



AGENDA
CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING
COMMITTEE MEETING
WEDNESDAY, MAY 2, 2018
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
10:00 AM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT**
- 4. APPROVAL OF MINUTES FROM THE APRIL 18, 2018 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
 - a) R2018-0089: A Resolution authorizing an agreement with and various payments to Dana Green for the purchase of property located at 430 Richmond Road, Richmond Heights, Permanent Parcel No. 662-22-013, in connection with the Cuyahoga County Airport Master Plan; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions; and declaring the necessity that this Resolution become immediately effective:
 - 1) for the sale and purchase of real estate in the amount of \$128,000.00 (Fair Market Value Estimate); and
 - 2) for expenses incidental to the purchase of a replacement house and relocation expenses in the total amount not-to-exceed \$80,000.00.

- b) R2018-0090: A Resolution making an award on RQ41759 to Nerone & Sons, Inc. in the amount not-to-exceed \$1,915,278.25 for the Broadrock Court Sanitary Relief Sewer Connection 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.

- c) R2018-0091: A Resolution making an award on RQ41397 to The Great Lakes Construction Co. in the amount not-to-exceed \$3,561,561.58 for the Towpath Trail - Stage 1 from Harvard Avenue Trailhead to Steel Yard Commons in the City of Cleveland and Village of Cuyahoga Heights; 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.

- d) R2018-0092: A Resolution making an award on RQ42093 to Becdir Construction Co. in the amount not-to-exceed \$686,326.80 for rehabilitation of West 41st Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make application for allocation from County Motor Vehicle \$7.50 License Tax Funds in the amount of \$586,326.80 to fund said contract; and declaring the necessity that this Resolution become immediately effective.

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 5th floor parking level of the garage. Please see the Clerk to obtain a complimentary parking pass.*

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



MINUTES

CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING
COMMITTEE MEETING
WEDNESDAY, APRIL 18, 2018
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
10:00 AM

1. CALL TO ORDER

Chairman Tuma called the meeting to order at 10:03 a.m.

2. ROLL CALL

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

3. PUBLIC COMMENT

There were no public comments given.

4. APPROVAL OF MINUTES FROM THE APRIL 4, 2018 MEETING

A motion was made by Mr. Schron, seconded by Ms. Baker and approved by unanimous vote to approve the minutes of the April 4, 2018 meeting.

5. MATTERS REFERRED TO COMMITTEE

- a) R2018-0081: A Resolution authorizing a Lease-Purchase Agreement with Riverbed West, LLC in the amount of \$25.00 for lease of County-owned property located along the Detroit-Superior Bridge on West 25th Street in the City of Cleveland, Permanent Parcel Nos. 003-21-001 and 003-20-004, for the Irishtown Bend Project for the period 5/1/2018 - 4/30/2043; authorizing the County Executive to execute the agreement

and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Mr. Michael Dever, Director of the Department of Public Works; Mr. Tom McNair, Executive Director of Ohio City, Inc.; Mr. John Myers, Real Estate Manager; and Ms. Anka Davis, Assistant Law Director, addressed the Committee regarding Resolution No. R2018-0081. Discussion ensued.

Committee members asked questions of Mr. Dever, Mr. McNair, Mr. Myers and Ms. Davis pertaining to the item, which they answered accordingly.

On a motion by Mr. Tuma with a second by Mr. Schron, Resolution No. R2018-0081 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading.

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

- b) R2018-0082: A Resolution authorizing an amendment to Contract No. CE0800729-01 with Priemer Investment Co., LLC for lease of approximately 128 parking spaces located at 4209, 4213 and 4415 Euclid Avenue, Cleveland, for use by the Division of Children and Family Services for the period 5/1/2008 - 4/30/2018 to extend the time period to 4/30/2023 and for additional funds in the amount not-to-exceed \$415,644.00; 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.

Messrs. Myers and Dever addressed the Committee regarding Resolution No. R2018-0082. Discussion ensued.

Committee members asked questions of Messrs. Myers and Dever pertaining to the item, which they answered accordingly.

On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2018-0082 was considered and approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of the rules.

- c) R2018-0083: A Resolution authorizing an amendment to Contract No. CE0800492-01 with Cleveland Commerce Center, Inc. for lease of approximately 125 parking spaces located at East 40th Street and Perkins Avenue, Cleveland, for use by the Division of Children and Family Services for the period 5/1/2008 - 4/30/2018 to extend the time period to 4/30/2023 and for additional funds in the amount not-to-exceed \$367,617.00; 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.

Mr. Myers addressed the Committee regarding Resolution No. R2018-0083. Discussion ensued.

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

On a motion by Mr. Miller with a second by Ms. Baker, Resolution No. R2018-0083 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.

