# Contracts and Purchasing Board County Administration Building, 4<sup>th</sup> Floor September 16, 2013 11:30 A.M.

- I. Call to Order
- **II. Review Minutes**
- **III. Public Comment**
- **IV. Contracts and Awards**

# A. Tabled Items

# **B. Scheduled Items**

Item	Requestor	Description	Board Action
CPB2013- 693	Department of Public Works	Recommending awards to various property owners as settlement for property rights in connection with the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn:	Approve Disapprove Hold
		Parcel No(s): 6SH Owners(s): Northcliff I-480, LLC, a Limited Liability Company Settlement Amount: \$23,320.00	
		Parcel No(s): 13SH Owners(s): Ridge Park Square, LLC, a Limited Liability Company Settlement Amount: \$26,650.00	
		Funding Source: 80% by Federal Surface Transportation Program funds [\$9,600,000.00], 10% County Road and Bridge funds [\$1,200,000.00], and 10% [\$1,200,000.00] Municipal funds.	
CPB2013- 694	Department of Human Resources	Office of Human Resources, recommending an award on RQ28005 and enter into a contract with OccuCenters, Inc. in the amount not-to-exceed \$18,000.00 for Flu Shot Clinics for County employees for the period 9/3/2013 - 12/31/2013.	Approve Disapprove Hold
		Funding Source: 100% by Wellness Fund (General Fund)	
CPB2013- 695	Department of Health and Human Services/ Community	Recommending an award on RQ28418 and enter into a contract with Charles H. Zeanah, M.D. in the amount of \$6,000.00 for speaker services for the period 12/2/2013 - 12/3/2013.	Approve Disapprove Hold
	Initiatives Division/ Office	Funding Source: Health & Human Services Levy	

	of Early Childhood		
CPB2013- 696	Human Resource Commission	Submitting amendments to various contracts for hearing officers for the period 12/30/2011 - 11/30/2013:	Approve Disapprove Hold
		Contract No. CE1100758-01 with Anthony M. Stevenson for additional funds in the amount of \$4,000.00.	
		Contract No. CE1100760-01 with Daniel G. Zeiser, of Daniel G. Zeiser Co., L.P.A. for additional funds in the amount of \$8,000.00.	
		Funding Source: 100% General Fund	

# C. Exemption Requests

# D. Consent Agenda

Item	Requestor	Description	Board Action
CPB2013-	Department of	Recommending an award as settlement for property rights	Approve
697	Public Works	in connection with right-of-way plans for Plat No. M-4985	Disapprove
		for improvement of Pleasant Valley Road/Bagley	Hold
		Road from Pearl Road to York Road in the Cities of	
		Middleburg Heights and Parma:	
		Parcel No(s): 112T	
		Owner(s): J. & J. E. Weber	
		Settlement \$ Amount: \$500.00	
		Funding Source: First \$27,000.00 - County [Road and	
		Bridge Fund]; \$27,000.00 to \$2,400,000.00 - 50%	
		Federal/50% County [Road and Bridge].	
CPB2013-	Department of	Recommending to declare miscellaneous furniture and	Approve
698	Public Works	office equipment that is obsolete and has no value as	Disapprove
		surplus County property no longer needed for public use;	Hold
		recommending to discard or salvage said furniture and	
		office equipment.	
		Funding Source: N/A	
CPB2013-	Department of	Submitting a Memorandum of Understanding with	Approve
699	Information	Hewlett-Packard Company for pricing goals and objectives	Disapprove
	Technology	for fixed pricing on laptops and desktop computers for the	Hold
		period 5/1/2013 - 4/30/2014.	
		Funding Source: N/A	

CPB2013-	Office of	Presenting voucher payments for the week of September	Approve
700	Procurement &	16, 2013.	Disapprove
	Diversity		Hold
CPB2013-	Department of	Presenting voucher payments and housing rehab loans	Approve
	· •		''
701	Development	between 09/05/2013 - 09/11/2013.	Disapprove
			Hold

V. Other Business
VI. Public Comment
VII. Adjournment

#### Minutes

Contracts and Purchasing Board County Administration Building, 4th Floor September 9, 2013 11:30 A.M.

I. Call to Order: The meeting was called to order at 11:33 A.M by Melinda Burt.

Attendees: Chief of Staff Matt Carroll

Treasurer Mark Parks (Alternate for Wade Steen)

Councilman Dale Miller

Public Works Director Bonnie Teeuwen Director of Purchasing Lenora Lockhart

Clerk of the Contracts and Purchasing Board Melinda Burt

Fiscal Officer Wade Steen was unavailable.

At the September 3, 2013 regular meeting of the Contracts and Purchasing Board all actions taken for the following items were done with the approval of all members present. All items were considered and adopted by unanimous vote unless otherwise noted.

II. Review and Approve Minutes from the September 3, 2013 Contracts and Purchasing Board Meeting –

The minutes were approved as written by majority vote.

- III. Public Comment There was no public comment.
- IV. Contracts and Awards
- A. Tabled Items
- B. Scheduled Items

CPB2013-675 Department of Information Technology Department of Information Technology, recommending an award on RQ28467 and enter into a contract with SHI International Corp. in the

amount not-to-exceed \$1,217.94 for maintenance on WS-FTP software for the period 7/1/2013 - 6/30/2016. Funding Source:100% General Fundx_Approve Disapprove
Hold
CPB2013-676 Department of Public Safety and Justice Services/Office of Emergency
ManagementRecommending an award on RQ27405 and enter into a contract with Knowledge Center,
Inc. in the amount not-to-exceed \$33,900.00 for maintenance on the Crisis Information Management
System for the period 7/1/2013 - 6/30/2015. Funding Source: 50% Federal Urban Area Security Initiative
Funds; 50% General Fundx_ Approve
Disapprove
Hold
CPB2013-677 Department of Health and Human Services/Community Initiatives Division/Office of
Homeless Services Recommending an award on RQ28279 and enter into a contract with Domestic
Violence & Child Advocacy Center in the amount not-to-exceed \$75,697.00 for supportive services for homeless women and families for the Supportive Housing Program for the FY2012 McKinney-Vento
Homeless Assistance grant in connection with FY2012 Continuum of Care Homeless Assistance Grant
Programs for the period 9/1/2013 - 8/31/2014. Funding Source: 100% HUD McKinney-Vento Homeless
Act Funds
_x_Approve
Disapprove
Hold
C Exemption Requests

CPB2013-678 Department of Development Submitting an RFP exemption, which will result in an amendment to Contract No. CE1200499 with Neighborhood Housing Services of Greater Cleveland, Inc. for administration of the Cuyahoga County Down Payment Assistance Program for the period 8/20/2012 - 8/19/2013 to extend the time period to 12/31/2013 and for additional funds in the amount of \$111,782.00.

