



**AGENDA**  
**CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING**  
**COMMITTEE MEETING**  
**WEDNESDAY, JUNE 20, 2018**  
**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**
- 4. APPROVAL OF MINUTES FROM THE MAY 23, 2018 MEETING** (See page 4)
- 5. MATTERS REFERRED TO COMMITTEE**
  - a) R2018-0114: A Resolution authorizing an amendment to a revenue generating lease agreement with Eaton Corporation for lease of land and a hangar facility located at 26340 Curtiss Wright Parkway, Richmond Heights, for the period 6/1/2003 - 5/31/2018 to exercise an option to extend the time period to 5/31/2023 and to change the terms, effective 6/1/2018; 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. (See page 10)
  - b) R2018-0115: A Resolution authorizing an amendment to Contract No. CE1700088-01 with Level 3 Communications, LLC for lease of parking spaces located at 4000 Euclid Avenue, Cleveland, for the period 4/1/2017 - 6/30/2018, to extend the time period to 6/30/2023, to change the terms, effective 7/1/2018, and for additional funds in the amount not-to-exceed \$150,000.00; 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. (See page 16)

- c) R2018-0116: A Resolution declaring that public convenience and welfare requires emergency repair of Bagley Road Culvert C-07.26 over Lake Abrams Ditch in the City of Middleburg Heights; total estimated project cost \$420,000.00; 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. (See page 19)
  
- d) R2018-0126: A Resolution authorizing a Second Amendment to Lease and Right of First Refusal with Board of Park Commissioners of the Cleveland Metropolitan Park District for County-owned property located on the Flats East and West Banks, for a term of 99 years, to add a portion of Permanent Parcel No. 003-15-001 located at the southwest corner of Main Avenue and Mulberry Street intersection underneath the Main Avenue Bridge in the City of Cleveland; 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. (See page 22)
  
- e) R2018-0127: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5031 for reconstruction and widening of Sprague Road – Phase 1 from Webster Road to West 130<sup>th</sup> Street in the Cities of Middleburg Heights and Strongsville; 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. (See page 25)
  
- f) R2018-0128: A Resolution making an award on RQ42711 to DiGioia-Suburban Excavating, LLC in the amount not-to-exceed \$14,658,155.85 for reconstruction with additional turning lanes of Royalton Road from West 130<sup>th</sup> Street to York Road in the City of North Royalton; 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 \$7.50 License Tax Funds in the amount of \$331,059.36 to fund a portion of said contract; and declaring the necessity that this Resolution become immediately effective. (See page 28)

## 6. MISCELLANEOUS BUSINESS

## 7. 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, MAY 23, 2018  
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS  
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4<sup>TH</sup> FLOOR  
10:00 AM

1. CALL TO ORDER

**Chairman Tuma called the meeting to order at 10:09 a.m.**

2. ROLL CALL

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

3. PUBLIC COMMENT

**There were no public comments given.**

4. APPROVAL OF MINUTES FROM THE MAY 2, 2018 MEETING

**A motion was made by Mr. Miller, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the May 2, 2018 meeting.**

5. MATTERS REFERRED TO COMMITTEE

- a) R2018-0098: A Resolution authorizing the County Executive to accept dedication of land for a part of Warrensville Center Road, in connection with Permanent Parcel Nos. 736-29-042, 736-29-043 and 736-13-057, located in the City of Shaker Heights as a public street; authorizing the County Executive to execute the final Plat in connection with said

dedication; and declaring the necessity that this Resolution become immediately effective.

**Ms. Nichole English, Transportation Planning Engineer, addressed the Committee regarding Resolution No. R2018-0098. 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. Conwell, Resolution No. R2018-0098 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.**

- b) R2018-0099: A Resolution declaring that public convenience and welfare requires resurfacing York Road from Pearl Road to Pleasant Valley Road in the Cities of Parma and Parma Heights; total estimated project cost \$3,420,000.00; 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 municipalities in connection with said project; and declaring the necessity that this Resolution become immediately effective.

**Ms. English addressed the Committee regarding Resolution No. R2018-0099. Discussion ensued.**

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

**On a motion by Mr. Tuma with a second by Mr. Miller, Resolution No. R2018-0099 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.**

**Mr. Tuma requested to have his named added as a co-sponsor to Resolution No. R2018-0099.**

- c) R2018-0100: A Resolution declaring that public convenience and welfare requires resurfacing East 131st Street from Miles Road to Forestdale Drive in the Cities of Cleveland and Garfield Heights; total estimated project cost \$1,940,000.00; 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 municipalities in connection with said project; and declaring the necessity that this Resolution become immediately effective.

