



**AGENDA**  
**CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING**  
**COMMITTEE MEETING**  
**THURSDAY, NOVEMBER 16, 2017**  
**CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS**  
**C. ELLEN CONNALLY COUNCIL CHAMBERS – 4<sup>TH</sup> FLOOR**  
**10:00 AM**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO THE AGENDA**
- 4. APPROVAL OF MINUTES FROM THE NOVEMBER 1, 2017 MEETING**
- 5. MATTER REFERRED TO COMMITTEE**
  - a) R2017-0199: A Resolution authorizing a Purchase and Sale Agreement with Colab Partners LLC in the amount of \$2,500,000.00 for property located at 7001 Euclid Avenue, Cleveland, Permanent Parcel No. 118-08-018 (including 118-08-020 to 024, 118-08-047 to 053, 118-08-064 and 118-08-065); authorizing the County Executive to take all necessary actions and to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. [Pending Council Referral]
  - b) R2017-0200: A Resolution authorizing a Purchase and Sale Agreement with Greater Cleveland Regional Transit Authority in the amount of \$3,800,000.00 for the property commonly known as the Harvard Garage, located at 2501 Harvard Road, Newburgh Heights; authorizing the County Executive to take all necessary actions and to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. [Pending Council Referral]

- c) R2017-0201: A Resolution authorizing an agreement with Village of Newburgh Heights for relocation costs for the Harvard Yard facility for the period 1/1/2018 - 6/30/2031; authorizing the County Executive to take all necessary actions and to execute the agreements and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. [Pending Council Referral]
- d) R2017-0202: A Resolution declaring that public convenience and welfare requires resurfacing Pleasant Valley Road from State Road to Broadview Road in the City of Parma; total estimated project cost \$4,944,000.00; 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. [Pending Council Referral]
- e) R2017-0203: A Resolution declaring that public convenience and welfare requires replacement of Stone Road Bridge No. 00.98 over Hemlock Creek in the City of Independence; total estimated project cost \$1,500,000.00; 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. [Pending Council Referral]
- f) R2017-0204: A Resolution declaring that public convenience and welfare requires rehabilitation of West 41<sup>st</sup> Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland; total estimated project cost \$400,000.00; 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. [Pending Council Referral]
- g) R2017-0205: A Resolution declaring that public convenience and welfare requires roadway and traffic signal improvements along Babbitt Road, East 260<sup>th</sup> Street and Euclid Avenue in the City of Euclid; total estimated project cost \$686,470.00; 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. [Pending Council Referral]

- h) R2017-0206: A Resolution approving Right-of-Way Plans as set forth in Plat No. M-5030 for rehabilitation of North Main Street Bridge No. 00.12 over the Chagrin River in the Village of Chagrin Falls; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; and declaring the necessity that this Resolution become immediately effective. [Pending Council Referral]
  
- i) R2017-0207: A Resolution authorizing an amendment to Contract No. CE1400198-01 with Perk/ME Joint Venture for improvement of Pleasant Valley Road/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma for additional funds in the amount not-to-exceed \$600,280.52; authorizing the County Executive to execute the amendment and all other documents consistent with 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 in the amount of \$138,064.52 to fund said amendment; and declaring the necessity that this Resolution become immediately effective. [Pending Council Referral]

**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 5<sup>th</sup> 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, NOVEMBER 1, 2017  
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS  
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4<sup>TH</sup> FLOOR  
10:30 AM**

**1. CALL TO ORDER**

**Chairman Tuma called the meeting to order at 10:30 a.m.**

**2. ROLL CALL**

**Mr. Tuma asked Assistant Deputy Clerk Johnson to call the roll. Committee members Tuma, Miller, Conwell and Baker were in attendance and a quorum was determined. Committee member Schron was absent from the meeting.**

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

**There were no public comments given.**

**4. APPROVAL OF MINUTES FROM THE OCTOBER 18, 2017 MEETING**

**A motion was made by Ms. Conwell, seconded by Ms. Baker and approved by unanimous vote to approve the minutes of the October 18, 2017 meeting.**

**5. MATTER REFERRED TO COMMITTEE**

- a) R2017-0187: A Resolution authorizing a revenue generating Utility Agreement with City of Broadview Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District Nos. 13 and 16; 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, Design and Construction Administrator, addressed the Committee regarding Resolution No. R2017-0187. Discussion ensued.**

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

**On a motion by Ms. Baker with a second by Mr. Miller, Resolution No. R2017-0187 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**

**There was no miscellaneous business.**

**7. OTHER PUBLIC COMMENT**

**There were no public comments given.**

**8. ADJOURNMENT**

**With no further business to discuss and on a motion by Ms. Baker with a second by Ms. Conwell, the meeting was adjourned at 10:39 a.m., without objection.**

# County Council of Cuyahoga County, Ohio

## Resolution No. R2017-0199

<p>Sponsored by: <b>County Executive Budish/Department of Public Works on behalf of Cuyahoga County Board of Developmental Disabilities</b></p>	<p><b>A Resolution</b> authorizing a Purchase and Sale Agreement with Colab Partners LLC in the amount of \$2,500,000.00 for property located at 7001 Euclid Avenue, Cleveland, Permanent Parcel No. 118-08-018 (including 118-08-020 to 024, 118-08-047 to 053, 118-08-064 and 118-08-065); authorizing the County Executive to take all necessary actions and to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, 7001 Euclid Avenue, Cleveland, Ohio (“Property”) is technically owned by the County, the property was purchased, renovated and maintained by the Cuyahoga County Board of Developmental Disabilities (“DD Board”) with DD Board funds.