1. Description of Supplies or Services (If contract amendment, please identify contract time period and/or scope change)

The existing contract provides federal Home Investments Partnership Program (HOME) funds to make down payment assistance loans to eligible homebuyers in 51 suburbs. The proposed amendment will change the time period from 08/20/2012 – 08/19/2013 to 08/20/2012 – 12/31/2013, and will add \$111,782 of HOME funds which will increase the contract amount from \$330,000 to \$441,782.

2. Estimated Dollar Value and Funding Source(s) including percentage breakdown (If amendment, please enter original contracted amount and additional amount, if any)

The original contracted amount was \$330,000 of federal HOME funds. The additional amount is \$111,782 of federal HOME funds. The original and amended contracts are 100% federal funded.

3. Rationale Supporting the Use of the Selected Procurement Method (include state contract # or GSA contract # and expiration date)

Due to recent changes in the United States Department of Housing and Urban Development (HUD) regulations for the HOME program, which were not made available to Cuyahoga County for its staff to review until a meeting held by HUD on August 20, 2013, it was not possible for Cuyahoga County to issue an RFP for additional down payment loan services earlier in 2013. Now that Cuyahoga County staff have received information from HUD on the regulatory changes, Development will issue an RFP which will result in a new contract for down payment loans starting on January 1, 2014. To maintain service to homebuyers while this RFP is issued and processed, the existing contract must be amended for additional time and funds.

- 4. What other available options and/or vendors were evaluated? If none, include the reasons why. Development considered not extending the current contract during the RFP period, which would result in no down payment assistance being available to buyers in 51 suburbs for several months. Development considered offering a no-bid contract to a different vendor, but this would be inconsistent with the County's selection of Neighborhood Housing Services to provide down payment loans services via the 2012 formal RFP process. Development considered making down payment loans directly, but determined that in-house processing is less efficient than outsourcing the work to a qualified nonprofit agency such as Neighborhood Housing Services.
- 5. What ultimately led you to this product or service? Why was the recommended vendor selected? Down payment assistance loans are a longstanding service provided to income eligible homebuyers in order to maintain homeownership and reduce vacancies in suburban communities. The existing contract was awarded to Neighborhood Housing Services of Greater Cleveland through a formal RFP process in August 2012. Awarding a 3-1/2 month contract to any other vendor would be inconsistent with the results of the 2012 formal RFP process.
- 6. Provide an explanation of unacceptable delays in fulfilling the County's need that would be incurred if award was made through a competitive bid.

Development will issue a formal RFP, now that HUD has provided information on the changes in HOME program rules. Failing to extend the current contract during the RFP period would result in a lapse of down payment assistance loan services to buyers of homes in 51 suburbs.

7. Describe what future plans, if any, the County can take to permit competition before any subsequent purchases of the required supplies or services.

Development will continue to issue formal RFPs for down payment assistance loan services. We do not expect HUD to change its HOME program regulations again for several years, so we do not anticipate delays in issuing down payment assistance loan RFPs in future years.

x_	_Approve
	Disapprove
	Hold

CPB2013-679 County Prosecutor Submitting an RFP exemption on RQ28290, which will result in an award recommendation to Pointe Blank Solutions, LTD in the amount of \$1,800,000.00 for consultant services for the Case Management and Document Imaging System for the period 3/1/2013 - 2/28/2016.

1. Description of Supplies or Services (If contract amendment, please identify contract time period and/or scope change)

Continued ongoing software maintenance, monitoring, support, consultation, training and enhancements for the Justice Matters case management system.

2. Estimated Dollar Value and Funding Source(s) including percentage breakdown (If amendment, please enter original contracted amount and additional amount, if any).

The funding source is 100% General Funds (PR 191056/SF 0600), encumbered at \$600,000.00 annually for a three year term, for a cumulative contract total of \$1.8 million dollars.

3. Rationale Supporting the Use of the Selected Procurement Method (include state contract # or GSA contract # and expiration date).

Point Blank Solutions, LTD is the developer and sole supplier for Justice Matters and Docu-Pointe systems, which are the case and document management systems used by the CCPO. These products and services cannot be legally purchased through any source other than Pointe Blank.

4. What other available options and/or vendors were evaluated? If none, include the reasons why. None. The only other option would be to replace the high quality enterprise systems that the CCPO has made a significant investment in. The system supports many advanced Prosecutor functions that are not available in off the shelf products.

Such features include fully electronic discovery delivery and management, case profiles and weighting, case severity index, online title order management, and custom interfaces to the Sheriff's and Fiscal systems. The CCPO has enjoyed a long, mutually beneficial relationship with Pointe Blank Solutions, LTD. and has received a consistently outstanding product at a fair cost.

- 5. What ultimately led you to this product or service? Why was the recommended vendor selected? Pointe Blank Solutions, LTD has been involved in the development and implementation of the CCPO's custom case management system since April 2005 (contract encumbrance #CEO500494-1.) The subsequent four year support and development contract effective July 16, 2009 (contract encumbrance #CEO900516-1) was also sole source procurement.
- 6. Provide an explanation of unacceptable delays in fulfilling the County's need that would be incurred if award was made through a competitive bid.

CCPO would be at risk to be unable to maintain day to day operations. This system plays an integral and critical role in, the ongoing operations of the CCPO and its obligations to carry out the statutory duties associated with the office of the Prosecutor. Pointe Blank Solutions is presently the only company that can legally provide the services required by the CCPO.

7. Describe what future plans, if any, the County can take to permit competition before any subsequent
purchases of the required supplies or services.
This contract has the delivery of the system source code provisioned. At the end of this agreement, the
CCPO will have the ability to maintain the system internally.of the contract).

x_	_Approve
	Disapprov
	Hold

CPB2013-680 County Sheriff Submitting an RFP exemption on RQ28532, which will result in an award recommendation to Cleveland Rape Crisis Center in the amount of \$101,865.00 for coordinator services for the development and implementation of a prison rape elimination training program in connection with the Prison Rape Elimination Act (PREA) grant program for the period 10/1/2013 - 09/30/2014.