**Ms. English addressed the Committee regarding Resolution No. R2018-0100.  
Discussion ensued.**

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

**On a motion by Mr. Tuma with a second by Mr. Miller, Resolution No. R2018-0100 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.**

**Ms. Conwell requested to have her named added as a co-sponsor to Resolution No. R2018-0100.**

- d) R2018-0101: A Resolution declaring that public convenience and welfare requires resurfacing Mastick Road from the Fairview Park West Corporation Line to Eaton Road in the City of Fairview Park; total estimated project cost \$1,690,000.00; 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. R2018-0101.  
Discussion ensued.**

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

**On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2018-0101 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.**

- e) R2018-0102: A Resolution declaring that public convenience and welfare requires resurfacing Hilliard Boulevard from River Oaks Drive to Lakeview Avenue in the City of Rocky River; total estimated project cost \$1,600,000.00; 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. R2018-0102.  
Discussion ensued.**

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

**On a motion by Mr. Tuma with a second by Mr. Miller, Resolution No. R2018-0102 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.**

- f) R2018-0103: A Resolution declaring that public convenience and welfare requires resurfacing Sprague Road from Broadview Road to the Broadview Heights/Seven Hills East Corporation Line in the Cities of Broadview Heights and Seven Hills; total estimated project cost \$1,310,000.00; 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 municipalities in connection with said project; and declaring the necessity that this Resolution become immediately effective.

**Ms. English addressed the Committee regarding Resolution No. R2018-0103. Discussion ensued.**

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

**On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2018-0103 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.**

- g) R2018-0104: A Resolution declaring that public convenience and welfare requires resurfacing of an avenue and a road located in the City of Cleveland in connection with the 2018 Operations Resurfacing Program; total estimated project cost \$1,210,000.00; 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 projects; and declaring the necessity that this Resolution become immediately effective:

- 1) Shaw Avenue from St. Clair Avenue to the Cleveland East Corporation Line.
- 2) Eddy Road from Gray Avenue to Arlington Avenue.

**Ms. English addressed the Committee regarding Resolution No. R2018-0104. Discussion ensued.**

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

**A motion was made by Ms. Conwell, seconded by Mr. Tuma and approved by unanimous vote to amend Resolution No. R2018-0104 by deleting “2018 Operations Resurfacing Program” and inserting “2019 Operations Resurfacing Program” throughout the Resolution.**

**On a motion by Ms. Conwell with a second by Mr. Tuma, Resolution No. R2018-0104 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading, as amended.**

**Ms. Conwell requested to have her name added as a co-sponsor to Resolution No. R2018-0104.**

- h) R2018-0105: A Resolution declaring that public convenience and welfare requires resurfacing Cedar Road from S.O.M. Center Road to Woodstock Road in the Villages of Gates Mills and Hunting Valley; total estimated project cost \$1,200,000.00; 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 municipalities in connection with said project; and declaring the necessity that this Resolution become immediately effective.

**Ms. English addressed the Committee regarding Resolution No. R2018-0105. Discussion ensued.**

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

**On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2018-0105 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.**

- i) R2018-0106: A Resolution making an award on RQ41613 to Kokosing Construction Company, Inc. in the amount not-to-exceed \$1,251,754.00 for resurfacing Wallings Road from Broadview Road to the Broadview Heights East Corporation Line in the City of Broadview Heights; 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 in the amount of \$125,175.40 to fund a portion of said contract; and declaring the necessity that this Resolution become immediately effective.



