



AGENDA
CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE
MEETING
THURSDAY, JULY 26, 2012
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
11:00 AM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO THE AGENDA**
- 4. APPROVAL OF MINUTES FROM THE JULY 19, 2012 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
 - a) R2012-0145: A Resolution authorizing the appropriation of certain real property for the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn, directing the County Executive to proceed with the acquisition of land required for public highway purposes, authorizing the Fiscal Officer to prepare the necessary vouchers payable to the Administrative Judge, Probate Court of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective:
 - 1) Parcel No.: 11-T, a temporary easement over 515 sq. ft. to replace the private driveway
Owners: Stamatios E. Vasdekis, a/k/a Stomatios E. Vasdekis, and Evangelia S. Vasdekis (deceased), Husband & Wife
Fair Market Value Estimate: \$360.00

- 2) Parcel No.: 74-T, a temporary easement over 561 sq. ft. to replace the private driveway
Owners: Lynn C. Murphy, and spouse, Thomas C. Murphy
Fair Market Value Estimate: \$400.00
 - 3) Parcel No.: 112-T, a temporary easement over 31 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk
Owner: Tuyet Nguyen a/k/a Tuyet Y. Nguyen, single or spouse unknown
Fair Market Value Estimate: \$300.00
 - 4) Parcel No.: 115-T, a temporary easement over 18 sq. ft. which includes the removal of a commercial sign, to install ADA curb ramps and reconstruct the public sidewalk
Owner: Tuyet Nguyen a/k/a Tuyet Y. Nguyen, single or spouse unknown
Fair Market Value Estimate \$3,030.00; and,
- b) R2012-0146: A Resolution making an award on RQ23731 to Layne Inliner, LLC, in the amount not-to-exceed \$3,006,100.00 for the 2012 Sewer Lining Program for various County sewer districts, and authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution.

6. MISCELLANEOUS BUSINESS

7. OTHER PUBLIC COMMENT

8. ADJOURNMENT

*In accordance with Ordinance No. O2011-0020, complimentary parking in the Huntington Park Garage will be available for the public **beginning at 4:00 p.m.** on any day when the Council or any of its committees holds evening meetings. Please see the Clerk to obtain a parking pass.



MINUTES

**CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE
MEETING
THURSDAY, JULY 19, 2012
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
11:00 AM**

1. CALL TO ORDER

Chairman Jones called the meeting to order at 11:10 a.m.

2. ROLL CALL

Chairman Jones asked Assistant Deputy Clerk Thurman to call the roll. Committee members Jones, Germana, Miller and Rogers were in attendance and a quorum was determined. Committee member Conwell was absent from the meeting.

3. PUBLIC COMMENT RELATED TO THE AGENDA

No public comments were given.

4. APPROVAL OF MINUTES FROM THE JUNE 28, 2012 MEETING

A motion was made by Mr. Miller, seconded by Mr. Germana and approved by unanimous vote to approve the minutes of the June 28, 2012 meeting.

5. MATTERS REFERRED TO COMMITTEE

- a) R2012-0135: A Resolution authorizing an amendment to Resolution No. R2012-0054 dated 3/27/2012, which authorized that public convenience and welfare requires the resurfacing of Egbert Road from Dunham Road to Walton Hills East Corporation Line in the Village of Walton Hills; by changing the termini to add the City of Bedford; and

authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution.

Ms. Bonnie Teeuwen, Director of Public Works, addressed the Committee regarding Resolution No. R2012-0135. Discussion ensued.

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

On a motion by Mr. Germana with a second by Mr. Rogers, Resolution No. R2012-0135 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 rules.

- b) R2012-0136: A Resolution declaring that public convenience and welfare requires the resurfacing of East 9th Street from North Marginal Road to Carnegie Avenue in the City of Cleveland; total estimated construction cost \$3,135,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into an agreement of cooperation with City of Cleveland in connection with said project.

Ms. Teeuwen addressed the Committee regarding Resolution No. R2012-0136. Discussion ensued.

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

On a motion by Mr. Jones with a second by Mr. Miller, Resolution No. R2012-0136 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 rules.

- c) R2012-0137: A Resolution declaring that public convenience and welfare requires the resurfacing of Ontario Street from Lakeside Avenue to approximately 900 feet north of Carnegie Avenue in the City of Cleveland; total estimated construction cost \$3,300,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and authorizing the County Executive to enter into an agreement of cooperation with City of Cleveland in connection with said project.

Ms. Teeuwen addressed the Committee regarding Resolution No. R2012-0137. Discussion ensued.

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

On a motion by Mr. Jones with a second by Mr. Rogers, Resolution No. R2012-0137 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 rules.