1. Description of Supplies or Services (If contract amendment, please identify contract time period and/or scope change)

Contract with Cleveland Rape Crisis Center for a Prison Rape Elimination Act (PREA) Coordinator for program development and implementation for the education of staff and prisoners in accordance with the PREA Grant Guidelines.

2. Estimated Dollar Value and Funding Source(s) including percentage breakdown (If amendment, please enter original contracted amount and additional amount, if any)

\$101,865.00 100% Safe & Sound – Prison Rape Elimination Act

3. Rationale Supporting the Use of the Selected Procurement Method (include state contract # or GSA contract # and expiration date).

The Cleveland Rape Crisis Center was written into the grant application by Justice Services.

4. What other available options and/or vendors were evaluated? If none, include the reasons why.

None; The Cleveland Rape Crisis Center was written into the grant application by Justice Services.

5. What ultimately led you to this product or service? Why was the recommended vendor selected?

The Cleveland Rape Crisis Center was written into the grant application by Justice Services.

6. Provide an explanation of unacceptable delays in fulfilling the County's need that would be incurred if award was made through a competitive bid.

N/A

Describe what future plans, if any, the County can take to permit competition before any subseque urchases of the required supplies or services.
one; this is a one-year grant.
_xApprove
Disapprove
Hold

CPB2013-681 Department of Health and Human Services/Community Initiatives Division/Office of Early Childhood Submitting an RFP exemption on RQ28551, which will result in an award recommendation to Starting Point in the amount of \$593,038.00 for administration of various initiatives of the Universal Pre-Kindergarten Program for the Invest in Children Program for the period 8/1/2013 - 7/31/2014.

1. Description of Supplies or Services (If contract amendment, please identify contract time period and/or scope change)

Management of the Universal Pre-Kindergarten (UPK) Management Information system (MIS); UPK Safety Net Scholarship program; implementation of the UPK family engagement, resource coordination, and program enhancement components to support the provision of high-quality Universal Pre-Kindergarten (UPK) programming in UPK sites for the time period August 1, 2013 through July 31, 2014.

2. Estimated Dollar Value and Funding Source(s) including percentage breakdown (If amendment, please enter original contracted amount and additional amount, if any)

\$593,038.00; 100% Health and Human Services Levy Funding

3. Rationale Supporting the Use of the Selected Procurement Method (include state contract # or GSA contract # and expiration date)

Starting Point is designated by the Ohio Department of Job and Family Services (ODJFS) as the child care resource and referral agency for service delivery area 3, which encompasses Cuyahoga, Lake, Geauga, and Ashtabula counties. Starting Point was selected through an RFGA process conducted by ODJFS for the Child Care Resource and Referral Services project (RFGA#JFSR1415178069). As the child care resource and referral agency for Cuyahoga County, Starting Point provides assistance to parents needing care for their children; child care providers in need of technical assistance and training; and employers seeking quality child care for their employees.

4. What other available options and/or vendors were evaluated? If none, include the reasons why.

Starting Point is the agency designated by ODJFS to serve as the child care Resource and Referral agency in Cuyahoga County. They are a unique, neutral resource and uniquely suited to perform the functions of this contract as it is their mandate to serve all child care entities in the county.

5. What ultimately led you to this product or service? Why was the recommended vendor selected?

The services provided by Starting Point as Cuyahoga County's child care resource and referral agency are complementary to the services provided by Starting Point under the UPK contract.

6. Provide an explanation of unacceptable delays in fulfilling the County's need that would be incurred if award was made through a competitive bid.

Delays in implementation of this contract for services would result in a delay in initiation of certain components of the UPK program including child assessments used as an outcome measure of the effectiveness of UPK, enrollment of families into the UPK data system that is used for tracking and billing purposes, and the support needed for programs to provide a smooth transition for children and families new to the program.

7. Describe what future plans, if any, the County can take to permit competition before any subsequent purchases of the required supplies or services.

Use of the agency designated by ODJFS to provide child care resource and referral services for families with children birth through school-age allows for better coordination of the services provided under this contract.

x_	_Approve
	Disapprove
	Hold

CPB2013-682 Fiscal Office/Department of Consumer Affairs/Division of Weights and MeasuresSubmitting a sole source exemption on RQ28243, which will result in an award recommendation to Nover Engelstein & Associates, Inc. in the amount not-to-exceed \$30,000.00 for consultant services, license and maintenance for WinWam Weights and Measure software.

What is the product/service that you seek to acquire?

Purchasing a perpetual license for weights and measures inspections of devices, package checking and price verification will allow our inspectors to fully automate their regulatory functions from a manual paper based operation to state-of-the-art technology creating accountability, accuracy, and increase in work productivity. The program known as WinWam is a collection of four modules: package checking, device inspection, price verification and hypertext handbooks. All of the modules comply with the National Institute of Standards & Technology (NIST) regulations that the state of Ohio and Cuyahoga County have adopted for testing weights and measures.

Will this purchase obligate Cuyahoga County to this or any other vendor for future purchases, for example, maintenance, licensing or continuing need? XX Yes  $\Box$  No

If yes, please provide details regarding future obligations and/or needs. What is the duration of this purchase, including number of "potential" renewal options?

A perpetual license is paid on a one time basis granting the county the right to run the program as long as we choose. It does not include the rights to upgrade to a new version or software support. Upgrades and remote technical support are available under their annual software maintenance program. The first year annual software maintenance program fee is included in the purchase. Subsequent years, the annual software maintenance fee is \$4,155 that includes software updates, bug fixes and Mon-Fri 8 am – 6 pm remote tech support by phone-fax-email. The only other purchase would be if the department determines it needs additional price verification license or hand scan guns.

Why do you need to acquire these goods or services?

To provide outstanding efficiency, increase work productivity, accuracy, accountability and reporting of weights and measures inspections for the county. WinWam will require the inspectors to adhere to state and county weights and measures laws and all three of the National Regulations: NIST Handbook 133, 44 and NCWM Publication 19. In addition, this will enable to the department to take enforcement action against those businesses where weighing, measuring, or price verification failed during an inspection.

Why are the requested goods/services the only ones that can satisfy your requirements? What are the unique features of the product or service that are not available in any other product or service? Provide specific, quantifiable factors/qualifications.