**Ms. English addressed the Committee regarding Resolution No. R2018-0106.  
Discussion ensued.**

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

**On a motion by Mr. Tuma with a second by Mr. Miller, Resolution No. R2018-0106 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.**

- j) R2018-0107: A Resolution making an award on RQ42348 to Catts Construction, Inc. in the amount not-to-exceed \$2,929,031.90 for resurfacing Pleasant Valley Road from State Road to Broadview Road in the City of Parma; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

**Ms. English addressed the Committee regarding Resolution No. R2018-0107.  
Discussion ensued.**

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

**On a motion by Mr. Tuma with a second by Mr. Miller, Resolution No. R2018-0107 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. ADJOURNMENT

**With no further business to discuss and on a motion by Mr. Tuma with a second by Mr. Miller, the meeting was adjourned at 10:42 a.m., without objection.**

# County Council of Cuyahoga County, Ohio

## Resolution No. R2018-0114

Sponsored by: <b>County Executive Budish/Department of Public Works</b>	<b>A Resolution</b> authorizing an amendment to a revenue generating lease agreement with Eaton Corporation for lease of land and a hangar facility located at 26340 Curtiss Wright Parkway, Richmond Heights, for the period 6/1/2003 - 5/31/2018 to exercise an option to extend the time period to 5/31/2023 and to change the terms, effective 6/1/2018; 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 a revenue generating lease agreement with Eaton Corporation for lease of land and a hangar facility located at 26340 Curtiss Wright Parkway, Richmond Heights, for the period 6/1/2003 - 5/31/2018 to exercise an option to extend the time period to 5/31/2023 and to change the terms, effective 6/1/2018; and

WHEREAS, the primary goal of this project is for use of the Cuyahoga County Airport facilities located at 26340 Curtiss Wright Parkway, Richmond Heights; and

WHEREAS, this project is funded 100% from revenue generated from the lease; 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 a revenue generating lease agreement with Eaton Corporation for lease of land and a hangar facility located at 26340 Curtiss Wright Parkway, Richmond



First Reading/Referred to Committee: May 29, 2018  
Committee(s) Assigned: Public Works, Procurement & Contracting

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

[PROPOSED SUBSTITUTE]  
**County Council of Cuyahoga County, Ohio**

**Resolution No. R2018-0114**

<p>Sponsored by: <b>County Executive Budish/Department of Public Works</b></p>	<p><b>A Resolution</b> authorizing an amendment to a revenue generating lease agreement with Eaton Corporation for lease of land and a hangar facility located at 26340 Curtiss Wright Parkway, Richmond Heights, for the period 6/1/2003 - 5/31/2018 to exercise an option to extend the time period to 5/31/2023, <del>and</del> to change the terms, effective 6/1/2018, <b>and for an additional amount not-to-exceed \$_____</b>; 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 has recommended an amendment to a revenue generating lease agreement with Eaton Corporation for lease of land and a hangar facility located at 26340 Curtiss Wright Parkway, Richmond Heights, for the period 6/1/2003 - 5/31/2018 to exercise an option to extend the time period to 5/31/2023, ~~and~~ to change the terms, effective 6/1/2018, **and for an additional amount not-to-exceed \$\_\_\_\_\_**; and

WHEREAS, the primary goal of this project is for use of the Cuyahoga County Airport facilities located at 26340 Curtiss Wright Parkway, Richmond Heights; and

WHEREAS, this project is funded 100% from revenue generated from the lease; 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 a revenue generating lease agreement with Eaton Corporation for lease of land and a hangar facility located at 26340 Curtiss Wright Parkway, Richmond

Heights, for the period 6/1/2003 - 5/31/2018 to exercise an option to extend the time period to 5/31/2023, ~~and~~ to change the terms, effective 6/1/2018, **and for an additional amount not-to-exceed \$\_\_\_\_\_.**

**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; 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: May 29, 2018  
Committee(s) Assigned: Public Works, Procurement & Contracting

Legislation Substituted in Committee: June 6, 2018

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

# County Council of Cuyahoga County, Ohio

## Resolution No. R2018-0115

Sponsored by: <b>County Executive Budish/Department of Public Works</b>	<b>A Resolution</b> authorizing an amendment to Contract No. CE1700088-01 with Level 3 Communications, LLC for lease of parking spaces located at 4000 Euclid Avenue, Cleveland, for the period 4/1/2017 - 6/30/2018 to extend the time period to 6/30/2023, to change the terms, effective 7/1/2018, and for additional funds in the amount not-to-exceed \$150,000.00; 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.
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WHEREAS, the County Executive/Department of Public Works has recommended an amendment to Contract No. CE1700088-01 with Level 3 Communications, LLC for lease of parking spaces located at 4000 Euclid Avenue, Cleveland, for the period 4/1/2017 - 6/30/2018 to extend the time period to 6/30/2023, to change the terms, effective 7/1/2018, and for additional funds in the amount not-to-exceed \$150,000.00; and

