

# County Council of Cuyahoga County, Ohio

## Resolution No. R2017-0180

Sponsored by: **County Executive Budish/Department of Public Works**

**A Resolution** authorizing an amendment to an agreement with Cleveland Thermal, LLC for central heating and cooling services (steam and chilled water) and other related services at various County facilities for the period 2/13/2018 - 12/31/2033 to add steam and chilled water services for the Virgil E. Brown Building, located at 1641 Payne Avenue, Cleveland, effective 2/13/2018; 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.

WHEREAS, the County Executive/Department of Public Works recommended an amendment to an agreement with Cleveland Thermal, LLC for central heating and cooling services (steam and chilled water) and other related services at various County facilities for the period 2/13/2018 - 12/31/2033 to add steam and chilled water services for the Virgil E. Brown Building, located at 1641 Payne Avenue, Cleveland, effective 2/13/2018; and

WHEREAS, the primary goal is to provide chilled water and steam services to the Virgil E. Brown Building; and

WHEREAS, the procurement of utilities services under these agreements is subject to annual appropriations; and

WHEREAS, the Director of Public Works estimates that the average annual expenditure for steam and chilled water services for Virgil E. Brown Building is \$327,054.00, with a total estimated expenditure of \$6,712,355.00 for the term of the agreement; and

WHEREAS, the County also agrees to contribute \$125,000.00 towards the capital costs for the installation of the chilled water connection/conversion; and

WHEREAS, this project is funded 100% by 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 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 an amendment to an agreement with Cleveland Thermal, LLC for central heating and cooling services (steam and chilled water) and other related services at various County facilities for the period 2/13/2018 - 12/31/2033 to add steam and chilled water services for the Virgil E. Brown Building, located at 1641 Payne Avenue, Cleveland, effective 2/13/2018.

**SECTION 2.** That the County Executive is authorized to execute the amendment and all other documents consistent with this Resolution.

**SECTION 3.** 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 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 Mr. Tuma, seconded by Mr. Miller, the foregoing Resolution was duly adopted.

Yeas: Jones, Brown, Houser, Simon, Baker, Miller, Tuma, Gallagher, Schron, Conwell and Brady

Nays: None

Dave R. Beal, 2/14/18  
County Council President Date

[Signature] 2-14-18  
County Executive Date

[Signature] 2/13/2018  
Clerk of Council Date

First Reading/Referred to Committee: October 10, 2017  
Committee(s) Assigned: Public Works, Procurement & Contracting

Legislation Amended in Committee: January 31, 2018

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