Nover Englestein & Associates, Inc. is the developer, distributor and sole source provider of the WinWam Weights and Measures Software products. In addition, they are the only company that supports, maintains and trains these products. WinWam Software is the only commercially available and proven software product that performs weights and measures inspection. WinWam adheres to state and county weights and measures laws and all three of the National Regulations: NIST Handbook 133, 44 and NCWM Publication 19. The uniqueness of the software also includes the integration of online national regulations (NIST Handbook 44 and NCWM Publication 19) in a hypertext format. Under the annual software maintenance plan, changes in NIST regulations and future improvement of the software will be provided at no additional cost to the county. The company has been in business since 1995 and has a list of clients of 127 state, county and city government agencies including 8 from Ohio. Were alternative goods/services evaluated? If yes, what were they and why were they unacceptable? Please be specific with regard to features, characteristics, requirements, capabilities and compatibility. If no, why were alternatives not evaluated?

There are no alternatives to WinWam and what it can do for Cuyahoga County with regards to our weight and measure inspections program through its providing excellent security, accuracy and accountability of work, along with providing the department its ability to take enforcement action against businesses who fail inspections.

I would be remiss, however, if I did not mention a visit staff did to Summit County in May 2013 regarding their web based application database called RightWeigh. This database was developed by their IT department about a year ago and is housed on their server. The system is still undergoing improvements and was designed around their weights and measure department needs. The system has gaps in security, unable to generate various reports, lacks a concrete timeline when the system will be completed or beta tested outside the county, and much more. This is not a viable alternative because it is still under development and lacks the features and time tested capability of the WinWam that has with its 127 state, county and city government agencies including 8 from Ohio using WinWam.

Identify specific steps taken to negate need for sole source provider.

Staff met and/or talked with other Ohio weights and measures departments using WinWam from May through July 2013. He observed WinWam in use during inspections and inquired about its features and how it has helped their department. WinWam has been purchased and in use by the City of Cleveland, Wayne County, Lucas County, Butler County, Stark County, Hamilton County, City of Columbus, and the Ohio Department of Agriculture.

Has your department bought these goods/services in the past? ☐ Yes XX No

What efforts have been made or are being made to reduce the Department's reliance on a sole source provider for these goods/services in the future?

Purchasing a perpetual license enable us to run the program as long as we choose, so the only future cost to the county will be software maintenance.

What efforts were made to get the best possible price?

The first quote was received in April 2012 with a price of \$37,565. A second quote was received on May 23, 2013 with a price of \$31,980. Before a third quote was received, the department examined inspectors' workloads and how work could be performed without the need for each inspector to have a license in each of the four modules. Items were eliminated based upon need and efficiency. A third and final quote was received on May 31, 2013 with a price of \$29,085 (excluding instructor's travel and related expenses).

Why is the price for this purchase considered to be fair and reasonable?

Based on the uniqueness of the WinWam Software and the needs of the department, we were able to determine what products are necessary for success and the perpetual license it is a one-time cost that enable us to run this program as long as we choose.

Amount to be paid: \$30,000 to include cost of software licenses, 1 year annual maintenance fee, handheld scanner guns and 3 days implementation services and training costs for the instructor, his travel and related expenses (airfare or driving to site mileage/tolls).

x_	_Approve
	Disapprove
	Hold

CPB2013-683 Court of Common Pleas, Juvenile Court Division a) Submitting an RFP exemption, which will result in an award recommendation to Cornell Abraxas Group, Inc. in the amount of \$25,000 for provision of professional and technical services to conduct programming, treatment, case management, and care and custody services for the period August 27, 2013 – December 31, 2013.

b) Recommending an award and enter into a contract with Cornell Abraxas Group, Inc. in the amount of\$25,000 for provision of professional and technical services to conduct programming, treatment, case management, and care and custody services, for the period August 27, 2013 – December 31, 2013.

Funding: 100% General Fund

1. Description of Supplies or Services (If contract amendment, please identify contract term and/or scope change)

These vendors provide traditional residential services for one specific Court youth as identified in the Journal Entry for Case DL11110142.

2. Estimated Dollar Value and Funding Source(s) including percentage breakdown (If amendment, please enter original contracted amount and additional amount, if any)

\$25,000 - This contract will be 100% funded by the General Fund.

3. Rationale Supporting the Use of the Selected Procurement Method (include state contract # or GSA contract # and expiration date)

The selected vendor was chosen by a specific Jurist in Juvenile Court.

4. What other available options and/or vendors were evaluated? If none, include the reasons why.
None, this youth required the specific services that this particular vendor provides.
5. What ultimately led you to this product or service? Why was the recommended vendor selected?
The selected vendor was chosen by a specific Jurist in Juvenile Court.
6. Provide an explanation of unacceptable delays in fulfilling the County's need that would be incurred if award was made through a competitive bid.
The youth is already currently at the facility receiving treatment services.
7. Describe what future plans, if any, the County can take to permit competition before any subsequent purchases of the required supplies or services.
All residential treatment services will be RFP'd prior to the end of the current contract period. xApproveDisapproveHold
D. Consent Agenda
CPB2013-684 Department of Public Works Submitting an agreement with City of Parma Heights for the Countywide Preventative Maintenance Program. Funding Source: N/A
xApprove Disapprove Hold
CPB2013-685 Department of Development Submitting an amendment to Agreement No. AG1300047-01 with Village of Bratenahl for the Master Plan Project for the Competitive Municipal Planning grant Community Development Block Grant Program for the period 8/15/2012 - 7/31/2013 to extend the time period to 9/30/2013; no additional funds required. Funding Source: Federal Community Development Block Grant Funds
xApprove Disapprove Hold
CPB2013-686 Department of Information Technology recommending to declare various computer equipment as surplus County property no longer needed for public use; recommending to sell said property to RET3 Job Corp. for a fee in the amount of \$1.00. Funding Source: N/A
xApprove Disapprove
<b>12</b>   P a g e