WHEREAS, the primary goal of this project is for the lease of parking lot space located at 4000 Euclid Avenue for use by the Cuyahoga County Department of Health and Human Services employees; and

WHEREAS, this project is funded with HHS Levy 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. CE1700088-01 with Level 3 Communications, LLC for lease of parking spaces located at 4000 Euclid Avenue, Cleveland, for the period





First Reading/Referred to Committee: May 29, 2018  
Committee(s) Assigned: Public Works, Procurement & Contracting

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

# County Council of Cuyahoga County, Ohio

## Resolution No. R2018-0116

<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 emergency repair of Bagley Road Culvert C-07.26 over Lake Abrams Ditch in the City of Middleburg Heights; total estimated project cost \$420,000.00; 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, County Executive Budish/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires emergency repair of Bagley Road Culvert C-07.26 over Lake Abrams Ditch in the City of Middleburg Heights; and

WHEREAS, the anticipated project cost for the emergency repair is \$420,000.00; 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) \$210,000.00 with Road and Bridge Fund and (b) \$210,000.00 with funds from the City of Middleburg Heights; 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 Bagley Road Culvert C-07.26 over Lake Abrams Ditch in Middleburg Heights, Council District 5; 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 emergency repair of Bagley Road Culvert C-07.26 over Lake Abrams Ditch in the City of Middleburg Heights.

**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 enacted.

Yeas:

Nays:

\_\_\_\_\_  
County Council President

\_\_\_\_\_  
Date

\_\_\_\_\_  
County Executive

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Date

First Reading/Referred to Committee: May 29, 2018

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

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

# County Council of Cuyahoga County, Ohio

## Resolution No. R2018-0126

<p>Sponsored by: <b>County Executive Budish/Department of Public Works</b></p>	<p><b>A Resolution</b> authorizing a Second Amendment to Lease and Right of First Refusal with Board of Park Commissioners of the Cleveland Metropolitan Park District for County-owned property located on the Flats East and West Banks, for a term of 99 years, to add a portion of Permanent Parcel No. 003-15-001 located at the southwest corner of Main Avenue and Mulberry Street intersection underneath the Main Avenue Bridge in the City of Cleveland; 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 has recommended a Second Amendment to Lease and Right of First Refusal with the Board of Park Commissioners of the Cleveland Metropolitan Park District (the “Metroparks”) to add a portion of Permanent Parcel No. 003-15-001 located at the southwest corner of Main Avenue and Mulberry Street intersection underneath the Main Avenue Bridge in the City of Cleveland; and

WHEREAS, pursuant to Resolution No. R2014-0125, adopted on 5/27/2014, the County and Metroparks entered into a Lease and Right of First Refusal dated 6/2/2014, for certain real property located on the East Bank of the Flats known as Permanent Parcel Nos. 101-13-028, 101-13-029, 101-13-030, and certain real property located on the West Bank of the Flats known as parcels 53 and 54, located between Permanent Parcel Nos. 003-17-009 and 003-19-0015, for an initial term of 99 years with two (2) renewal periods of 99 years (the “Lease”); and

WHEREAS, pursuant to Resolution No. R2016-0190, adopted on 10/24/2016, the County and Metroparks entered into a First Amendment to Lease and Right of First Refusal dated 10/26/2016, to add to the Lease certain real property known as Permanent Parcel No. 003-16-0029 located adjacent to the intersection of Main Avenue and Center Street underneath the Cleveland Memorial Shoreway; and

WHEREAS, the primary goal of this Second Amendment and Right of First Refusal is to add to the Lease a portion of Permanent Parcel No. 003-15-001 located on the southwest corner of Main Avenue and Mulberry Street intersection, underneath the Main Avenue Bridge in City of Cleveland; 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 Second Amendment to Lease and Right of First Refusal with the Board of Park Commissioners of the Cleveland Metropolitan Park District for County-owned property located on the Flats East and West Banks, for a term of 99 years, to add a portion of Permanent Parcel No. 003-15-001 located at the southwest corner of Main Avenue and Mulberry Street intersection underneath the Main Avenue Bridge in the City of Cleveland.

