



**AGENDA**  
**CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE**  
**MEETING**  
**WEDNESDAY, MAY 22, 2013**  
**CUYAHOGA COUNTY JUSTICE CENTER**  
**COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR**  
**11:00 AM**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT RELATED TO THE AGENDA**
- 4. APPROVAL OF MINUTES FROM THE MAY 1, 2013 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
  - a) R2013-0094: A Resolution authorizing the reversal of a 1998 parcel swap with the Cuyahoga Metropolitan Housing Authority of Permanent Parcel Nos. 103-19-002 and 103-13-019; authorizing the County Executive to execute all documents necessary for the conveyance of said parcels and consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
  - b) R2013-0095: A Resolution authorizing the appropriation of real property in connection with right-of-way plans as set forth in Plat No. M-5010 for reconfiguration of the Warrensville Center Road/Van Aken Boulevard/ Chagrin Boulevard/Northfield Road Intersection in the City of Shaker Heights and Village of Highland Hills; directing the County Executive to proceed with the acquisition of real property required for public highway purposes; authorizing the Fiscal Officer to issue the monetary warrant to be deposited with the Probate Court of Cuyahoga County in an amount that is equal to the fair market value of the

property; and declaring the necessity that this Resolution become immediately effective:

1) Parcel No(s): 4-WD & T  
Permanent Parcel No.: 751-01-015  
Owner: Shaker Place VOA Affordable Housing L.P., an Ohio Limited Partnership  
Approved Appraisal (Fair Market Value Estimate): \$899,300.00

- c) R2013-0096: A Resolution authorizing an amendment to Contract No. CE0300328-01 with Stonebridge Center, LLC for lease of office space located at 2100 Superior Viaduct, Cleveland, for the period 8/1/2003 - 7/31/2013 to extend the time period to 9/30/2014 and for additional funds in the amount of \$712,141.78; 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.
- d) R2013-0097: A Resolution making an award on RQ25309 to The Osborn Engineering Company in the amount not-to-exceed \$1,289,082.00 for facility assessment services of the Cuyahoga County Justice Center Complex; 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) R2013-0098: A Resolution making an award on RQ26347 to Spectra Contract Flooring in the amount not-to-exceed \$907,086.98 for flooring at various County buildings for the period 6/1/2013 - 5/31/2014; 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.

## **6. MISCELLANEOUS BUSINESS**

## **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, MAY 1, 2013  
CUYAHOGA COUNTY JUSTICE CENTER  
COUNCIL CHAMBERS – 1<sup>ST</sup> FLOOR  
11:00 AM

#### 1. CALL TO ORDER

**Chairman Jones called the meeting to order at 11:07 a.m.**

#### 2. ROLL CALL

**Mr. Jones asked Assistant Deputy Clerk Carter to call the roll. Committee members Jones, Germana, Conwell, Miller and Simon were in attendance and a quorum was determined. Councilmember Rogers was also in attendance.**

#### 3. PUBLIC COMMENT RELATED TO THE AGENDA

**No public comments related to the agenda were given.**

#### 4. APPROVAL OF MINUTES FROM THE APRIL 17, 2013 MEETING

**A motion was made by Mr. Miller, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the April 17, 2013 meeting.**

#### 5. MATTERS REFERRED TO COMMITTEE

- a) R2013-0080: A Resolution declaring that public convenience and welfare requires resurfacing of Mayfield Road from the Cleveland Heights West Corporation Line to the East Corporation Line in the City of Cleveland Heights; total estimated construction cost \$3,888,225.00; 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.

**Mr. Stan Kosilesky, Planning and Finance Administrator, and Mr. Jamal Husani, Chief Transportation/Traffic Engineer, addressed the Committee regarding Resolution No. R2013-0080. Discussion ensued.**

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

**On a motion by Mr. Jones with a second by Mr. Germana, Resolution No. R2013-0080 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.**

**Councilmember Rogers requested to have his name added as an additional co-sponsor to the legislation.**

- b) R2013-0081: A Resolution declaring that public convenience and welfare requires resurfacing of Monticello Boulevard from Belvoir Road to Noble Road in the City of Cleveland Heights; total estimated construction cost \$998,350.00; 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.

**Mr. Kosilesky, Mr. Husani and Ms. Lenora Lockett, Director of the Office of Procurement and Diversity, addressed the Committee regarding Resolution No. R2013-0081. Discussion ensued.**

**Committee members and Councilmembers 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 Mr. Germana, Resolution No. R2013-0081 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.**

**Councilmember Rogers requested to have his name added as an additional co-sponsor to the legislation.**

- c) R2013-0082: A Resolution authorizing participation in the Ohio Department of Transportation Cooperative Purchasing Program for the period 5/1/2013 - 4/30/2015, in accordance with Ohio Revised Code Section 5513.01(B); and declaring the necessity that this Resolution become immediately effective.