Hold
CPB2013-687 Department of Public Safety and Justice Services Department of Public Safety and Justice Services/Public Safety Grants, submitting an agreement with Village of Woodmere for the purchase of equipment, valued in the amount of \$3,615.00, for the FY2007 Urban Area Security Initiative Grant Program for the period 7/1/2007 - 9/30/2010. Funding Source: Federal Urban Area Security Initiative Funds
xApprove Disapprove Hold
CPB2013-688 Department of Public Safety and Justice Services Department of Public Safety and Justice Services/Public Safety Grants, submitting an agreement with Village of Woodmere for the purchase of equipment, valued in the amount of \$20,340.00, for the FY2008 State Homeland Security Grant Program for the period 9/1/2008 - 3/31/2011. Funding Source: State Homeland Security Program Funds
xApprove Disapprove Hold
CPB2013-689 Department of Public Safety and Justice Services Department of Public Safety and Justice Services/Public Safety Grants, submitting an agreement with Village of Woodmere for the purchase of equipment, valued in the amount of \$23,719.74, for the FY2008 Urban Area Security Initiative Grant Program for the period 9/1/2008 - 8/31/2011. Funding Source: Federal Urban Area Security Initiative Funds xApproveDisapproveHold
CPB2013-690 Office of Procurement & Diversity Presenting voucher payments for the week of September 9, 2013.
xApprove Disapprove Hold
CPB2013-691 Department of Development Presenting voucher payments and housing rehab loans between 08/29/2013 - 09/04/2013.
xApprove Disapprove Hold
V. Other Business
CPB2013-692

TIME SENSITIVE/MISSION CRITICAL - Department of Public Works Recommending a payment on RQ 28677 in the amount of \$4,850 to RDT Concepts for 25 shelving units.

Councilman Dale Miller motioned to introduce the mission critical item; seconded by Bonnie Teeuwen. The item was unanimously approved. In addition, the Board unanimously approved restoration of Public Works's mission critical budget to \$25,000.

x_	_ Approve
	Disapprove
	Hold

- VI. Public Comment there was no additional public comment
- VII. Adjournment The 9/9/13 Contracts & Purchasing Board meeting was adjourned by majority vote at 11:49 a.m.

## A. Tabled Items

None

#### B. Scheduled Items

#### CPB2013-693

A. Scope of Work Summary

- 1. Public Works Department requesting confirmation of the settlements reached in two (2)appropriation lawsuits filed in Cuyahoga County Probate Court, being Case Nos. 2012 ADV 183089 and 2012 ADV 183090. These appropriation actions were filed in connection with the Ridge Road project which consists of the reconstruction of Ridge Road from Delora Avenue, just north of Interstate 480, to Memphis Avenue in the City of Brooklyn. The property owners and the amounts of the settlements are:
- a. Parcel6-SH, Standard Highway [Permanent] Easement, Case No 2012 ADV 183089

Owner: Northcliff I-480, LLC, an Ohio Limited Liability Company

Settlement Amount = \$23,320.00, this amount <u>EXCEEDS</u> the Fair Market Value Estimate (FMVE) of \$18,970.00 by \$4,350.00.

b. Parcel 13-SH, Standard Highway [Permanent] Easement, Case No 2012 ADV 183090

Owner: Ridge Park Square, LLC, an Ohio Limited Liability Company

Settlement Amount = \$26,650.00, this amount EXCEEDS the FMVE of \$22,300.00 by \$4,350.00.

- 2. The primary goal of this action is to settle a current lawsuit as economically as possible.
- 3. N/A

#### **B.** Procurement

1. The procurement method for the acquisition of right-of-way for this project is that an ODOT prequalified appraiser from consultant O.R. Colan visited the properties and prepared an FMVE of the property to be acquired. Then, Emily Braman, of Charles P. Braman & Co. Inc., an ODOT pre-qualified review appraiser, reviewed the FMVE. Thereafter, O.R. Colan negotiated with the property owners in order to acquire the required property rights.

In the cases listed above, the acquisition process did not lead to agreements with the property owners. Therefore, on October 12, 2012, Petitions for Appropriation were filed in the Cuyahoga County Probate Court. Simultaneously, the County deposited with the Court a check in the amount of the FMVE for

each parcel [Parcel 6-SH, \$18,970.00; Parcel 13-SH, \$22,300.00]. We now seek confirmation of the above stated settlement amounts. The rationale for these settlements is as follows:

Although the parcels are owned by separate companies [6-SH owned by Northcliff I-480, LLC, 13-SH owned by Ridge Park Square, LLC], the companies are operated by the same people. The parcels are, respectively, on the southwest and northwest corner of Ridge Road and Northcliff Avenue and are, in practical effect, mirror images of each other. These parcels serve as an entranceway to a retail/commercial plaza and are relatively nicely landscaped with fences, signage, plantings, an irrigation system and decorative lighting.

During negotiations prior to the filing of the appropriation actions and during the appropriation actions, these parcels were, as a practical matter, treated as if owned by the same company. During the appropriation actions, their owners were represented by the same attorneys.

During negotiations and at mediations held during the appropriation action, the owners presented evidence that Parcel 6-SH should have been valued at \$40,600.00, or \$21,630 more than the FMVE. Since the owners claimed that the same costs would apply to Parcel 13-SH, their demand for that parcel was \$44,000.00, or \$21,700 more that the FMVE.

The settlement is for \$4,350.00 above the FMVE for each parcel. This amount is less than demanded and documented in mediation, and much less than continued litigation which would require a full appraisal of the property. For these reasons, we believe that this settlement is reasonable.

These settlements have been reviewed and approved for reimbursement by ODOT [see, attached documentation].

- 2. N/A
- 3. N/A

#### C. Contractor and Project Information

The checks to settle these matters will be made out to the Probate Court.

The address of the property owners and properties are:

Northcliff I-480 LLC, an Ohio Limited Liability Company

Statutory Agent: Kenneth a Zeisler

30000 Chagrin Boulevard

Cleveland, Ohio 44124

Council District 11

(Property Address)

Parcel 6-SH

4744 Ridge Road

Brooklyn, Ohio 44144

Council District 4

Ridge Park Square, an Ohio Limited Liability Company

Statutory Agent: Kenneth a Zeisler

30000 Chagrin Boulevard

Cleveland, Ohio 44124

Council District 11

(Property Address)

Parcel 13-SH

4744 Ridge Road Brooklyn, Ohio 44144 Council District 4

- 2. N/A
- 3.a. The address or location of the project is Ridge Road, Brooklyn, Ohio, upon which road all property owners own property.
- 3.b. The project is located in Council District 4.
- D. Project Status and Planning
- 1. This particular project is the first such project for Ridge Road in several years
- 2. N/A
- 3. N/A
- 4. N/A
- 5. N/A
- E. Funding
- 1. Construction costs for this project are funded 80% by Federal Surface Transportation Program funds [\$9,600,000.00], 10% County Road and Bridge funds [\$1,200,000.00], and 10% [\$1,200,000.00] Municipal funds.
- 2. N/A
- 3. N/A

This project's Convenience and Welfare Resolution was adopted on April 14, 2005, being Resolution No. 051504, which was amended by Resolution No. 091702, adopted on April 30, 2009. The Resolution authorizing the acquisition of necessary right-of-way was adopted on April 12, 2011, being Resolution No. R2011-0163. The Resolution authorizing the appropriation of these parcels was adopted on August 28, 2012, being Resolution R2012-157.