- d) R2018-0084: A Resolution making an award on RQ42445 to a supplier to be determined in the amount estimated not-to-exceed \$3,922,000.00 for electric power services for various County buildings for the period 5/1/2018 - 4/30/2021; 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:
- 1) Dynege Energy Services East, LLC; or
 - 2) Interstate Gas Supply, Inc.

Mr. Matthew Rymer, Facilities Design & Maintenance Administrator; Mr. Mark Frye, President of Palmer Energy; and Mr. Trevor McAleer, Legislative and Budget Advisor, addressed the Committee regarding Resolution No. R2018-0084. Discussion ensued.

Committee members asked questions of Messrs. Rymer, Frye and McAleer pertaining to the item, which they answered accordingly.

A motion was made by Ms. Conwell, seconded by Mr. Schron and approved by unanimous vote to amend Resolution No. R2018-0084 by deleting “April 24, 2018” and inserting “April 25, 2018” as the reset date in the fourth Whereas clause and in Section 2.

On a motion by Mr. Schron with a second by Ms. Conwell, Resolution No. R2018-0084 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, as amended.

- e) R2018-0085: A Resolution authorizing an amendment to an agreement with Cuyahoga County District Board of Health for acquisition and maintenance of a permanent facility for the period 1/1/2004 - 12/31/2023 to change the scope and the terms, effective 2/1/2018, to

extend the time period to 12/31/2038 and for additional funds in the amount not-to-exceed \$4,789,750.00; 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.

Mr. Dever; Mr. Terry Allan, Health Commissioner; and Mr. Michael Chambers, Finance and Operations Administrator, addressed the Committee regarding Resolution No. R2018-0085. Discussion ensued.

Committee members asked questions of Messrs. Dever, Allan and Chambers pertaining to the item, which they answered accordingly.

On a motion by Mr. Miller with a second by Mr. Tuma, Resolution No. R2018-0085 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.

Committee members Conwell, Tuma and Miller requested to have their names added as co-sponsors to the legislation.

- f) R2018-0086: A Resolution making awards on RQ39869 to various providers, each in the amount not-to-exceed \$300,000.00, for general engineering services for the period 4/2/2018 - 4/21/2021; authorizing the County Executive to execute the contracts and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:

- 1) Chagrin Valley Engineering, LTD
- 2) HNTB Ohio, Inc.

Ms. Nichole English, Transportation Planning Engineer, addressed the Committee regarding Resolution No. R2018-0086. 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. R2018-0086 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.

- g) R2018-0087: A Resolution authorizing an amendment to Contract No. CE0600807-02 with Maple Heights Commerce Two, LLC for lease of space located at 21100 Southgate Park Boulevard, Maple Heights, for the period 2/1/2007 - 1/31/2017 to extend the time period to 12/31/2022, to change the terms, effective 2/1/2017, and for

additional funds in the amount not-to-exceed \$394,263.10; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Mr. Myers; Mr. Chambers and Ms. Davis addressed the Committee regarding Resolution No. R2018-0087. Discussion ensued.

Committee members asked questions of Mr. Myers, Mr. Chambers and Ms. Davis pertaining to the item, which they answered accordingly.

On a motion by Mr. Miller with a second by Ms. Conwell, Resolution No. R2018-0087 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. Miller with a second by Ms. Conwell, the meeting was adjourned at 11:39 a.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2018-0089

Sponsored by: County Executive Budish/Department of Public Works	A Resolution authorizing an agreement with and various payments to Dana Green for the purchase of property located at 430 Richmond Road, Richmond Heights, Permanent Parcel No. 662-22-013, in connection with the Cuyahoga County Airport Master Plan; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions; and declaring the necessity that this Resolution become immediately effective.
---	--

WHEREAS, the County Executive Budish/Department of Public Works has recommended (1) an Agreement for Sale and Purchase of Real Estate with Dana Green in the amount of \$128,000.00 for the purchase of certain property owned by Dana Green and located at 430 Richmond Road, identified as Permanent Parcel Number 662-22-013, in the City of Richmond Heights, Ohio (the "Property"); and (2) relocation payments to Dana Green in the total amount not-to-exceed \$80,000.00 in connection with the purchase of the Property; and

WHEREAS, the County of Cuyahoga owns and operates a public airport known as the Cuyahoga County Airport, 26300 Curtiss Wright Parkway, Richmond Heights, Ohio 44143 and situated in the cities of Richmond Heights, Highland Heights and Willoughby Hills; and

WHEREAS, Dana Green is the owner of the Property; and

WHEREAS, the County of Cuyahoga has identified the Property as a protective area on the Cuyahoga County Airport Master Plan approved by the Federal Aviation Administration (the "FAA") on November 10, 2010 and the County of Cuyahoga desires to acquire the Property from Dana Green for the purpose of bringing the Airport into FAA compliance pursuant to the Airport Master Plan; 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 (1) an Agreement for Sale and Purchase of Real Estate with Dana Green in the amount of \$128,000.00 for the purchase of certain property owned by Dana Green and located at 430 Richmond Road, identified as Permanent Parcel Number 662-22-013, in the City of Richmond Heights, Ohio; and (2) relocation payments in the total amount not-to-exceed \$80,000.00 to Dana Green in connection with the purchase of the Property.