**Ms. Lockett addressed the Committee regarding Resolution No. R2013-0082. Discussion ensued.**

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

**On a motion by Mr. Jones with a second by Mr. Miller, Resolution No. R2013-0082 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.**

#### 6. MISCELLANEOUS BUSINESS

**Mr. Germana updated the Committee regarding the SBE Grievance hearing that was held on April 24, 2013.**

#### 7. OTHER PUBLIC COMMENT

**No public comments were given.**

#### 8. ADJOURNMENT

**With no further business to discuss and on a motion by Mr. Jones with a second by Mr. Germana, the meeting was adjourned at 11:33 a.m., without objection.**

# County Council of Cuyahoga County, Ohio

## Resolution No. R2013-0094

Sponsored by: <b>County Executive FitzGerald/Department of Public Works</b>	<b>A Resolution</b> authorizing the reversal of a 1998 parcel swap with the Cuyahoga Metropolitan Housing Authority of Permanent Parcel Nos. 103-19-002 and 103-13-019; authorizing the County Executive to execute all documents necessary for the conveyance of said parcels and consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, in 1998, the Cuyahoga Metropolitan Housing Authority (“CMHA”) exchanged parking lot parcels of property with Cuyahoga County at Olde Cedar Estate and the former Juvenile Court facility at E 22<sup>nd</sup> Street and Cedar Ave. (the “1998 property swap”); and,

WHEREAS, CMHA quitclaimed a parking lot on the northwest corner of Olde Cedar (PPN 103-19-002) to the County, and the County quitclaimed a parking lot parcel on the north side of Cedar Avenue (PPN 103-13-019), to CMHA; and

WHEREAS, neither of the parties ever started using their newly acquired properties, and both continued to use the lots previously owned by them. Thus although the property ownership technically changed, the use or possession of the lots did not change; and

WHEREAS, the County has since built a new juvenile court facility and vacated the old juvenile court facility; and

WHEREAS, the parties have concluded that the best solution would be to “reverse” the 1998 land exchange so each party would again own record title to the parking lot each one actually used; 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 authorizes the reversal of the 1998 property swap and the conveyance of the parking lot parcel in the northwest corner of Olde Cedar (PPN 103-19-002) to CMHA in exchange for CMHA's return of the parking lot parcel on the north side of Cedar Avenue (PPN 103-13-019) to the County.

**SECTION 2.** That the County Executive or his authorized designee is authorized to 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 and facilitate the issuance of title insurance with respect thereto, (ii) all other and further documents, instruments, certificates, agreements, amendments, assignments, subleases, 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.

**SECTION 3.** That all documents to be executed in connection with this transaction 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 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: May 14, 2013  
Committee(s) Assigned: Public Works, Procurement & Contracting

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



# County Council of Cuyahoga County, Ohio

## Resolution No. R2013-0095

<p>Sponsored by: <b>County Executive FitzGerald/Department of Public Works/Division of County Engineer</b></p>	<p><b>A Resolution</b> authorizing the appropriation of real property in connection with right-of-way plans as set forth in Plat No. M-5010 for reconfiguration of the Warrensville Center Road/Van Aken Boulevard/ Chagrin Boulevard/Northfield Road Intersection in the City of Shaker Heights and Village of Highland Hills; directing the County Executive to proceed with the acquisition of real property required for public highway purposes; authorizing the Fiscal Officer to issue the monetary warrant to be deposited with the Probate Court of Cuyahoga County in an amount that is equal to the fair market value of the property; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, on September 27, 2011, County Council adopted Resolution No. R2011-0275, which authorized the County Executive to acquire the necessary Right-of-Way to proceed with the reconfiguration of the Warrensville Center Road/Van Aken Boulevard/Chagrin Boulevard/Northfield Road intersection in the City of Shaker Heights and the Village of Highland Heights; and,

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

WHEREAS, the County's agent, O.R. Colan Associates, together with the County and City of Shaker Heights, has endeavored to acquire the necessary parcels through voluntary negotiation and settlement efforts with the property owner, but equitable settlement agreements could not be reached on the property 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(s): 4-WD, warranty deed and T, temporary easement  
Owner(s): Shaker Place VOA Affordable Housing L.P., and Ohio Limited Partnership.  
Approved Appraisal (Fair Market Value Estimate): \$899,300.00; 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 certain real property as required for the reconfiguration of the Warrensville Center Road/Van Aken Boulevard/ Chagrin Boulevard/Northfield Road Intersection in the City of Shaker Heights and Village of Highland Hill, 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(s): 4-WD, warranty deed and T, temporary easement  
Owner(s): Shaker Place VOA Affordable Housing L.P., and Ohio Limited Partnership.  
Approved Appraisal (Fair Market Value Estimate): \$899,300.00.