WHEREAS, the County, with the consent of the DD Board, engaged the services of CBRE, Inc. (“CBRE”), a commercial real estate services firm, to provide brokerage services and represent the County in connection with the sale of this Property; and,

WHEREAS, CBRE worked with the County and DD Board to prepare and issue a request for proposals and negotiate regarding the sale of this Property; and,

WHEREAS, the County and DD Board received an offer from Colab Partners LLC to purchase the Property; and,

WHEREAS, the proposal is to sell the Property for \$2,500,000.00; and,

WHEREAS, on October 26, 2017, the DD Board unanimously voted to recommend that the County approve the sale of the Property; 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 Purchase and Sale Agreement with Colab Partners LLC in the amount of \$2,500,000.00 for property located at 7001 Euclid Avenue, Cleveland, Permanent Parcel No. 118-08-018 (including 118-08-020 to 024, 118-08-047 to 053, 118-08-064 and 118-08-065).

**SECTION 2.** That the County Executive or his authorized designee is authorized to take all actions, and to execute, acknowledge, deliver, pay for title work/fees and other administrative fees and/or file/record (as and where appropriate) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated herein, including, but not limited to, a Purchase and Sale Agreement. To the extent an exemption for anything herein is needed, it is hereby granted. That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director or his designee's approval as to legal form and correctness.

**SECTION 3.** That the County will retain \$125,000.00 from the proceeds of the sale for expenses related to insuring the Property and administrative expenses related to selling the Property and the remainder of the proceeds (less administrative/title fees and commission to CBRE) will go to the DD Board.

**SECTION 4.** 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 Ordinance 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 5.** 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:  
Committee(s) Assigned:

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



On behalf of Public Works/DD Board, please see this summary as requested:

7001 Euclid Avenue, Cleveland, Ohio ("Property") is technically owned by the County, the property was purchased, renovated and maintained by the Cuyahoga County Board of Disabilities ("DD Board") with DD Board funds. The County, with the consent of the DD Board, engaged the services of CBRE, Inc. ("CBRE"), a commercial real estate services firm, to provide brokerage services and represent the County in connection with the sale of this Property. CBRE worked with the County and DD Board to prepare and issue a request for proposals and negotiate regarding the sale of this Property. The County and DD Board received an offer from COLAB PARTNERS LLC to purchase the Property for \$2.5M. On October 26, 2017, the DD Board unanimously voted to recommend that the County approve the sale of the Property. The County will retain \$125,000.00 from the proceeds of the sale for expenses related to insuring the Property and administrative expenses related to selling the property and the remainder of the proceeds (less administrative/title fees and commission to CBRE) will go the DD Board.

Joseph W. Boatwright, IV  
Chief Corporate Counsel  
Cuyahoga County  
2079 East Ninth Street, 7th Floor  
Cleveland, Ohio 44115  
Tel: (216) 698-6464 / Fax: (216) 698-2744  
Direct: (216) 443-7128  
[JBoatwright@cuyahogacounty.us](mailto:JBoatwright@cuyahogacounty.us)



RESOLUTION

October 26, 2017

**7m. APPROVAL OF THE SALE OF THE CCBDD TRANSPORTATION FACILITY**

**RESOLVED**, that the Cuyahoga County Board of Developmental Disabilities recommends that the Cuyahoga County Executive and Cuyahoga County Council approve the sale of the CCBDD Transportation facility to the Michael Gleeson and Joel Scheer Group in accordance with the Term Sheet for Disposition/Sale of 7001 Euclid Avenue, Cleveland, Ohio; and,

**BE IT FURTHER RESOLVED**, that the Superintendent is authorized hereby to take any and all actions necessary to carry out these transactions, so moved.