**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; 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: June 12, 2018

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

Journal \_\_\_\_\_  
\_\_\_\_\_, 2018



# County Council of Cuyahoga County, Ohio

## Resolution No. R2018-0127

<p>Sponsored by: <b>County Executive Budish/Department of Public Works/Division of County Engineer</b></p> <p>Co-sponsored by: <b>Councilmember Gallagher</b></p>	<p><b>A Resolution</b> approving Right-of-Way plans as set forth in Plat No. M-5031 for reconstruction and widening of Sprague Road – Phase 1 from Webster Road to West 130<sup>th</sup> Street in the Cities of Middleburg Heights and Strongsville; 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.</p>
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WHEREAS, by Resolution No. 053901 adopted on 10/6/2005, the Cuyahoga County Board of County Commissioners declared that public convenience and welfare required reconstruction and widening of Sprague Road from Webster Road to York Road in the Cities of Middleburg Heights, Parma, North Royalton and Strongsville.

WHEREAS, this project will be constructed in two phases, the first of which is from Webster Road to West 130<sup>th</sup> Street in the Cities of Middleburg Heights and Strongsville.

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended approving Right-of-Way plans as set forth in Plat No. M-5031 for Phase 1 of the project for reconstruction and widening of Sprague Road from Webster Road to West 130<sup>th</sup> Street in the Cities of Middleburg Heights and Strongsville; and

WHEREAS, special assessments will neither be levied nor collected to pay for any part of the County’s costs of said improvement; and

WHEREAS, the project is located in Council Districts 4 and 5.

WHEREAS, the current estimated project cost for Phase 1 is \$6,400,000.00, which will be funded as follows: 22% from Issue I Funds and 78% 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-5031 for reconstruction and widening of Sprague Road – Phase 1 from Webster Road to West 130<sup>th</sup> Street in the Cities of Middleburg Heights and Strongsville.

**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.

**SECTION 3.** That special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement.

**SECTION 4.** That all proceedings relative to Right-of-Way Plat No. M-5031 are hereby ordered copied into the Road Record of the County by the Department of Public Works and copied into all other proper records of the County by the Fiscal Officer as required by law.

**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: June 12, 2018

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

Additional Sponsorship Requested on the Floor: June 12, 2018

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

# County Council of Cuyahoga County, Ohio

## Resolution No. R2018-0128

<p>Sponsored by: <b>County Executive Budish/Department of Public Works/Division of County Engineer</b></p> <p>Co-sponsored by: <b>Councilmember Gallagher</b></p>	<p><b>A Resolution</b> making an award on RQ42711 to DiGioia-Suburban Excavating, LLC in the amount not-to-exceed \$14,658,155.85 for reconstruction with additional turning lanes of Royalton Road from West 130<sup>th</sup> Street to York Road in the City of North Royalton; 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 \$7.50 License Tax Funds in the amount of \$331,059.36 to fund a portion of said contract; 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 award on RQ42711 to DiGioia-Suburban Excavating, LLC in the amount not-to-exceed \$14,658,155.85 for reconstruction with additional turning lanes of Royalton Road from West 130<sup>th</sup> Street to York Road in the City of North Royalton; and authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$7.50 License Tax Funds in the amount of \$331,059.36 to fund a portion of said contract; and

WHEREAS, the primary goal of this project is to complete construction per plans and specifications for the reconstruction with additional turning lanes of Royalton Road from West 130<sup>th</sup> Street to York Road in the City of North Royalton, located in Council District 5; and

WHEREAS, the anticipated start-completion dates are 7/9/2018 – 6/30/2021; and

WHEREAS, the project is funded as follows: (a) 72% (\$10,598,069.48) from Federal funds, (b) 18% (\$2,649,517.37) from Ohio Public Works Commission (Issue 1) funds, (c) 3% (\$331,059.36) from Cuyahoga County Motor Vehicle \$7.50 License Tax Funds and (d) 7% (\$1,079,509.64) from City of North Royalton; 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 makes an award on RQ42711 to DiGioia-Suburban Excavating, LLC in the amount not-to-exceed \$14,658,155.85 for reconstruction with additional turning lanes of Royalton Road from West 130<sup>th</sup> Street to York Road in the City of North Royalton.

**SECTION 2.** That the County Executive is authorized to execute the contract in connection with said award 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 \$7.50 License Tax Funds in the amount of \$331,059.36 to fund a portion of said contract.

**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: June 12, 2018

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

Additional Sponsorship Requested on the Floor: June 12, 2018

Journal \_\_\_\_\_  
\_\_\_\_\_, 2018