**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 issue the monetary warrant in the amount of the Fair Market Value Estimates listed above, made payable to the Cuyahoga County Probate Court, said warrant to be deposited with the Probate Court at the time of filing the petitions to appropriate.

**SECTION 4.** That the Clerk of Council his 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.** 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 6.** It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the

Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Yeas:

Nays:

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

\_\_\_\_\_  
Date

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

\_\_\_\_\_  
Date

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

\_\_\_\_\_  
Date

First Reading/Referred to Committee: May 14, 2013

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

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

# County Council of Cuyahoga County, Ohio

## Resolution No. R2013-0096

Sponsored by: <b>County Executive FitzGerald/Department of Public Works</b>	<b>A Resolution</b> authorizing an amendment to Contract No. CE0300328-01 with Stonebridge Center, LLC for lease of office space located at 2100 Superior Viaduct, Cleveland, for the period 8/1/2003 - 7/31/2013 to extend the time period to 9/30/2014 and for additional funds in the amount of \$712,141.78; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works has submitted a request to amend Contract No. CE0300328-01 with Stonebridge Center, LLC fka Stonebridge Center LTD for lease of office space located at 2100 Superior Viaduct, Cleveland, for the period 8/1/2003 - 7/31/2013 to extend the time period to 9/30/2014, and for additional funds in the amount of \$712,141.78; and

WHEREAS, the term of the lease is fourteen (14) months from 08/01/2013 – 9/30/2014; and

WHEREAS, this project will be funded 100% by the General Fund; 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 the County.

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

**SECTION 1.** The County Council hereby approves the amendment to Contract No. CE0300328-01 with Stonebridge Center, LLC fka Stonebridge Center LTD for lease of office space located at 2100 Superior Viaduct, Cleveland, for the period 8/1/2003 - 7/31/2013 to extend the time period to 9/30/2014, and for additional funds in the amount of \$712,141.78.

**SECTION 2.** That the County Executive is authorized to execute all documents required in connection with said amendment.

**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.



# County Council of Cuyahoga County, Ohio

## Resolution No. R2013-0097

Sponsored by: <b>County Executive FitzGerald/Department of Public Works</b>	<b>A Resolution</b> making an award on RQ25309 to The Osborn Engineering Company in the amount not-to-exceed \$1,289,082.00 for facility assessment services of the Cuyahoga County Justice Center Complex; 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/Department of Public Works has recommended an award on RQ25309 to Osborn Engineering Company in the amount not-to-exceed \$1,289,082.00 for facility assessment services of the Cuyahoga County Justice Center Complex; and

WHEREAS, the primary goals of this project are to assess and make recommendations for upgrades for the design and construction of the physical aspects of the Justice Center Complex; and

WHEREAS, the objective of the Facility Assessment is to develop a comprehensive capital plan for modifications to the Justice Center Complex to enable it to function properly over the next decades; and

WHEREAS, the funding for this project is as follows: (a) the County will pay \$1,014,250.00, and (b) \$274,832.00 will be paid by the City of Cleveland; and

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

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

**SECTION 1.** That the Cuyahoga County Council hereby makes an award on RQ25309 to Osborn Engineering Company in the amount not-to-exceed \$1,289,082.00 for facility assessment services of the Cuyahoga County Justice Center Complex.



# County Council of Cuyahoga County, Ohio

## Resolution No. R2013-0098

Sponsored by: <b>County Executive FitzGerald/Department of Public Works</b>	<b>A Resolution</b> making an award on RQ26347 to Spectra Contract Flooring in the amount not-to-exceed \$907,086.98 for flooring at various County facilities for the period 6/1/2013 - 5/31/2014; 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/Department of Public Works has recommended an award on RQ26347 to Spectra Contract Flooring in the amount not-to-exceed \$907,086.98 for flooring at various County facilities for the period 6/1/2013 - 5/31/2014; and

WHEREAS, the funding for this project is from the Capital Project Future Debt Issue; 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 the County.

**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 RQ26347 to Spectra Contract Flooring in the amount not-to-exceed \$907,086.98 for flooring at various County facilities for the period 6/1/2013 - 5/31/2014.

**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