- d) R2012-0138: A Resolution making an award on RQ22978 to DiGioia-Suburban Excavating, LLC in the amount not-to-exceed \$2,321,156.59 for widening and reconstruction of Barrett Road from Spafford Road to the Berea West Corporation Line and replacement of Barrett Road Culvert Nos. 8, 9, 10,11 and improvement of Barrett Road Culvert No. 12 in Olmsted Township; 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 said amount to fund said contract; and declaring the necessity that this Resolution become immediately effective.

Ms. Teeuwen and Ms. Lenora Lockett, Director of the Office of Procurement and Diversity, addressed the Committee regarding Resolution No. R2012-0138. Discussion ensued.

Committee members asked questions of Ms. Teeuwen and Ms. Lockett pertaining to the item, which they answered accordingly.

On a motion by Mr. Germana with a second by Mr. Rogers, Resolution No. R2012-0138 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 rules.

- e) O2012-0015: An Ordinance amending Ordinance No. O2011-0014, as amended, which enacted the Cuyahoga County Contracting and Purchasing Procedures Ordinance; and declaring the necessity that this Ordinance become immediately effective.

Mr. David Merriman, Special Assistant to County Executive Fitzgerald; Mr. Norberto Colon, Deputy Chief for Justice; and Mr. Majeed Makhlof, Director of

Law, addressed the Committee regarding Ordinance No. O2012-0015. Discussion ensued.

Committee members asked questions of Mr. Merriman, Mr. Colon and Mr. Makhlouf pertaining to the item, which they answered accordingly.

A motion was made by Mr. Miller, seconded by Mr. Germana and approved by unanimous vote to amend Ordinance No. O2012-0015, to delete “*upon conclusion of contracts*” in Section 3.1(a).

A motion was then made by Mr. Jones, seconded by Mr. Rogers and approved by majority vote to amend Ordinance No. O2012-0015, to delete “\$2,000,000” and to insert “\$500,000” in Section 3.16, with Mr. Germana casting a dissenting vote.

On a motion by Mr. Miller with a second by Mr. Rogers, Ordinance No. O2012-0015 was considered and approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under third reading.

6. DISCUSSION

- a) Item “C” from Resolution No. R2012-0133 regarding \$4,500,000 fiscal appropriation to the Ohio Department of Transportation (ODOT) Local Projects Administration (LPA)

Ms. Teeuwen and Mr. Merriman addressed the Committee regarding the \$4,500,000 fiscal appropriation to the Ohio Department of Transportation (ODOT) Local Projects Administration (LPA). Discussion ensued.

Committee members asked questions of Ms. Teeuwen and Mr. Merriman pertaining to the item, which they answered accordingly.

Mr. Jones then directed Mr. Merriman to amend the OBM fiscal item for the July 24th Council meeting to include the \$4,500,000 fiscal appropriation to the Ohio Department of Transportation (ODOT) Local Projects Administration (LPA).

7. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

8. OTHER PUBLIC COMMENT

No public comments were given.

9. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Miller with a second by Mr. Rogers, the meeting was adjourned at 12:38 p.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0145

Sponsored by: County Executive FitzGerald/Department of Public Works/County Engineer and Councilmember Germana	A Resolution authorizing the appropriation of certain real property for the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn, directing the County Executive to proceed with the acquisition of land required for public highway purposes, authorizing the Fiscal Officer to prepare the necessary vouchers payable to the Administrative Judge, Probate Court of Cuyahoga County; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, on April 12, 2011, this Council adopted Resolution No. R2011-0163, which authorized the County Executive to acquire the necessary Right-of-Way to proceed with the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn, Ohio; and,

WHEREAS, upon receiving the necessary authorization to proceed with acquisition of Right-of-Way, a fair market analysis was conducted and fee appraisals were made; and

WHEREAS, the County's agent, O.R. Colan Associates, endeavored to acquire the necessary parcels through voluntary negotiation and settlement efforts with the property owners, but has reported that equitable settlement agreements could not be reached on the properties set forth below; and,

WHEREAS, the Department of Public Works has requested that the County appropriate certain property rights required for highway purposes for the above described improvement, identified as the following parcels of land:

Parcel No.: 11-T, a temporary easement over 515 sq. ft. to replace the private driveway
Owners: Stamatios E. Vasdekis, a/k/a Stomatios E. Vasdekis, and Evangelia S. Vasdekis (deceased), Husband & Wife
Fair Market Value Estimate: \$360.00

Parcel No.: 74-T, a temporary easement over 561 sq. ft. to replace the private driveway
Owners: Lynn C. Murphy, and spouse, Thomas C. Murphy
Fair Market Value Estimate: \$400.00

Parcel No.: 112-T, a temporary easement over 31 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk
Owner: Tuyet Nguyen a/k/a Tuyet Y. Nguyen, single or spouse unknown
Fair Market Value Estimate: \$300.00

Parcel No.: 115-T, a temporary easement over 18 sq. ft. which includes the removal of a commercial sign, to install ADA curb ramps and reconstruct the public sidewalk
Owner: Tuyet Nguyen a/k/a Tuyet Y. Nguyen, single or spouse unknown
Fair Market Value Estimate \$3,030.00; and,

WHEREAS, the necessity for the immediate effectiveness of this Resolution is established because federal funds are being utilized for Right-of-Way acquisition on this project and the County is required to progress on schedule for the project in order to maintain project funding deadlines; and,

WHEREAS, the Right-of-Way cannot be certified to the Ohio Department of Transportation as being ready for construction unless and until all Right-of-Way parcels have been acquired either by agreement or by the filing of a petition for appropriation together with a check in the amount of the Fair Market Value Estimate made payable to the Cuyahoga County Probate Court, in the Cuyahoga County Probate Court.

