2014, the County entered into a certain lease and right of first refusal with Metroparks for lease of certain real property (Permanent Parcel Nos. 101-13-028, 101-13-029 and 101-13-030) known as “Flats East Bank Property” and certain real property located on the West Bank of the Flats (Parcels 53 and 54 located between Permanent Parcel Nos. 003-17-009 and 003-19-015) known as “Flats West Bank Property” for an initial term of ninety-nine (99) years with two (2) renewal periods of ninety-nine (99) years each; and

WHEREAS, the primary goal of this Amendment to Lease and Right of First Refusal with the Metroparks is to add to the lease property located adjacent to the intersection of Main Avenue and Center Street, underneath the Cleveland Memorial Shoreway and known as Permanent Parcel No. 003-16-029; and

WHEREAS, the initial terms of the lease and rental rate (\$1.00 per year) will not change; 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 a First Amendment to Lease and Right of First Refusal Agreement with The Board of Park Commissioners of the Cleveland Metropolitan Park District for County-owned property on the Flats East and West Banks, located at 1170 Old River Road, Cleveland, for a term of 99 years, by adding Permanent Parcel No. 003-16-029 located adjacent to the intersection of Main Avenue and Center Street underneath the Cleveland Memorial Shoreway.

SECTION 2. That the County Executive or his authorized designee is authorized to execute the First Amendment to Lease and Right of First Refusal Agreement with Metroparks for the same and to take all actions, exercise any options, make payments, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) all documents or instruments and to take such further actions which are necessary or appropriate to effect the intent and purposes of this Resolution and the First Amendment to Lease and Right of First Refusal Agreement.

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 11, 2016
Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2016-0191

Sponsored by: County Executive Budish/Department of Public Works	A Resolution authorizing an amendment to Contract No. CE1300548-01 with Marisupham, LLC for lease of office space in the Marion Building, located at 1276 West 3 rd Street, Cleveland, for the period 12/1/2013 - 10/31/2016 to extend the time period to 10/31/2017 and for additional funds in the amount not-to-exceed \$1,108,668.60; 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.
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WHEREAS, the County Executive/Department of Public Works has recommended an amendment to Contract No. CE1300548-01 with Marisupham, LLC for lease of office space in the Marion Building, located at 1276 West 3rd Street, Cleveland, for the period 12/1/2013 - 10/31/2016 to extend the time period to 10/31/2017 and for additional funds in the amount not-to-exceed \$1,108,668.60; and

WHEREAS, the original Lease between the County and Weston, Inc. was approved by Council on 9/24/2013 pursuant to Resolution No. R2013-0179; and

WHEREAS, pursuant to an Assignment and Assumption Agreement dated 11/1/2013, Weston, Inc. assigned its rights and interests in the property to Marisupham, LLC; and

WHEREAS, the parties now desire to amend said Contract No. CE1300548-01 for lease of space at the Marion Building (floors 1, 2, 4, 5 and 6) located at 1276 West 3rd Street, Cleveland, and exercise the one-year renewal option; 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. CE1300548-01 with Marisupham, LLC for lease of office

space in the Marion Building, located at 1276 West 3rd Street, Cleveland, for the period 12/1/2013 - 10/31/2016 to extend the time period to 10/31/2017 and for additional funds in the amount not-to-exceed \$1,108,668.60.

SECTION 2. That the County Executive is authorized to execute the amendment 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 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 11, 2016
Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 20__