#### CPB2013-694

- A. Scope of Work Summary
- 1. Department of Human Resources requesting approval of an agreement with Occucenters for the cost not-to-exceed \$18,000. The anticipated start-completion dates are 09/03/2013- 12/31/2013.
- 2. The primary goal of the project is to provide flu shot clinics for county employees and spouses.
- B. Procurement
- 1. The procurement method for this project was Informal Request for Proposal. Three responses were reviewed. The total value is \$18,000 for 2013.
- C. Contractor and Project Information

The address of the selected vendor is: 4450 Saint Clair Avenue Cleveland OH 44103

Council District - 7

- 2. The COO for the vendor is Dennis Frinzl
- 3. The address or location of the project is: Various County buildings
- D. Project Status and Planning
- 1. The project reoccurs annually.
- E. Funding
- 1. The project is funded 100% by Wellness Fund (General Fund).
- 2. The schedule of payments is upon completion of the final flu shot clinic.

#### CPB2013-695

- A. Scope of Services Summary
- 1) Office of Early Childhood is requesting approval of a contract (RQ# EC13-28418) with Charles H. Zeanah, M.D., for the anticipated cost of 6,000.00 not-to-exceed in the aggregate. The anticipated start date is 12/02/03 and the completion date is 12/03/13.
- 2) The primary goals of the Speaker is to deliver the Keynote address at the IIC Annual Meeting and to provide the opportunity for our audience to learn new and progressive advancements and practices in the field of early childhood mental health.
- B. Procurement Method:
- 1) The procurement method was an RFP Exemption based on the contract value being less than \$15,000.00.
- 2) N/A
- 3) A Justification was submitted for a special meeting (OPD) to be heard on 08/26/13.
- C. Contractor and Project Information
- 1) The address of the vendor is:

Charles H. Zeanah, M.D. 1430 Tulane Avenue, #8055 New Orleans, LA 70112

District: N/A

2) The Owner/Administrator for the contractor/vendor is Charles H. Zeanah, M.D.

- 3) The location of the projects are:
  - Conduct a Training Session with child welfare workers on 12/2/13 at the Cuyahoga County Division of Children and Family Services;
  - Attend a Meet & Great V.I.P. reception on 12/2/13 Location to be determined;
  - Give the Keynote address at the Invest in Children 2013 Annual Meeting on 12/3/13 at the Holiday Inn Independence; and
  - Conduct a breakout session immediately following the IIC Annual Meeting on 12/3/13, at the Holiday Inn Independence.

## D. Project Status and Planning

The Office of Early Childhood/Invest in Children submitted and obtained approval for a Justification for other than full and open competition based on the contract value being less than \$15,000.00 at the CPB on 8/26/13. This is an occasional project/special event.

E. The project is being funded by the Health and Human Services Levy funds.

#### CPB2013-696

#### A. Scope of Work Summary

- 1. Human Resource Commission, submitting amendments to Contract No. CE1100758-01 with Hearing Officer Anthony M. Stevenson for additional funds in the amount of \$4,000.00, and Contract No. CE1100760-01 with Daniel G. Zeiser, of Daniel G. Zeiser Co., L.P.A. for additional funds in the amount of \$8,000.00, for the period 12/30/2011 11/30/2013:
- 2. Both of these hearing officers are currently conducting hearings and managing cases for the Human Resource Commission, and both have recently been assigned fairly complex cases that involved a larger-than-usual time commitment, so both are close to the limit of funds which have been allocated to their current contract. The HRC is requesting that additional funds be added to these contracts to allow these Hearing Officers to continue managing the cases they have been assigned.

  3. N/A

#### **B.** Procurement

The HRC has requested permission to advertise a Request for Qualifications to begin the competitive search process for hearing officers to be in place when the current contracts with all the hearing officers expire 11/30/13.

C. Contractor and Project Information Anthony M. Stevenson, Esq. 3401 Enterprise Parkway, Suite 340 Beachwood, OH 44122 Daniel G. Zeiser, Esq. P.O. Box 43280 Cleveland, OH 44143

## D. Project Status and Planning

1. The project is an extension of the existing project through the addition of funds.

## E. Funding

The project is funded by General Fund.

The project consists of amendments to Contract No. CE1100758-01 with Hearing Officer Anthony M. Stevenson for additional funds in the amount of \$4,000.00, and Contract No. CE1100760-01 with Daniel G. Zeiser, of Daniel G. Zeiser Co., L.P.A. for additional funds in the amount of \$8,000.00, for the period 12/30/2011 - 11/30/201.

## C. Exemptions

#### D. Consent Agenda

#### CPB2013-697

A. Scope of Work Summary

1.Public Works Department requesting approval of one (1) Offer of Settlement Agreement for acquiring necessary right-of-way for the following property owner and for the amount listed in connection with the Pleasant Valley Road/Bagley Road project which consists of the improvement of 2.34 miles of Bagley Road and Pleasant Valley Road (including 0.24 miles of W. 130th Street) from Pearl Road to York Road, in the cities of Middleburg Heights and Parma, by widening to five lanes, regrading of profile and providing new pavement, new storm and sanitary sewers, water main, new signing and striping and new traffic signal system:

<u>Jack Weber and Julia E. Weber</u>, Parcel 112-T [Temporary Easement] - \$500.00 - this amount EXCEEDS the Fair market Value Estimat ("FMVE") of \$300.00 by \$200.00.

This settlement is being recommended for the reasons that: 1) the owners have new landscaping beside their driveway that was not shown on the Right-of-Way or Construction plans and was not addressed in the FMVE; and, 2) the increase is considerably less than the cost of filing and litigating an appropriation action [see, Administrative Settlement Documentation attached hereto].