Moved	<u>SL</u>	Seconded	<u>LH</u>
<b>AYE</b>	<b>NAY</b>	<b>AYE</b>	<b>NAY</b>
(✓)	( )	(✓)	( )
( )	( )	(✓)	( )
(✓)	( )	(✓)	( )
(✓)	( )	(✓)	( )

Certified By: 

# County Council of Cuyahoga County, Ohio

## Resolution No. R2017-0200

Sponsored by: <b>County Executive Budish/Department of Public Works</b>	<b>A Resolution</b> authorizing a Purchase and Sale Agreement with Greater Cleveland Regional Transit Authority in the amount of \$3,800,000.00 for the property commonly known as the Harvard Garage, located at 2501 Harvard Road, Newburgh Heights; authorizing the County Executive to take all necessary actions and 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, County Executive Budish/Department of Public Works has recommended a Purchase and Sale Agreement with Greater Cleveland Regional Transit Authority in the amount of \$3,800,000.00 for the property commonly known as the Harvard Garage, located at 2501 Harvard Road, Newburgh Heights, Ohio; and

WHEREAS, on October 24, 2017, the Board of Trustees of the Greater Cleveland Regional Transit Authority adopted Resolution No. 2017-93 authorizing the sale of the Harvard Garage to the County; and

WHEREAS, the purchase of the Harvard Garage is part of Phase III of the County's property consolidation project; and

WHEREAS, funding for the Purchase and Sale Agreement with Greater Cleveland Regional Transit Authority is 100% from the General Fund with anticipated reimbursement estimated to be 70% from Sanitary and 20% from Road and Bridge; 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 Purchase and Sale Agreement with Greater Cleveland Regional Transit Authority in the

amount of \$3,800,000.00 for the property commonly known as the Harvard Garage, located at 2501 Harvard Road, Newburgh Heights, Ohio.

**SECTION 2.** To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution.

**SECTION 3.** That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, a Purchase and Sale Agreement, the lease agreements and all documents to be executed by the County thereunder, (ii) all other and further documents, instruments, certificates, agreements, amendments, subleases, assignments, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, deeds and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law, (b) agree to such payments and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions, and (c) prosecute and/or defend any actions or proceedings that may be necessary or advisable relative to any of the foregoing matters.

**SECTION 4.** That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director's approval as to legal form and correctness.

**SECTION 5.** 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 6.** 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.



[PROPOSED SUBSTITUTE]

County Council of Cuyahoga County, Ohio

Resolution No. R2017-0200

<p>Sponsored by: <b>County Executive Budish/Department of Public Works</b></p>	<p><b>A Resolution</b> authorizing a Purchase and Sale Agreement with Greater Cleveland Regional Transit Authority in the amount of \$3,800,000.00 for the property commonly known as the Harvard Garage, located at 2501 Harvard Road, Newburgh Heights; authorizing the County Executive to take all necessary actions and to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, County Executive Budish/Department of Public Works has recommended a Purchase and Sale Agreement with Greater Cleveland Regional Transit Authority in the amount of \$3,800,000.00 for the property commonly known as the Harvard Garage, located at 2501 Harvard Road, Newburgh Heights, Ohio; and

WHEREAS, on October 24, 2017, the Board of Trustees of the Greater Cleveland Regional Transit Authority adopted Resolution No. 2017-93 authorizing the sale of the Harvard Garage to the County; and

WHEREAS, the purchase of the Harvard Garage is part of Phase III of the County’s property consolidation project; and

WHEREAS, funding for the Purchase and Sale Agreement with Greater Cleveland Regional Transit Authority is 100% from the General Fund with anticipated reimbursement estimated to be 70% from Sanitary and 20% from Road and Bridge; 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 Purchase and Sale Agreement with Greater Cleveland Regional Transit Authority in the

amount of \$3,800,000.00 for the property commonly known as the Harvard Garage, located at 2501 Harvard Road, Newburgh Heights, Ohio.

**SECTION 2.** That the County reserves the opportunity to reimburse the advance made by the General Fund for the \$3.8 million purchase of the property from future sale of bonds for purposes consistent with this purchase consistent with 26 CFR §1.150-2 and all other applicable laws and regulations.

**SECTION 3.** To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution.

**SECTION 4.** That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, a Purchase and Sale Agreement, the lease agreements and all documents to be executed by the County thereunder, (ii) all other and further documents, instruments, certificates, agreements, amendments, subleases, assignments, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, deeds and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law, (b) agree to such payments and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions, and (c) prosecute and/or defend any actions or proceedings that may be necessary or advisable relative to any of the foregoing matters.

**SECTION 5.** That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director's approval as to legal form and correctness.

**SECTION 6.** 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.





## SUMMARY OF REQUESTED ACTION

**MyPro Transaction Title:** 2017, The Department of Public Works – Purchase of Harvard Garage from the Greater Cleveland Regional Transit Authority (GCRTA).

### A. Scope of Work Summary

1. The Department of Public Works is requesting approval of a purchase agreement with The Greater Cleveland Regional Transit Authority for the anticipated cost of three million, eight hundred thousand dollars (\$3,800,000.00). The anticipated acquisition to take place in the fourth quarter of 2017.
  - a. Describe the primary goals of the project. Public Works intends to consolidate the current Sanitary Engineers Building, The Road & Bridge Garage, and the Fleet Services Garage under one roof to maximize management and operational efficiencies
  - b. Identify the address or location of the project. The building to be purchased is known as the RTA Harvard Rd. Garage and located at 2501 Harvard Rd. in the Village of Newburgh Heights (aka PPN 511-01-001 & 521-03-006).
  - c. Identify Council District # in which the project is located. Council District 8

### B. Procurement

1. Identify the original procurement method on the contract/purchase:
  - a. The proposed procurement received OPD approval as a sole source. This matter was a result of direct negotiation with another governmental agency.

