



AGENDA
CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE
MEETING
WEDNESDAY, MARCH 6, 2013
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 FEBRUARY 20, 2013 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
 - a) R2013-0036: A Resolution declaring that public convenience and welfare requires replacement of Boston Road Culvert 07.74 in the City of Broadview Heights; total estimated construction cost \$780,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.
 - b) R2013-0037: A Resolution making an award on RQ25797 to Karvo Paving, Co. in the amount not-to-exceed \$1,345,636.15 for resurfacing Columbus Road from Center Street to West 25th Street 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 an application for allocation from County Motor Vehicle \$7.50 License Tax Funds in the amount of \$1,076,508.92 to fund said contract;

and declaring the necessity that this Resolution become immediately effective.

- c) R2013-0040: A Resolution making an award on RQ25951 to Great Lakes Petroleum Co. in the amount not-to-exceed \$1,272,000.00 for middle distillates for various County facilities for the Department of Public Works for the period 5/1/2013 - 4/30/2015; 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) R2013-0041: A Resolution making an award on RQ25945 to Great Lakes Petroleum Co. in the amount not-to-exceed \$1,272,000.00 for gasoline for various County facilities for the Department of Public Works for the period 5/1/2013 - 4/30/2015; 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.

- e) O2013-0009: An Ordinance establishing the Cuyahoga Countywide Preventive Maintenance Program, and declaring the necessity that this Ordinance become immediately effective.

6. MISCELLANEOUS BUSINESS

- a) Overview of sanitary and facility projects-Bonnie Teeuwen, Director of Public Works

7. OTHER PUBLIC COMMENT

8. ADJOURNMENT

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



MINUTES

CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE MEETING

**WEDNESDAY, FEBRUARY 20, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
11:00 AM**

1. CALL TO ORDER

Chairman Jones called the meeting to order at 11:38 a.m.

2. ROLL CALL

Mr. Jones asked Assistant Deputy Clerk Carter to call the roll. Committee members Jones and Miller were in attendance and a quorum was not determined. Committee members Germana, Conwell and Simon were absent from the meeting.

In accordance with Rule 12F of the County Council Rules, Council President Connally appointed herself as a Member Pro Tem of the Public Works, Procurement & Contracting Committee. A quorum was then determined.

3. PUBLIC COMMENT RELATED TO THE AGENDA

No public comments were given.

4. APPROVAL OF MINUTES FROM THE FEBRUARY 13, 2013 MEETING

A motion was made by Mr. Jones, seconded by Mr. Miller and approved by majority vote to approve the minutes of the February 13, 2013 meeting, with Ms. Connally abstaining from the vote.

5. MATTERS REFERRED TO COMMITTEE

- a) R2013-0026: A Resolution making an award on RQ25869 to Perk Company, Inc. in the amount not-to-exceed \$4,049,718.40 for

resurfacing Ontario Street from Lakeside Avenue to approximately 900' north of Carnegie Avenue and East 9th Street from North Marginal Road to Carnegie 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 an application for allocation from County Motor Vehicle \$5.00 License Tax Funds in the amount of \$4,049,718.40 to fund said contract; and declaring the necessity that this Resolution become immediately effective.

Mr. Stan Kosilesky, Chief Deputy Engineer; Mr. Jamal Husani, Chief Transportation/Traffic Engineer; and Ms. Lenora Lockett, Director of the Office of Procurement and Diversity, addressed the Committee regarding Resolution No. R2013-0026. Discussion ensued.

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

On a motion by Mr. Jones with a second by Ms. Connally, Resolution No. R2013-0026 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.

- b) O2013-0007: An Ordinance establishing the Cuyahoga Countywide Inspection Program; authorizing the County Executive to execute agreements with participating municipalities; and declaring the necessity that this Ordinance become immediately effective.

Mr. Kosilesky and Ms. Anka Davis, Assistant Law Director, addressed the Committee regarding Ordinance No. O2013-0007. Discussion ensued.

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

Mr. Jones introduced a proposed substitute to Ordinance No. O2013-0007. Discussion ensued.

A motion was made by Ms. Connally, seconded by Mr. Miller and approved by unanimous vote to accept the proposed substitute to Ordinance No. O2013-0007.

On a motion by Ms. Connally with a second by Mr. Miller, Ordinance No. O2013-0007 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading, as substituted.

6. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

7. OTHER PUBLIC COMMENT

No public comments were given.

8. ADJOURNMENT

With no further business to discuss, Chairman Jones adjourned the meeting at 12:04 p.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0036

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution declaring that public convenience and welfare requires replacement of Boston Road Culvert 07.74 in the City of Broadview Heights; total estimated construction cost \$780,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires replacement of Boston Road Culvert 07.74 in the City of Broadview Heights; and

WHEREAS, the anticipated construction cost for the replacement is \$780,000.00; and

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

WHEREAS, the design of this project will be funded 60% with the County's Road and Bridge Fund and 40% from Broadview Heights. The construction of the project will be funded 80% with the County's Road and Bridge Fund and 40% from Broadview Heights; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure for which the County is responsible; and

WHEREAS, the location of the project is Boston Road Culvert 07.74 in the City of Broadview Heights, Council District 6; and

WHEREAS, the anticipated start date for construction of this project is 2014; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby declares that public convenience and welfare requires replacement of Boston Road Culvert 07.74 in the City of Broadview Heights.