The anticipated start-completion dates for right-of-way acquisition are 3/1/13 and 9/13/13.

- 2. The primary goal of acquiring right-of-way for the Pleasant Valley/Bagley project is to allow the improvement of said roads in the manner described above.
- 3. N/A

#### **B.** Procurement

1. The procurement method for the acquisition of right-of-way for this project is that consultant O.R. Colon visits the properties, its ODOT pre-qualified appraiser prepares a Value Analysis of the value of the property being taken, the Value Analysis is then reviewed by ODOT pre-qualified review appraiser employed by consultant Heritage Land Services, and then one of O.R. Colan's ODOT pre-qualified negotiators negotiates with the property owners. As set forth above, the Agreement contained herein is for an amount that <a href="EXCEEDS">EXCEEDS</a>the value FMVE by \$200.00. This administrative settlement has been

approved by Ohio Department of Transportation, District 12 Real Estate Administrator Daniel Dougherty and is elibile for reimbursement.

- 2. N/A
- 3. N/A

#### C. Contractor and Project Information

The address of the property owner is:

Jack Weber and Julia E. Weber12960

7410 N. Linden Lane

Parma, OH 44130

Council District 4

- 2. N/A
- 3.a. The address or location of the project is Pleasant Valley and Bagley Roads, Middleburg Heights and Parma, Ohio, upon which roads all property owners own property.
- 3.b. The project is located in Council District 4.
- D. Project Status and Planning
- 1. This particular project is the first such project for this portion of Pleasant Valley and Bagley Roads
- 2. N/A
- 3. N/A
- 4. N/A
- 5. N/A

#### E. Funding

There is an estimated cost of \$2,400,000.00 for acquiring the necessary right-of-way, which sum will be used to pay the property owners and the consultant providing the acquisition services. Funding will be as follows: First \$27,000.00 - County [Road and Bridge Fund]; \$27,000.00 to \$2,400,000.00 - 50% Federal/50% County [Road and Bridge].

- 2. N/A
- 3. N/A

Resolution 003119, adopted on 03/15/79, declared the Convenience and Welfare of this project. The agreements of cooperation between the County and the City of Middleburg Heights and the County and the City of Parma were approved by Resolutions 026209 [adopted on 05/19/1980] and 003201 [adopted on 01/14/1980], respectively. R2011-0317 approved the right-of-way plans and authorized the acquisition of necessary right-of-way.

#### CPB2013-698

Department of Public Works, recommending to declare excess County furniture and equipment as surplus County-owned property, no longer needed for public use; requesting authority to discard/scrap/salvage/remove in accordance with EAO2012-0001.

#### CPB2013-699

The Department of Information Technology plans to agree on a Memorandum of Understanding (MOU) with Hewlett-Packard Company "HP" for the time period of May 01, 2013 - April 30, 2014. No dollar value will be associated with this MOU.

# CPB2013-700

Office of Procurement & Diversity Presenting voucher payments for the week of September 16, 2013.

Department/ Location Key:					
			JA: Cuyahoga		
			County Public		
	CE: Public		Safety and		
AU: Fiscal	Works	CT: Public	Justice		TR:
Officer	(Engineer)	Works	Services	SH: Sheriff	Treasurer
	CF:				WI:
BE: Board of	Children &	DV:	JC: Juvenile	SA: Senior &	Workforce
Elections	Family Svs.	Development	Court	Adult Svs.	Development
				SE: Support	WT:
CA: Court of	CL: Clerk	EC: Early	LLOO: Law	Enforcement	Employment
Appeals	of Courts	Childhood	library	Agency	& Family Svs.
CC-010:	CO:			SM: Solid	
County	Common	HS: Health &	MI: HIV/AIDS	Waste	
Administration	Pleas	Human Svs.	Services	District	
CC-002:	CR:	IS:	OPD:	ST: Public	
Human	Medical	Information	Procurement	Works	
Resources	Examiner	Systems	and Diversity	(Sanitary)	

# Direct Open Market Purchases (Purchases between \$500 - \$25,000 <u>unless</u> requiring assistance from Procurement & Diversity Dept - see below)

Requisition #	Requisition Date	Description	Dept/Loc	Total
CF-13-28575	8/26/2013	PASSS - Residential Treatment	CF	\$5,171.95
CF-13-28628	9/3/2013	PASSS Special Services - Foster Care	CF	\$4,837.24
CF-13-28679	9/5/2013	PASSS Special Services - Summer Treatment	CF	\$7,088.00
CF-13-28680	9/5/2013	PASSS Special Services	CF	\$787.50
CF-13-28681	9/5/2013	PASSS Special Services - Att Ther/ Neurofeedback	CF	\$12,642.64

CF-13-28682	9/5/2013	PASSS_Special Services - Resid & Day Treatment	CF	\$4,606.36
IS-13-28711	9/10/2013	Qlogic 5802V Fabric Switch	IS	\$5,259.00
IS-13-28712	9/10/2013	HP 16GB Memory Kit	IS	\$7,253.70
JC-13-28537	8/21/2013	certified mailer envelopes	JC	\$24,220.00
CF-13-28599	8/29/2013	Advertsing REQ for CF- 14-28675 2014 16 Board and Care RFQ	CF	\$800.00
CF-13-28706	9/10/2013	Advertising REQ for REQ CF-13-28264 Supervisor of Investigative Consultant RFP	CF	\$800.00
ST-13-28670	9/4/2013	Repair See Snake	ST / ST01	\$3,111.76
ST-13-28517	8/19/2013	14" Diamond Saw Blades	ST / ST01	\$1,868.75
CT-13-28716	9/11/2013	Hunter- service and repair with labor	CT / CT01	\$746.75
CT-13-28714	9/10/2013	Whitlatch- pneumatic actuator	CT / CT01	\$751.75
CT-13-28707	9/10/2013	JC tow motor rental	CT / CT01	\$1,320.75
CT-13-28700	9/9/2013	CFS- record jackets	CT / CT09	\$2,506.40
CT-13-28662	9/4/2013	JEH variable frequency drive for air handler	CT / CT01	\$8,431.00
CT-13-28638	9/4/2013	Various bldgs closed for cleaning signs	CT / CT01	\$2,384.20
CT-13-28630	9/3/2013	JJC- commercial microwave oven	CT / CT01	\$990.00

