



AGENDA
CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING
COMMITTEE MEETING
WEDNESDAY, NOVEMBER 2, 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 FROM THE OCTOBER 19, 2016 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
 - a) R2016-0196: A Resolution authorizing a revenue generating agreement with Corporate Wings – Cleveland, LLC in the amount not-to-exceed \$1,000,000.00 for lease of hangar space located at the Cuyahoga County Airport for the period 9/1/2016 - 8/31/2026; 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.
 - b) R2016-0197: A Resolution authorizing an amendment to Contract No. CE1500375-01 with Turner/Ozanne Joint Venture for design-builder services for the Huntington Park Garage Rehabilitation Project for the period 12/7/2015 - 12/2/2016 to establish a guaranteed maximum price in the amount not-to-exceed \$22,711,693.00; 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.

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, OCTOBER 19, 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 10:02 a.m.

2. ROLL CALL

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

3. PUBLIC COMMENT RELATED TO THE AGENDA

No public comments were given.

4. APPROVAL OF MINUTES

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

A motion was made by Mr. Miller, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the September 21, 2016 and October 5, 2016 meetings.

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.

Ms. Nichole English, Transportation Planning Engineer; and Ms. Anka Davis, Assistant Law Director, addressed the Committee regarding Resolution No. R2016-0190. Discussion ensued.

Committee members and Councilmembers asked questions of Ms. English and Ms. Davis pertaining to the item, which they answered accordingly.

On a motion by Mr. Germana with a second by Ms. Conwell, Resolution No. R2016-0190 was considered and adopted by unanimous vote.

- 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.

Mr. Michael Chambers, Fiscal Officer for the Department of Public Works, addressed the Committee regarding Resolution No. R2016-0191. Discussion ensued.

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

On a motion by Mr. Miller with a second by Mr. Greenspan, Resolution No. R2016-0191 was considered and adopted by unanimous vote.

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, Chairman Germana adjourned the meeting at 10:10 a.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2016-0196

Sponsored by: County Executive Budish/Department of Public Works	A Resolution authorizing a revenue generating agreement with Corporate Wings – Cleveland, LLC in the amount not-to-exceed \$1,000,000.00 for lease of hangar space located at the Cuyahoga County Airport for the period 9/1/2016 - 8/31/2026; 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.
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WHEREAS, the County Executive/Department of Public Works recommends a revenue generating agreement with Corporate Wings – Cleveland, LLC in the amount not-to-exceed \$1,000,000.00 for lease of hangar space located at the Cuyahoga County Airport for the period 9/1/2016 - 8/31/2026; and

WHEREAS, this project is for a revenue generating lease agreement with Corporate Wings – Cleveland, LLC for lease of approximately 86,554 square feet for ground lease base rent, 16,500 square feet of hangar rent and fuel flow at the Cuyahoga County Airport, PPN 821-01-001, located at 26460 Curtiss Wright Parkway, Highland Heights, Ohio 44143; 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 revenue generating agreement with Corporate Wings – Cleveland, LLC in the amount not-to-exceed \$1,000,000.00 for lease of hangar space located at the Cuyahoga County Airport for the period 9/1/2016 - 8/31/2026.

SECTION 2. That the County Executive is authorized to execute the agreement 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; the preservation of public peace, health,

County Council of Cuyahoga County, Ohio

Resolution No. R2016-0197

<p>Sponsored by: County Executive Budish/Department of Public Works</p>	<p>A Resolution authorizing an amendment to Contract No. CE1500375-01 with Turner/Ozanne Joint Venture for design-builder services for the Huntington Park Garage Rehabilitation Project for the period 12/7/2015 - 12/2/2016 to establish a guaranteed maximum price in the amount not-to-exceed \$22,711,693.00; 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.</p>
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WHEREAS, the County Executive/Department of Public Works recommended an amendment to Contract No. CE1500375-01 with Turner/Ozanne Joint Venture for design-builder services for the Huntington Park Garage Rehabilitation Project for the period 12/7/2015 - 12/2/2016 to establish a guaranteed maximum price in the amount not-to-exceed \$22,711,693.00; and

WHEREAS, the Cuyahoga County Board of Control made an initial award on RQ35765 to Turner/Ozanne Joint Venture for design-builder services for the Huntington Park Garage Rehabilitation Project on December 7, 2015 in the amount not-to-exceed \$500,000.00; and

WHEREAS, Resolution No. R2015-0274 was approved by Council on January 12, 2016 to increase the guaranteed maximum price in the amount not-to-exceed \$4,500,000.00; and

WHEREAS, Resolution No. R2016-0064 was approved by Council on April 12, 2016 to increase the guaranteed maximum price in the amount not-to-exceed \$18,000,000.00; and

WHEREAS, the primary goal of this amendment is to address the addition of ADA improvements to the garage and the elevator connecting the garage to the Old Courthouse. This amendment also includes costs related to hotel requests and unforeseen conditions related to repair and electrical code upgrades; and

WHEREAS, it was contemplated all along that the final GMP contract with Design-Builder shall be subject to Council's approval;

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. CE1500375-01 with Turner/Ozanne Joint Venture for design-builder services for the Huntington Park Garage Rehabilitation Project for the period 12/7/2015 - 12/2/2016 to establish a guaranteed maximum price in the amount not-to-exceed \$22,711,693.00 and authorizes the County Executive to enter into said amendment. To the extent that any exemptions, if any, are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution. The final negotiated terms of this contract, including maximum not-to-exceed amount and risk management protections, shall be subject to the approval of the Director of Law, but in no event shall the maximum amount exceed the herein authorized \$22,711,693.00.

SECTION 2. That the County Executive is hereby authorized to execute the amendment and all other documents, as approved to legal form and correctness, by the Director of Law, or his designee, in accordance with this Resolution.

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 24, 2016

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

Journal _____
_____, 20__

[PROPOSED SUBSTITUTE]

County Council of Cuyahoga County, Ohio

Resolution No. R2016-0197

<p>Sponsored by: County Executive Budish/Department of Public Works</p>	<p>A Resolution authorizing an amendment to Contract No. CE1500375-01 with Turner/Ozanne Joint Venture for design-builder services for the Huntington Park Garage Rehabilitation Project for the period 12/7/2015 - 12/2/2016 <u>to change the scope of services and the terms, effective 11/16/2016, to extend the time period to 12/31/2017 and</u> to establish a guaranteed maximum price in the amount not-to-exceed \$22,711,693.00; 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.</p>
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WHEREAS, the County Executive/Department of Public Works recommended an amendment to Contract No. CE1500375-01 with Turner/Ozanne Joint Venture for design-builder services for the Huntington Park Garage Rehabilitation Project for the period 12/7/2015 - 12/2/2016 **to change the scope of services and the terms, effective 11/16/2016, to extend the time period to 12/31/2017 and** to establish a guaranteed maximum price in the amount not-to-exceed \$22,711,693.00; and

WHEREAS, the Cuyahoga County Board of Control made an initial award on RQ35765 to Turner/Ozanne Joint Venture for design-builder services for the Huntington Park Garage Rehabilitation Project on December 7, 2015 in the amount not-to-exceed \$500,000.00; and

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Courthouse. This amendment also includes costs related to hotel requests and unforeseen conditions related to repair and electrical code upgrades; and

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