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

SECTION 1. That certain real property as required for the reconstruction of Ridge Road from Interstate 480 to Memphis Avenue in the City of Brooklyn, Ohio, as described below be, and the same is, hereby declared necessary to appropriate for public use, more specifically for the purpose of making or repairing roads which shall be open to the public, without charge. Such property is described as follows:

Parcel No.: 11-T, a temporary easement over 515 sq. ft. to replace the private driveway
Owners: Stamatios E. Vasdekis, a/k/a Stomatios E. Vasdekis, and Evangelia S. Vasdekis (deceased), Husband & Wife
Fair Market Value Estimate: \$360.00

Parcel No.: 74-T, a temporary easement over 561 sq. ft. to replace the private driveway
Owners: Lynn C. Murphy, and spouse, Thomas C. Murphy
Fair Market Value Estimate: \$400.00

Parcel No.: 112-T, a temporary easement over 31 sq. ft. to install ADA curb ramps and reconstruct the public sidewalk

Owner: Tuyet Nguyen a/k/a Tuyet Y. Nguyen, single or spouse unknown
Fair Market Value Estimate: \$300.00

Parcel No.: 115-T, a temporary easement over 18 sq. ft. which includes the removal of a commercial sign, to install ADA curb ramps and reconstruct the public sidewalk

Owner: Tuyet Nguyen a/k/a Tuyet Y. Nguyen, single or spouse unknown
Fair Market Value Estimate \$3,030.00

SECTION 2. That the County Executive, through the Department of Public Works, be, and is, hereby directed to proceed with filing the necessary action to acquire the property as described above.

SECTION 3. That the County Fiscal Officer be, and is, hereby authorized to prepare the necessary vouchers in the amount of the Fair Market Value Estimates listed above, made payable to the Administrative Judge, Probate Court of Cuyahoga County, said vouchers to be deposited with the Probate Court at the time of filing the petitions to appropriate.

SECTION 4. That the Clerk of Council is hereby directed to transmit copies of this Resolution upon its approval by the County Executive to Bonita Teeuwen, P.E., Director of Public Works and to Wade Steen, County Fiscal Officer.

SECTION 5. That it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to assure that work on the improvement can commence during the prime construction season. Otherwise, any delay in commencement of the work may cause delay to the work and result in significant cost increases to the County. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 6. That 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

Deputy Clerk of Council

Date

First Reading/Referred to Committee: July 24, 2012

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

Journal _____
_____, 2012

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0146

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution making an award on RQ23731 to Layne Inliner, LLC, in the amount not-to-exceed \$3,006,100.00 for the 2012 Sewer Lining Program for various County sewer districts, and authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution.
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WHEREAS, the County Executive/Department of Public Works/Sanitary Engineering Division has recommended an award on RQ23731 to Layne Inliner, LLC in the amount not-to-exceed \$3,006,100.00 for the 2012 Sewer Lining Program for various County sewer districts; and

WHEREAS, the authority to advertise for bid proposals was approved through Deputy Chief Approval No. DC2012-72; and

WHEREAS, the bids were received on May 23, 2012, and the Office of Procurement and Diversity (“OPD”) waived the Small Business Enterprise goal; and,

WHEREAS, nine (9) proposals were pulled from OPD, four (4) bids were submitted for review, and an award recommendation was made to the lowest bidder; and

WHEREAS, the County tabulated the extension of the unit bid prices submitted by each bidder and verified the accuracy of the total amounts and determined Layne Inliner, LLC to be the lowest qualified bidder; and

WHEREAS, the contractor for the project is Layne Inliner, LLC, which is located at 4143 Weaver Court South, Hilliard, Ohio 443026; various Council Districts, and

WHEREAS, the funding for this project is from Sewer District Cash Balances.

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

SECTION 1. The Cuyahoga County Council hereby approves the County Executive’s recommendation and authorizes an award on RQ23731 to Layne Inliner, LLC in the amount not-to-exceed \$3,006,100.00 for the 2012 Sewer Lining Program for various County sewer districts.

SECTION 2. The County Executive is hereby authorized to execute the contract and all other documents consistent with the award and this Resolution.