<u>CT-13-28555</u>	8/23/2013	Cleveland municipal court glass partitions project code: 40063	CT / CT01	\$17,200.00
CT-13-28505	8/16/2013	Animal shelter medical supplies 1 year	CT / CT01	\$24,500.00
CR-13-28688	9/6/2013	Coin Envelopes - Property	CR / CR00	\$599.13
CR-13-28687	9/6/2013	Zebra Labels & Ink Rollers	CR / CR00	\$4,616.10
CE-13-28715	9/11/2013	Security Alarm Repairs	CT / CT01	\$2,800.00
CE-13-28710	9/10/2013	90# Concrete Breaker	CE / CE01	\$915.00
CE-13-28676	9/5/2013	Steel - East End of Bridge #00.57	CE / CE01	\$722.20
CE-13-28674	9/5/2013	30# Hydraulic Breaker	ST / ST01	\$1,476.00
ST-13-28401	9/11/2013	Advt SCADA Project	ST / ST01	\$900.00
DV-13-28717	9/11/2013	Lead Remediation: Berry: 498: 5207 Cato St, Maple Hts	DV / DV01	\$10,050.00
WT-13-28732	9/12/2013	Displys2go inv0869457	WT / WT01	\$943.65
DV-13-28734	9/12/2013	Lead Remediation: C.B. Mullins, 1257 & 1259 E 137th St, East Cleveland, Ohio	DV / DV01	\$23,880.00
WT-13-28616	9/11/2013	Case Revw App & Licensing	WT / WT01	\$13,500.00
WT-13-28614	9/11/2013	RightFax software support	WT / WT01	\$2,601.22

Open Market Purchases (Over \$25,000 or requiring assistance from The Office of Procurement & Diversity)

Purchase Order #	Purchase Order Date	Description	Dept/Loc	Total	
1312537	9/11/2013	OCTOBER CHEESE SAUCE	SH/SHFS	\$1,512.00	
1312536	9/11/2013	OCT-DEC DRINK MIX	SH/SHFS	\$8,855.00	
1312535	9/11/2013	OCTOBER DAIRY	SH/SHFS	\$8,509.00	
1312534	9/11/2013	OCTOBER JELLY / SYRUP	SH/SHFS	\$675.00	
1312533	9/11/2013	OCTOBER FRANKS	SH/SHFS	\$3,072.00	
1312532	9/11/2013	OCTOBER CAN VEGETABLES	SH/SHFS	\$10,440.70	
1312531	9/11/2013	OCTOBER TURKEY HAM	SH/SHFS	\$6,815.00	
1312530	9/11/2013	OCTOBER MIXED VEG., ETC.	SH/SHFS	\$2,739.30	
1312529	9/11/2013	OCTOBER GROUND BEEF	SH/SHFS	\$4,900.00	
1312528	9/11/2013	OCTOBER TURKEY	SH/SHFS	\$1,870.00	
1312527	9/11/2013	OCTOBER MILK	SH/SHFS	\$19,959.60	
1312526	9/11/2013	OCTOBER SOUP	SH/SHFS	\$3,612.44	
1312525	9/11/2013	OCTOBER POTATOES/MILK/OATS	SH/SHFS	\$4,796.90	
1312524	9/11/2013	OCTOBER BREAD	D SH/SHFS \$15,5		
1312523	9/11/2013	OCTOBER BEANS	SH/SHFS	\$3,293.90	
1312522	9/11/2013	OCTOBER BAGELS	SH/SHFS	\$1,230.00	
1312521	9/11/2013	OCTOBER BEEF PATTIES	SH/SHFS	\$7,264.00	
1312520	9/11/2013	OCTOBER FRESH VEGETABLES SH/SHFS		\$13,649.75	
1312517	9/11/2013	OCTOBER CHICKEN	SH/SHFS	\$3,780.00	
1312518	9/11/2013	OCTOBER CHICKEN	SH/SHFS	\$2,800.00	
1312519	9/11/2013	OCTOBER CHICKEN	SH/SHFS	\$2,680.00	
1312516	9/11/2013	OCTOBER SAUSAGE	SH/SHFS	\$7,740.00	
1312514	9/11/2013	OCTOBER SAUCE & DRESSINGS	SH/SHFS	\$1,247.00	
1312515	9/11/2013	OCTOBER SAUCE & DRESSINGS	SH/SHFS	\$2,289.50	

1312513	9/11/2013	OCTOBER CRACKERS/CHIPS	SH/SHFS	\$1,695.90
1312512	9/11/2013	OCTOBER PASTA	SH/SHFS	\$3,407.20
1312511	9/11/2013	OCTOBER SUGAR, FLOUR	SH/SHFS	\$3,471.30
1312510	9/11/2013	OCTOBER FISH	SH/SHFS	\$4,200.00
1312509	9/11/2013	OCTOBER FRESH FRUIT	SH/SHFS	\$17,355.00
1312507	9/11/2013	OCTOBER CAKE MIX	SH/SHFS	\$1,795.00
1312508	9/11/2013	OCTOBER CAKE MIX	SH/SHFS	\$2,959.70
1312506	9/11/2013	OCTOBER DONUTS	SH/SHFS	\$3,888.00
1312505	9/11/2013	OCTOBER SPICES	SH/SHFS	\$882.18
1312504	9/11/2013	OCTOBER FROZEN VEGETABLES	SH/SHFS	\$1,100.44

# CPB2013-701

DEPARTMENT OF DEVELOPMENT							
DEVELOPMENT REHAB LOANS & VOUCHER LIST FOR THE PERIOD 09/05/2013-09/11/2013							
VOUCHER NO.	PAYEE	AMOUNT	FUNDING SOURCE	AUTHORIZATION			
DV1380453	Brennan and Assoc Heating & Cooling	\$835.00	Federal CDBG Grant	Rehab Loan Ordinance			
DV1350301	American Building & Kitchen Products	\$6,900.00	Federal CDBG Grant	Rehab Loan Ordinance			
DV1350298	Nielson Construction	\$6,400.00	Federal CDBG Grant	Rehab Loan Ordinance			
	Leon Putnam	\$19,300.00	Community Development	CDBG Rehab Loan: Index Code DV714170			
	Robert & Giuseppina Kalvitz	\$12,395.00	Community Development	CDBG Rehab Loan: Index Code DV714170			
	Donald Enzman	\$18,021.00	Community Development	CDBG Rehab Loan: Index Code DV714170			
	TOTAL	\$63,851.00					