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

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

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the 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: February 26, 2013
Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0037

<p>Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer</p>	<p>A Resolution making an award on RQ25797 to Karvo Paving, Co. in the amount not-to-exceed \$1,345,636.15 for resurfacing Columbus Road from Center Street to West 25th Street 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 an application for allocation from County Motor Vehicle \$7.50 License Tax Funds in the amount of \$1,076,508.92 to fund said contract; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Public Works/ Division of County Engineer has recommended an award on RQ25797 to Karvo Paving, Co. in the amount not-to-exceed \$1,345,636.15 for resurfacing Columbus Road from Center Street to West 25th Street in the City of Cleveland; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure for which the County is responsible; and

WHEREAS, the funding for this project is as follows: (a) 80% will be paid from the County's \$7.50 Vehicle License Tax Fund, and (b) 20% will be paid by the City of Cleveland; and

WHEREAS, construction for this project is scheduled to begin in June of 2013 and will be completed in September of 2013; 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 RQ25797 to Karvo Paving, Co. in the amount not-to-exceed \$1,345,636.15 for resurfacing Columbus Road from Center Street to West 25th Street in the City of Cleveland.

SECTION 2. That the County Executive is authorized to execute a contract in connection with said award and all documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

_____ Date

_____ Date

_____ Date

First Reading/Referred to Committee: February 26, 2013
Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0040

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Procurement & Diversity	A Resolution making an award on RQ25951 to Great Lakes Petroleum Co. in the amount not-to-exceed \$1,272,000.00 for middle distillates for various County facilities for the Department of Public Works for the period 5/1/2013 - 4/30/2015; 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.
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WHEREAS, the County Executive FitzGerald/Fiscal Officer/Office of Procurement & Diversity has recommended an award on RQ25951 to Great Lakes Petroleum Co. in the amount not-to-exceed \$1,272,000.00 for middle distillates for various County facilities for the Department of Public Works for the period 5/1/2013 - 4/30/2015; and

WHEREAS, the primary goal of this project is to obtain the best possible pricing for furnishing middle distillates (diesel fuel) for a 2-year term; and

WHEREAS, this project is funded 100% by the General Fund with the schedule of payments by invoice; and

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

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ25951 to Great Lakes Petroleum Co. in the amount not-to-exceed \$1,272,000.00 for middle distillates for various County facilities for the Department of Public Works for the period 5/1/2013 - 4/30/2015.

SECTION 2. That the County Executive is authorized to execute a contract in connection with said award and all documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: February 26, 2013

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

Journal _____

_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0041

Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Procurement & Diversity	A Resolution making an award on RQ25945 to Great Lakes Petroleum Co. in the amount not-to-exceed \$1,272,000.00 for gasoline for various County facilities for the Department of Public Works for the period 5/1/2013 - 4/30/2015; 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.
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WHEREAS, the County Executive FitzGerald/Fiscal Officer/Office of Procurement & Diversity has recommended an award on RQ25945 to Great Lakes Petroleum Co. in the amount not-to-exceed \$1,272,000.00 for gasoline for various County facilities for the Department of Public Works for the period 5/1/2013 - 4/30/2015; and

WHEREAS, the primary goal of this project is to obtain the best possible pricing for supply of gasoline for a 2-year term; and

WHEREAS, this project is funded 100% by the General Fund with the schedule of payments by invoice; and

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

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

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ25945 to Great Lakes Petroleum Co. in the amount not-to-exceed \$1,272,000.00 for gasoline for various County facilities for the Department of Public Works for the period 5/1/2013 - 4/30/2015.

SECTION 2. That the County Executive is authorized to execute a contract in connection with said award and all documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

_____ Date

County Council President

_____ Date

County Executive

_____ Date

Clerk of Council

First Reading/Referred to Committee: February 26, 2013
 Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
 _____, 20__

County Council of Cuyahoga County, Ohio

Ordinance No. O2013-0009

Sponsored by: County Executive FitzGerald/Department of Public Works	An Ordinance establishing the Cuyahoga Countywide Preventive Maintenance Program, and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Cuyahoga County Charter Section 3.09, Subsection 8 provides that the powers of the County Council include the ability to adopt legislation “to cooperate or join by contract with any municipality, county, state or political subdivision or agency thereof, for the planning, development, construction, acquisition or operation of any public improvement or facility, or for providing a common service, and to provide the terms upon which the County shall perform any of the services and functions of any other county or any municipality or other political subdivision;” and,

WHEREAS, pursuant to the Ohio Revised Code 302.21, the County may enter into an agreement with any municipal corporation to perform any function, or render any service, on behalf of the contracting subdivision or its legislative authority; and,

WHEREAS, through the Cuyahoga Countywide Preventive Maintenance Program, the County will perform certain preventive maintenance services relating to roadways, as outlined in the individual agreements with the participating municipalities; and,

WHEREAS, the services provided under the Cuyahoga Countywide Preventive Maintenance Program may include, but are not necessarily limited to, the following tasks: sidewalk repairs, curb ramp repairs, rebuilding catch basins/manholes, pavement striping, crack sealing and street sweeping; and,

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can commence and continue on behalf of the various municipalities within the County’s jurisdiction.

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

SECTION 1. There is hereby established the Cuyahoga Countywide Preventive Maintenance Program to provide preventive maintenance services relating to roadways with the participating municipalities. The Department of Public Works shall administer the program.

SECTION 2. The services provided under the Cuyahoga Countywide Preventive Maintenance Program may include, but are not necessarily limited to, the following tasks: sidewalk repairs, curb ramp repairs, rebuilding of catch basins/manholes, pavement striping, crack sealing and street sweeping.

SECTION 3. All contracts and agreements under the Cuyahoga Countywide Preventive Maintenance Program shall be reviewed and approved by the appropriate approval authority depending on the monetary threshold of each such contract or agreement in accordance with the Cuyahoga County Contracting and Purchasing Procedures Ordinance.

SECTION 4. It is necessary that this Ordinance become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. It is found and determined that all formal actions of this Council relating to the adoption of this Ordinance 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 Ordinance was duly enacted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: February 26, 2013
Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 20__