



## **MINUTES**

### **CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING COMMITTEE MEETING**

**WEDNESDAY, MARCH 30, 2016**

**CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS**

**C. ELLEN CONNALLY COUNCIL CHAMBERS – 4<sup>TH</sup> FLOOR**

**10:00 AM**

#### **1. CALL TO ORDER**

**Chairman Germana called the meeting to order at 10:04 a.m.**

#### **2. ROLL CALL**

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

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

**Mr. Russell O'Rourke addressed the Committee regarding Ordinance No. O2016-0006, an Ordinance enacting Chapters 507 and 508 of the Cuyahoga County Code to establish the County's Risk Management procedures and performance bond and insurance requirements.**

**Mr. Christopher Nance addressed the Committee regarding Ordinance No. O2016-0007, an Ordinance enacting Chapter 510 of the Cuyahoga County Code to establish the Cuyahoga County Business Economic Inclusion Program.**

#### **4. APPROVAL OF MINUTES FROM THE MARCH 23, 2016 MEETING**

**A motion was made by Mr. Greenspan, seconded by Mr. Miller and approved by unanimous vote to approve the minutes of the March 23, 2016 meeting.**

5. MATTERS REFERRED TO COMMITTEE

- a) R2016-0063: A Resolution authorizing a First Amendment to Agreement of Sublease with Ohio Department of Rehabilitation and Correction and consented to by Ohio Public Facilities Commission pertaining to the financing of a portion of the cost of the Cuyahoga County Community-based Correctional Facility Project, by changing the aggregate amount of project costs to be paid for or reimbursed from the Adult Correctional Building Fund from \$10,800,000.00 to \$10,842,265.00; 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.

**No legislative action was taken on Resolution No. R2016-0063.**

- b) R2016-0065: A Resolution making an award on RQ35947 to The C. A. Agresta Construction Co. in the amount not-to-exceed \$1,188,333.50 for 2016 Operations Resurfacing Program – Group 1, located in various municipalities; 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:
- 1) Eddy Road from St. Clair Avenue to Interstate 90 in the City of Cleveland.
  - 2) East 152<sup>nd</sup> Street from Coit Avenue to Woodworth Avenue in the City of East Cleveland.

**Mr. Michael Dever, Director of the Department of Public Works, addressed the Committee regarding Resolution No. R2016-0065. Discussion ensued.**

**Committee members and Councilmembers asked questions of Mr. Dever pertaining to the item, which he answered accordingly.**

**On a motion by Mr. Germana with a second by Mr. Miller, Resolution No. R2016-0065 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) R2016-0066: A Resolution making an award on RQ36083 to Chagrin Valley Paving, Inc. in the amount not-to-exceed \$1,194,726.75 for 2016 Operations Resurfacing Program – Group 3, located in various municipalities; 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:

- 1) Emery Road from Warrensville Center Road to Northfield Road in the Village of North Randall.
- 2) Miles Road from Interstate 480 to North Randall East Corporation Line in the Village of North Randall.
- 3) Solon Road from Bedford Heights West Corporation Line to Bedford Heights East Corporation Line in the City of Bedford Heights.

**Mr. Dever addressed the Committee regarding Resolution No. R2016-0066. Discussion ensued.**

**Committee members and Councilmembers asked questions of Mr. Dever pertaining to the item, which he answered accordingly.**

**On a motion by Mr. Germana with a second by Mr. Miller, Resolution No. R2016-0066 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) O2016-0004: An Ordinance enacting Sections 503.01(A) to 503.01(D) of the Cuyahoga County Code to expand the Small Business Enterprise Program to Allow Small Business Set Asides, and declaring the necessity that this Ordinance become immediately effective.

**Mr. Germana introduced a proposed substitute to Ordinance No. O2016-0004. Discussion ensued.**

**Mr. Michael King, Special Counsel; Mr. Joseph Boatwright, Chief Corporate Counsel; and Ms. Lenora Lockett, Director of the Office of Procurement & Diversity, addressed the Committee regarding Ordinance No. O2016-0004. Discussion ensued.**

**Committee members and Councilmembers asked questions of Mr. King, Mr. Boatwright and Ms. Lockett pertaining to the item, which they answered accordingly.**

**A motion was made by Mr. Germana and seconded by Mr. Miller to accept the proposed substitute.**

**A motion was then made by Mr. Miller, seconded by Ms. Conwell and approved by unanimous vote to amend Ordinance No. O2016-0004 by deleting “April 1, 2017” and inserting “April 1 of each year, starting in 2017,” in Section 503.08(E).**

**On a motion by Mr. Germana with a second by Mr. Miller, Ordinance No. O2016-0004 was considered and approved by unanimous vote to be referred to the full Council agenda for second reading, as substituted and amended.**

- e) O2016-0005: An Ordinance enacting Sections 503.02 to 503.07 of the Cuyahoga County Code to expand the Small Business Enterprise Program; and declaring the necessity that this Ordinance become immediately effective.

**No legislative action was taken on Ordinance No. O2016-0005.**

- f) O2016-0006: An Ordinance enacting Chapters 507 and 508 of the Cuyahoga County Code to establish the County’s Risk Management procedures and performance bond and insurance requirements, and declaring the necessity that this Ordinance become immediately effective.

**Mr. King addressed the Committee regarding Ordinance No. O2016-0006.  
Discussion ensued.**

**Committee members and Councilmembers asked questions of Mr. King pertaining to the item, which he answered accordingly.**

**Mr. Germana introduced a proposed substitute to Ordinance No. O2016-0006.  
Discussion ensued.**

**A motion was made by Ms. Simon, seconded by Mr. Miller and approved by unanimous vote to accept the proposed substitute.**

**A motion was then made by Ms. Simon, seconded by Ms. Conwell and approved by unanimous vote to amend Ordinance No. O2016-0006 by inserting “*from County Council*” in Section 207.03(A)(2).**

**Mr. David Wondolowski, Executive Secretary of the Cleveland Building and Trades Council; Ms. Darlene White, Deputy Director of Risk Management; and Mr. Boatwright addressed the Committee regarding Ordinance No. O2016-0006.  
Discussion ensued.**

**Committee members and Councilmembers asked questions of Mr. Wondolowski, Ms. White and Mr. Boatwright pertaining to the item, which they answered accordingly.**

**No further legislative action was taken on Ordinance No. O2016-0006.**

- g) O2016-0007: An Ordinance enacting Chapter 510 of the Cuyahoga County Code to establish the Cuyahoga County Business Economic Inclusion Program, and declaring the necessity that this Ordinance become immediately effective.

**No legislative action was taken on Ordinance No. O2016-0007.**

6. MISCELLANEOUS BUSINESS

**Mr. Dever and Ms. Nichole English, Transportation Planning Engineer, addressed the Committee regarding the County's Capital Improvements Road and Bridge Program. Discussion ensued.**

**Committee members and Councilmembers asked questions of Mr. Dever and Ms. English pertaining to the item, which they answered accordingly.**

**Mr. Germana announced that the next Public Works, Procurement & Contracting Committee meeting will be held on Wednesday, April 6, 2016 at 10:00 a.m.**

7. OTHER PUBLIC COMMENT

**No public comments were given.**

8. ADJOURNMENT

**With no further business to discuss, Chairman Germana adjourned the meeting at 12:19 p.m., without objection.**