### C. Contractor Information

1. Provide the names and corresponding business addresses for all vendors providing proposed goods or services, in the following format:

Vendor Name: Greater Cleveland Regional Transit Authority

Street address: 1240 West 6<sup>th</sup> Street

City, State, and Zip Code: Cleveland, Ohio 44113

Council District 3

2. The vendor's General Manager is Joseph Calabrese.

### D. Project Status

1. [*When applicable*] The project is on a critical action path because (*explain circumstances requiring expedited action*). The sooner the purchase can be completed, the sooner the County will realize the anticipated managerial and operational efficiencies.

### E. Funding

1. Was funding for the contract or purchase appropriated in the current budget? If not, what is the source of funding? The funding source is 100% from the General Fund with anticipated reimbursement estimated to be 70% from Sanitary and 20% from Road and Bridge.

RESOLUTION 2017-93

AUTHORIZING THE GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY TO (1) ENTER INTO AN AGREEMENT WITH THE COUNTY OF CUYAHOGA FOR THE SALE OF THE HARVARD GARAGE LOCATED AT 2501 HARVARD AVENUE, NEWBURGH HEIGHTS, OHIO FOR \$3,800,000.00, AND (2) ENTER INTO AN AGREEMENT WITH THE COUNTY OF CUYAHOGA, DEPARTMENT OF PUBLIC WORKS FOR MAINTENANCE SERVICES VALUED AT \$200,000.00

WHEREAS, the Greater Cleveland Regional Transit Authority ("GCRTA") is the owner of record of the building and land located at 2501 Harvard Avenue, Newburgh Heights, Ohio, 44105 and further known as Permanent Parcel Numbers of 521-03-006 and 511-01-001 (the "Property"); and

WHEREAS, the Property was constructed by GCRTA in 1992; and

WHEREAS, the Property is vacant and is not currently used to support GCRTA operations; and

WHEREAS, the GCRTA has advertised and marketed the Property for sale through a fair and open process since 2008; and

WHEREAS, the Property has been on the GCRTA's list of excess properties with the Federal Transit Administration ("FTA") since 2008; and

WHEREAS, on August 11, 2017, the County of Cuyahoga ("County") submitted a Letter of Intent to purchase the Property for \$3,800,000.00; and

WHEREAS, the fair market value for the Property was determined to be \$4,000,000.00 by the property appraisal report and the value was verified by a review appraiser; and

WHEREAS, the County has proposed to combine with the purchase price certain services to GCRTA valued at \$200,000.00 under a Maintenance Services Agreement between GCRTA and the County, thus representing the full fair market value for the Property; and

WHEREAS, pursuant to Ohio Revised Code Section 306.43(H)(4) and GCRTA's procurement policies and procedures, competitive procedures are not required when the goods or services are procured from another political subdivision, public agency, public transit system, the state or the federal government; and

WHEREAS, the sale of the Property to the County was determined to be the highest and best use for the Property in accordance with GCRTA's real estate goals and objectives; and

WHEREAS, by selling the Property, GCRTA will decrease its annual holding costs associated with this Property which include, but are not limited to, insurance, maintenance, security, landscape expenses, utilities and storm water management fees; and

WHEREAS, the transaction is subject to final approval and concurrence by the FTA; and

WHEREAS, the proceeds from the sale of the Property will be used for qualified capital projects in compliance with FTA rules and regulations.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County and Ohio:

Section 1. That the land and building known as the Harvard Garage, located at 2501 Harvard Avenue, Newburgh Heights, Ohio, 44105 and further known as Permanent Parcel Numbers of 521-03-006 and 511-01-001 (the "Property") are hereby declared excess property.

Section 2. That the CEO, General Manager/Secretary-Treasurer is hereby authorized to execute a Purchase and Sale Agreement with the County of Cuyahoga and to execute all other documents required to sell and transfer the Property to the County of Cuyahoga ("County").

Section 3. That the CEO, General Manager/Secretary-Treasurer is hereby authorized to execute a Maintenance Services Agreement with the County.

Section 4. That the Board of Trustees determines that the purchase price of \$3,800,000.00 combined with certain services under a Maintenance Services Agreement valued at \$200,000.00 constitutes the fair market value of the Property, as determined by the property appraisal report and approved by a review appraiser.

Section 5. That this transaction with the County is subject to final approval and concurrence of the Federal Transit Administration.