SECTION 2. That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, the Agreement for Sale and Purchase of Real Estate with Dana Green, and all documents to be executed by the County thereunder, (ii) all other and further documents, instruments, certificates, agreements, amendments, assignments, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law, (b) agree to such payments and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions, and (c) prosecute and/or defend any actions or proceedings that may be necessary or advisable relative to any of the foregoing matters.

SECTION 3. That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director's approval as to legal form and correctness.

SECTION 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: April 24, 2018

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

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2018-0090

Sponsored by: County Executive Budish/Department of Public Works	A Resolution making an award on RQ41759 to Nerone & Sons, Inc. in the amount not-to-exceed \$1,915,278.25 for the Broadrock Court Sanitary Relief Sewer Connection 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.
---	---

WHEREAS, the County Executive/Department of Public Works has recommended an award on RQ41759 to Nerone & Sons, Inc. in the amount not-to-exceed \$1,915,278.25 for the Broadrock Court Sanitary Relief Sewer Connection in the City of Parma; and

WHEREAS, this project is the Broadrock Court Sanitary Relief Sewer Connection in the City of Parma, located in Council District 4; and

WHEREAS, the anticipated start-completion dates are June 1, 2018 - May 31, 2019; and

WHEREAS, the funding for this project is as follows: (a) \$1,000,000.00 from Army Corps of Engineer's Grant; (b) \$250,000.00 from MCIP (NEORS) Grant; (c) \$225,000.00 from Ohio Public Works Commission Grant; (d) \$225,000.00 from Ohio Public Works Commission Loan; and (e) \$215,278.25 from Ohio Water Development Authority (WPCLF) Loan; 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 RQ41759 to Nerone & Sons, Inc. in the amount not-to-exceed \$1,915,278.25 for the Broadrock Court Sanitary Relief Sewer Connection in the City of Parma.

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2018-0091

<p>Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer</p>	<p>A Resolution making an award on RQ41397 to The Great Lakes Construction Co. in the amount not-to-exceed \$3,561,561.58 for the Towpath Trail - Stage 1 from Harvard Avenue Trailhead to Steel Yard Commons in the City of Cleveland and Village of Cuyahoga Heights; 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.</p>
--	--

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ41397 to The Great Lakes Construction Co. in the amount not-to-exceed \$3,561,561.58 for the Towpath Trail - Stage 1 from Harvard Avenue Trailhead to Steel Yard Commons in the City of Cleveland and Village of Cuyahoga Heights; and

WHEREAS, the goal of this project is construction of the Towpath Trail - Stage 1 from Harvard Avenue Trailhead to Steel Yard Commons in the City of Cleveland and Village of Cuyahoga Heights, Council District 7; and

WHEREAS, the anticipated start-completion dates are June 4, 2018 – December 7, 2019; and

WHEREAS, the funding for this project is as follows: (a) 80% from Federal Funding (Congestion Mitigation Air Quality (CMAQ) Fund) and (b) 20% Local Funding – up to \$500,000.00 Clean Ohio Shares Grant and City of Cleveland Tax Increment Fund (TIF); 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 RQ41397 to The Great Lakes Construction Co. in the amount not-to-exceed

First Reading/Referred to Committee: April 24, 2018
Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2018-0092

<p>Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer</p>	<p>A Resolution making an award on RQ42093 to Beedir Construction Co. in the amount not-to-exceed \$686,326.80 for rehabilitation of West 41st Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make application for allocation from County Motor Vehicle \$7.50 License Tax Funds in the amount of \$586,326.80 to fund said contract; and declaring the necessity that this Resolution become immediately effective.</p>
--	--

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ42093 to Beedir Construction Co. in the amount not-to-exceed \$686,326.80 for rehabilitation of West 41st Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland; and authorizing the County Engineer, on behalf of the County Executive, to make application for allocation from County Motor Vehicle \$7.50 License Tax Funds in the amount of \$586,326.80 to fund said contract; and

WHEREAS, the primary goal of this project is to complete construction per plans and specifications for the West 41st Street Bridge No. 01.05 bearing replacement and retrofit over Norfolk Southern Railway and Train Avenue in the City of Cleveland, Council District 3; and

WHEREAS, this project is funding as follows: (a) 586,326.80 with funds from the County Motor Vehicle \$7.50 License Tax Fund and (b) \$100,000.00 with Ohio Public Works Commission (Issue 1) 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 makes an award on RQ42093 to Becdir Construction Co. in the amount not-to-exceed \$686,326.80 for rehabilitation of West 41st Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland.

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 \$586,326.80 to fund 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: April 24, 2018
Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 20__