Section 6. That the funds received from the sale of Property to the County will be deposited in the GCRTA Capital Development Fund and used for qualified capital projects, in accordance with FTA rules and regulations. Any expenditures that may be required for the Maintenance Services Agreement shall be payable through general operating accounts.

Section 7. That this resolution shall become effective immediately upon its adoption.

Adopted: October 24, 2017

\_\_\_\_\_  
President

Attest: \_\_\_\_\_  
CEO, General Manager/Secretary-Treasurer

# County Council of Cuyahoga County, Ohio

## Resolution No. R2017-0201

Sponsored by: <b>County Executive Budish/Department of Public Works</b>	<b>A Resolution</b> authorizing an agreement with Village of Newburgh Heights for relocation costs for the Harvard Yard facility for the period 1/1/2018 - 6/30/2031; authorizing the County Executive to take all necessary actions and to execute the agreements and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, County Executive Budish/Department of Public Works has recommended an agreement with Village of Newburgh Heights for relocation costs for the Harvard Yard facility for the period 1/1/2018 – 6/30/2031; and

WHEREAS, the purchase of the Harvard Garage is part of Phase III of the County’s property consolidation project; and

WHEREAS, the Village of Newburgh Heights desires to contribute to the County’s relocation costs for the Harvard Yard facility in the Village of Newburgh Heights an amount equal to 50% of the payroll taxes generated by the County employees estimated at \$1,100,000.00 for a period of 12.5 years; 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 agreement with Village of Newburgh Heights for relocation costs for the Harvard Yard facility for the period 1/1/2018 - 6/30/2031.

**SECTION 2.** To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution.

**SECTION 3.** That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to

facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, a Purchase and Sale Agreement, the lease agreements and all documents to be executed by the County thereunder, (ii) all other and further documents, instruments, certificates, agreements, amendments, subleases, assignments, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, deeds and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law, (b) agree to such payments and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions, and (c) prosecute and/or defend any actions or proceedings that may be necessary or advisable relative to any of the foregoing matters.

**SECTION 4.** That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director's approval as to legal form and correctness.

**SECTION 5.** 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 6.** 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:  
Committee(s) Assigned:

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

## SUMMARY OF REQUESTED ACTION

**MyPro Transaction Title:** 2017, The Department of Public Works, Agreement with Newburgh Height and Harvard Yard property.

### A. Scope of Work Summary

1. The Department of Public Works is requesting approval of an agreement between Cuyahoga County and the Village of Newburgh Heights for contribution of revenue for relocation costs pertaining to the Harvard Yard facility as part of the consolidation of Maintenance Yards. The estimated revenue will total \$1,100,000 over the term of the agreement. The term will be January 1, 2019 - June 30, 2031. (12.5 years)

- a. Describe the primary goals of the project. Revenue Generating Agreement
- b. Identify the address or location of the project, or – if citywide – indicate municipality(ies) impacted by the project. Village of Newburgh Heights.
- c. Identify Council District # in which the project is located. Council District 8

### B. Procurement

1. Identify the original procurement method on the contract/purchase: **Revenue Generating Agreement.**

### C. Contractor Information

1. Provide the names and corresponding business addresses for all vendors providing proposed goods or services, in the following format:

Vendor Name: Village of Newburgh Heights  
Street address: 4000 Washington Park Blvd.  
City, State, and Zip Code: Newburgh Heights, Ohio 44105  
Mayor – Trevor Elkins

### D. Project Status

1. Project is expected to start January 1, 2019 – June 30, 2031.

### E. Funding

1. Revenue Generating - to be paid semiannually – July and January.

# County Council of Cuyahoga County, Ohio

## Resolution No. R2017-0202

Sponsored by: <b>County Executive Budish/Department of Public Works/Division of County Engineer</b>	<b>A Resolution</b> declaring that public convenience and welfare requires resurfacing Pleasant Valley Road from State Road to Broadview Road in the City of Parma; total estimated project cost \$4,944,000.00; 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.
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires resurfacing Pleasant Valley Road from State Road to Broadview Road in the City of Parma; and

WHEREAS, the anticipated project cost for the resurfacing is \$4,944,000.00; and

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

WHEREAS, this project will be funded as follows: (a) \$3,955,200.00 from Federal funds; (b) \$494,400.00 from County Road and Bridge Funds; and (c) \$494,400.00 from the Municipality; 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 location of the project is Pleasant Valley Road from State Road to Broadview Road in the City of Parma, Council District 4; and

WHEREAS, the anticipated start date for construction of this project is 2018; 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 declares that public convenience and welfare requires resurfacing Pleasant Valley Road from State Road to Broadview Road in the City of Parma.

**SECTION 2.** That special assessments are not to be levied nor collected to pay for any part of the County's cost of this improvement.

**SECTION 3.** That the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents in connection with this project.

**SECTION 4.** 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 5.** 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:  
Committee(s) Assigned:

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

**Item No. 2**

The Public Works Department requesting that Council find: a) that public convenience and welfare requires the repair of Pleasant Valley Road State Road to Broadview Road in the City of Parma. b) that special assessments are not to be levied and collected to pay part of the County's costs of these improvements c) authorize the County Executive to enter into and execute the necessary agreements of cooperation with the appropriate municipality. The anticipated cost of the project is \$4,944,000. The project is to be funded \$3,955,200 Federal, \$494,400 County Road and Bridge Fund and \$494,400 Municipality. The anticipate start date for construction is 2018.

The primary goal of this request is to begin the process of Council review and approval of this project. The primary goal of the project itself is to properly maintain the County's infrastructure.

Procurement – N/A

Contractor and Project Information

The location of the project is Pleasant Valley Road State Road to Broadview Road in the City of Parma. The project is located in Council District 4.

Project Status and Planning

This project is new to the County.

Funding

The anticipated cost of project is \$4,944,000. The project is to be funded \$3,955,200 Federal, \$494,400 County Road and Bridge Fund and \$494,400 Municipality.

The primary goal of this request is to begin the process of Council review and approval of the project. The primary goal of the project itself is to properly maintain the County's infrastructure.

# County Council of Cuyahoga County, Ohio

## Resolution No. R2017-0203

<p>Sponsored by: <b>County Executive Budish/Department of Public Works/Division of County Engineer</b></p>	<p><b>A Resolution</b> declaring that public convenience and welfare requires replacement of Stone Road Bridge No. 00.98 over Hemlock Creek in the City of Independence; total estimated project cost \$1,500,000.00; 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.</p>
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WHEREAS, the County Executive/ Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires replacement of Stone Road Bridge No. 00.98 over Hemlock Creek in the City of Independence; and

WHEREAS, the estimated project cost is \$1,500,000.00; and

WHEREAS, this project will be funded 100% from the County Road and Bridge Fund; and

WHEREAS, that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; 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 location of the project is Stone Road Bridge No. 00.98 over Hemlock Creek in the City of Independence, Council District 6; and

WHEREAS, the anticipated start date for construction of this project is 2018; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue.

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

**SECTION 1.** That the Cuyahoga County Council hereby declares that public convenience and welfare requires replacement of Stone Road Bridge No. 00.98 over Hemlock Creek in the City of Independence.

**SECTION 2.** That special assessments are not to be levied nor collected to pay for any part of the County's cost of this improvement.

**SECTION 3.** That the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents in connection with this project.

**SECTION 4.** 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 5.** 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:  
Committee(s) Assigned:

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

**Item No. 3**

The Public Works Department requesting that Council find: a) that public convenience and welfare requires the repair of Stone Road Bridge 00.98 over Hemlock Creek in the City of Independence. b) that special assessments are not to be levied and collected to pay part of the County's costs of these improvements c) authorize the County Executive to enter into and execute the necessary agreements of cooperation with the appropriate municipality. The anticipated cost of the project is \$1,500,000. The project is to be funded 100% \$1,500,000 County Road and Bridge Fund. The anticipate start date for construction is 2018.

The primary goal of this request is to begin the process of Council review and approval of this project. The primary goal of the project itself is to properly maintain the County's infrastructure.

Procurement – N/A

Contractor and Project Information

The location of the project is Stone Road Bridge over Hemlock Creek in the City of Independence.

The project is located in Council District 6.

Project Status and Planning

This project is new to the County.

Funding

The project is to be funded 100% \$1,500,000 Road and Bridge Fund.

# County Council of Cuyahoga County, Ohio

## Resolution No. R2017-0204

Sponsored by: <b>County Executive Budish/Department of Public Works/Division of County Engineer</b>	<b>A Resolution</b> declaring that public convenience and welfare requires rehabilitation of West 41 <sup>st</sup> Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland; total estimated project cost \$400,000.00; 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.
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires rehabilitation of West 41<sup>st</sup> Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland; and,

WHEREAS, the total estimated project cost is \$400,000.00; and,

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

WHEREAS, this project will be funded as follows: a) \$300,000.00 with County Road and Bridge Funds and (b) \$100,000.00 from Issue 1; 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 location of the project is West 41<sup>st</sup> Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland, Council District 3; and,

WHEREAS, the anticipated start date for construction of this project is 2017; 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 declares that public convenience and welfare requires rehabilitation of West 41<sup>st</sup> Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland.

**SECTION 2.** That special assessments are not to be levied nor collected to pay for any part of the County’s cost of this improvement.

**SECTION 3.** That the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents in connection with this project.

**SECTION 4.** 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 5.** 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:  
Committee(s) Assigned:

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

**Item No. 4**

The Public Works Department requesting that Council find: a) that public convenience and welfare requires the rehabilitation of the W. 41<sup>st</sup> Street Bridge Project in Cleveland, Ohio  
b) that special assessments are not to be levied and collected to pay part of the County's costs of these improvements; authorize the County Executive to enter into and execute the necessary agreements of cooperation with the appropriate municipality. The anticipated cost of the project is \$400,000 the project is to be funded \$300,000 with the County Road and Bridge Fund and \$100,000 from Issue 1.  
The anticipated start date for construction is 2017.

The primary goal of this request is to begin the process of Council review and approval of this project. The primary goal of the project itself is to properly maintain the County's infrastructure.  
The Project is located on the W. 41<sup>st</sup> Street Bridge over Northfolk Southern Railway and Train Avenue  
Council District 3

**Project Status**

The project's term has not begun

**Funding**

The anticipated cost of the project is \$400,000 the project is to be funded \$300,000 with the County Road and Bridge Fund and \$100,000 from Issue 1.

# County Council of Cuyahoga County, Ohio

## Resolution No. R2017-0205

<p>Sponsored by: <b>County Executive Budish/Department of Public Works/Division of County Engineer</b></p>	<p><b>A Resolution</b> declaring that public convenience and welfare requires roadway and traffic signal improvements along Babbitt Road, East 260<sup>th</sup> Street and Euclid Avenue in the City of Euclid; total estimated project cost \$686,470.00; 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.</p>
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WHEREAS, County Executive Budish/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires roadway and traffic signal improvements along Babbitt Road, East 260<sup>th</sup> Street and Euclid Avenue in the City of Euclid; and

WHEREAS, the anticipated project cost for the roadway and traffic signal improvements is \$686,470.00; and

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

WHEREAS, this project will be funded as follows: (a) \$175,000.00 from the County's Road and Bridge Fund and (b) \$511,470.00 from the City of Euclid; 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 location of the project is Babbitt Road, East 260<sup>th</sup> Street and Euclid Avenue in the City of Euclid, Council District 11; and

WHEREAS, the anticipated start date for construction of this project is 2018; 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 declares that public convenience and welfare requires roadway and traffic signal improvements along Babbitt Road, East 260<sup>th</sup> Street and Euclid Avenue in the City of Euclid.

**SECTION 2.** That special assessments are not to be levied nor collected to pay for any part of the County's cost of this improvement.

**SECTION 3.** That the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents in connection with this project.

**SECTION 4.** 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 5.** 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:  
Committee(s) Assigned:

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

**Item No. 5**

Public Works Department requesting that Council find: a) that public convenience and welfare requires roadway and traffic signal improvements along Babbitt Road, East 260th Street and Euclid Avenue in the City of Euclid. b) that special assessments are not to be levied and collect to pay part of the County's costs of these improvements c) authorize the County Executive to enter into and execute the necessary agreements of cooperation with the appropriate municipality. The anticipated cost of the project is \$686,470 the project is to be funded \$175,000 County Road and Bridge Fund \$511,470 City of Euclid. The anticipated start date for construction is 2018.

The Primary goal of this request is to begin the process of Council review and approval of the project. The primary goal of the project itself if to properly maintain the County's infrastructure.

The location of the project is Babbitt Road , East 260th Street and Euclid Avenue in the City of Euclid.

3b. The project is located in Council District 11

**Project Status and Planning**

This project is new to the County.

**Funding**

The project is to be funded \$175,00 County Road & Bridge Fund, \$511,470 the City of Euclid the total cost of the project is \$686,470.

# County Council of Cuyahoga County, Ohio

## Resolution No. R2017-0206

Sponsored by: <b>County Executive Budish/Department of Public Works/Division of County Engineer</b>	<b>A Resolution</b> approving Right-of-Way Plans as set forth in Plat No. M-5030 for rehabilitation of North Main Street Bridge No. 00.12 over the Chagrin River in the Village of Chagrin Falls; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended approval of Right-of-Way Plans as set forth in Plat No. M-5030 for rehabilitation of North Main Street Bridge No. 00.12 over the Chagrin River in the Village of Chagrin Falls; and

WHEREAS, in Resolution No. R2012-0184 adopted on 9/25/2012, the County Council declared that public convenience and welfare requires rehabilitation of the North Main Street (CR 264) Bridge 00.12 over the Chagrin River in the Village of Chagrin Falls, Council District 6, and found that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and

WHEREAS, the current estimated project cost is \$3,111,287.00, which will be funded as follows: 80% federal funds and 20% County Road and Bridge 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 approves Right-of-Way Plans as set forth in Plat No. M-5030 for rehabilitation of North Main Street Bridge No. 00.12 over the Chagrin River in the Village of Chagrin Falls.

**SECTION 2.** That the County Executive through the Department of Public Works is hereby authorized to acquire the Rights-of-Way necessary for said improvement.





First Reading/Referred to Committee:  
Committee(s) Assigned:

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

**Item No. 6**

The Department of Public Works is seeking the following in connection with the rehabilitation of the North Main Street (CR 264) Bridge 00.12 over the Chagrin River in the Village of Chagrin Falls: (1) approval of the Right-of-Way Plan Property Map (2) authority to acquire required right-of-way; and (3) ruling that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements.

Since October 6, 2017 and continuing until the Resolution granting the requested action is either adopted or rejected, the Department of Public Works has posted and provided continuous notice of the following on its website:

- The Department of Public Works has submitted the Project's Right of Way Property Map for County Council approval and that the same are available for viewing on said website;
- The Department of Public Works intends to acquire right-of-way for said improvement;
- That a First Reading of the Resolution approving the revised right-of-way plans will be made by the Cuyahoga County Council at its meeting scheduled to begin at 5:00 p.m. on November 14, 2017; and,
- That general public access and ability to review the right-of-way plans via an electronic link as indicated.

Right-of-way is required from the Village of Chagrin Falls, who owns four parcels associated with this Project. From Village of Chagrin Falls, the County needs temporary easements for the purpose of performing the work necessary to access, replace walk, benches and landscaping.

The primary goal is the approval to acquire required right-of-way in connection with the rehabilitation of the North Main Street (CR 264) Bridge 00.12

Location: North Main Street (CR 264) Bridge 00.12 over the Chagrin River in the Village of Chagrin Falls, Ohio.

District 6

Project Status

Acquisition must be completed by March 2018. The Project is anticipated for construction in Fall 2018.

Funding

The construction estimate for the Project is \$3,111,287.00

Prior Resolution: R2012-0184 (9/11/12) – Convenience and Welfare

# County Council of Cuyahoga County, Ohio

## Resolution No. R2017-0207

<p>Sponsored by: <b>County Executive Budish/Department of Public Works/Division of County Engineer</b></p>	<p><b>A Resolution</b> authorizing an amendment to Contract No. CE1400198-01 with Perk/ME Joint Venture for improvement of Pleasant Valley Road/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma for additional funds in the amount not-to-exceed \$600,280.52; authorizing the County Executive to execute the amendment and all other documents consistent with 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 in the amount of \$138,064.52 to fund said amendment; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an amendment to Contract No. CE1400198-01 with Perk/ME Joint Venture for improvement of Pleasant Valley Road/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma for additional funds in the amount not-to-exceed \$600,280.52; and

WHEREAS, the primary purpose of this project is for improvement of Pleasant Valley Road/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma located in Council District 4 and to properly maintain the County's infrastructure; and

WHEREAS, the original contract for this project was approved by County Council on 6/10/2014 pursuant to Council Resolution No. R2014-0148; and

WHEREAS, construction commenced March 16, 2015 and is anticipated to be completed in August 2018; and

WHEREAS, the project is funded as follows: (a) 50% (\$300,140.26) from Federal Funds; (b) 27% (\$162,075.74) from Ohio Public Works Commission; and (c) 23% (\$138,064.52) from County Motor Vehicle \$5.00 License Tax 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 amendment to Contract No. CE1400198-01 with Perk/ME Joint Venture for improvement of Pleasant Valley Road/Bagley Road from Pearl Road to York Road in the Cities of Middleburg Heights and Parma for additional funds in the amount not-to-exceed \$600,280.52.

**SECTION 2.** That the County Executive is authorized to execute the amendment and all other documents consistent with this Resolution.

**SECTION 3.** That the County Council hereby authorizes the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$5.00 License Tax Funds to fund a portion of said amendment.

**SECTION 4.** 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 5.** 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:  
Committee(s) Assigned:

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

**Item No. 1**

Department of Public Works is submitting an amended agreement (Subsidiary No. 4) on Contract 1400198-01 with Perk/ME Joint Venture for the grading, draining and paving of Bagley Road/Pleasant Valley Road from Pearl Road to York Road in the cities of Middleburg Heights and Parma for an amount not-to-exceed \$600,280.52. Construction commenced on 3/16/15 and should be completed in August, 2018.

Primary goal is to complete construction as per plan and specifications  
Pleasant Valley Road/Bagley Road in the Cities of Middleburg Heights and Parma  
Council District #4.

This project is staffed with following employees of the Department of Public Works:

Michael Tworzydlo, P.E., Area Construction Engineer

Todd Zima, Project Supervisor

**Procurement**

Original contract – Competitive Bid

**Contractor Information**

Provide the names and corresponding business addresses for all vendors providing proposed goods or services, in the following format:

Contractor: Perk/ME Joint Venture, 8100 Grand Avenue #300, Cleveland, Ohio, 44104, Council District 7.

Principal Owners:

Anthony Cifani-Joe Cifani, Project Director-Perk Company, Inc.

Thom Flesher-Tim Flesher –Designee Alternate-Alternate-Mr. Excavator

**Project Status**

Construction is progressing per plans and specifications.

**Funding**

50% Federal Funds, 27% Ohio Public Works Commission and 23% County using funds from the \$5.00 Vehicle License Tax Fund.

The contractor payment method is monthly pay estimates based on work performed in time period.