



**COMMISSIONERS**  
**Jimmy Dimora**  
**Timothy F. Hagan**  
**Peter Lawson Jones**

## **AGENDA ACTIONS**

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**Regular Meeting • Thursday, June 11, 2009 • 10:00 AM**

**The regular meeting of the Cuyahoga Board of County Commissioners was called to order at 10:20 a.m. Commissioners Jimmy Dimora, Timothy F. Hagan and Peter Lawson Jones were in attendance.**

**The June 11<sup>th</sup> meeting resulted in the following actions:**

1. Clerk of the Board, certifying and submitting the electronic record of proceedings from the 6/4/2009 meeting, in accordance with Ohio Revised Code Section 305.11.

**Considered and adopted by unanimous vote.**

2. Resolution: Supporting and partnering with the U.S. Census Bureau in our collective effort to make sure that everyone is counted in the 2010 U.S. Census.

**Considered and adopted by unanimous vote.**

### **INFRASTRUCTURE & DEVELOPMENT**

3. County Engineer, recommending awards to various property owners as settlement for property rights in connection with the grading, draining and paving of Bainbridge Road from S.O.M. Center Road to the Solon East Corporation Line in the City of Solon:

Parcel No(s).: 17T  
Owner(s): L.Y. & S. Rubinfeld  
Approved Appraisal (Fair Market Value Estimated): \$1,500.00

Parcel No(s).: 27T  
Owner(s): W.T. & M.A. Hartnett  
Approved Appraisal (Fair Market Value Estimated): \$1,125.00

Parcel No(s).: 49T-1 & T-2  
Owner(s): S.W. & R. Gebler  
Approved Appraisal (Fair Market Value Estimated): \$300.00

Parcel No(s).: 63T  
Owner(s): I.C. Kalman  
Approved Appraisal (Fair Market Value Estimated): \$2,150.00

Parcel No(s).: 64T  
Owner(s): L.K. Paczko  
Approved Appraisal (Fair Market Value Estimated): \$1,000.00

Parcel No(s).: 93T  
Owner(s): M.J. & G.A. Kuntz, Trustees of Trust Agreements dated 10/1/2004  
Approved Appraisal (Fair Market Value Estimated): \$1,550.00

Parcel No(s).: 105T  
Owner(s): F.A. & D. Sedivy  
Approved Appraisal (Fair Market Value Estimated): \$1,050.00

**Considered and adopted by unanimous vote.**

4. County Engineer, recommending the appropriation of property rights in connection with the grading, draining and paving of Bainbridge Road from S.O.M. Center Road to the Solon East Corporation Line in the City of Solon:

Parcel No(s).: 1D-T  
Owner(s): Wolis Inc., an Ohio Corporation  
Approved Appraisal (Fair Market Value Estimated): \$400.00

Parcel No(s).: 35T  
Owner(s): J.P. Nolan, Jr. & A.J. Kohler  
Approved Appraisal (Fair Market Value Estimated): \$1,750.00

Parcel No(s).: 40T  
Owner(s): D.M. Gubanyor  
Approved Appraisal (Fair Market Value Estimated): \$1,050.00

Parcel No(s).: 45T  
Owner(s): D. & L. Kowit  
Approved Appraisal (Fair Market Value Estimated): \$300.00

Parcel No(s).: 57T  
Owner(s): J.K. & M.Y. McNamara  
Approved Appraisal (Fair Market Value Estimated): \$3,100.00

**Considered and adopted by unanimous vote.**

5. County Engineer, submitting a Real Estate Agreement with Ohio Department of Transportation in the amount of \$600,000.00 for reimbursement of right-of-way acquisition costs in connection with the construction of a grade separation on Fitch Road over the Norfolk Southern Railroad in the City of Olmsted Falls and Olmsted Township.

**Considered and adopted by unanimous vote.**

6. County Engineer, submitting a Memorandum of Understanding with Ohio and Vicinity Regional Council of Carpenters, United Brotherhood of Carpenters and Joiners of America in connection with a collective bargaining agreement with Cleveland Building and Construction Trades Council covering two employees in two classifications for the period 1/1/2007 - 12/31/2009.

**Considered and adopted by unanimous vote.**

7. County Engineer, requesting authority to prepare an amendment (Subsidiary No. 3) to Contract No. CE0700473-01, 02 with Fabrizi Trucking & Paving Co., Inc. for realignment of the Bagley Road/Stearns Road Intersection and the resurfacing of Bagley Road from approximately 200 feet west of Stearns Road to approximately 2,400 feet east of Stearns Road in Olmsted Township for additional funds in the amount not-to-exceed \$27,503.91.

**Considered and adopted by unanimous vote.**

8. County Engineer, recommending awards to various consultant engineering firms, each in the amount not-to-exceed \$250,000.00, for various projects for the period 8/1/2009 - 7/31/2011: (Resolution No. 090904 - authority to seek proposals.)
- a) O. R. Colan Associates of Florida, LLC, for general right-of-way services.
  - b) Resource International, Inc. for construction material testing services.
  - c) Quality Control Inspection, Inc. for construction inspection services.

**Considered and adopted by unanimous vote.**

9. County Engineer, recommending an award:

a) on RQ14095 to Karvo Paving, Co. in the amount of \$2,213,351.74 for improvement of the Royalton Road/West 130th Street Intersection in the Cities of North Royalton and Strongsville.

**Considered and adopted by unanimous vote.**

10. County Engineer, recommending an award:

a) on RQ14139 to Lake Erie Construction Co. in the amount of \$289,825.00 for upgrading the Ohio and Erie Canalway America's Byway Signage Plan in the Cities of Brecksville, Cleveland, Garfield Heights and Independence; Villages of Brooklyn Heights, Cuyahoga Heights, Valley View and Newburgh Heights and Counties of Summit, Stark and Tuscarawas.

**Considered and adopted by unanimous vote.**

11. County Engineer/Sanitary Engineering Division, recommending to amend Resolution No. 084504 dated 10/28/2008, which amended Resolution No. 083604 dated 8/21/2008, which fixed rates and directed the County Sanitary Engineer to prepare sewer maintenance and/or sewerage treatment rates for County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 20, 21 and 22 and for the City of Pepper Pike, by decreasing the sewer maintenance rate (per front foot) from 1.00 to .80 and by adding a storm sewer maintenance rate (per front foot) of .20 for the City of Garfield Heights, effective 7/1/2009.

**Considered and adopted by unanimous vote.**

12. Department of Development, submitting an agreement with U.S. Department of Housing and Urban Development in the amount of \$1,420,000.00 for loan guarantee assistance under Section 108 for various projects; requesting authority for the Director to execute all subsequent documents required in connection with said projects.

**Considered and adopted by unanimous vote.**

13. Department of Development/Airport Division, submitting a permit with Next Level Sports Organization for use of a portion of the County Airport for practice sessions and matches for the period 7/1/2009 - 10/31/2009.

**Considered and adopted by unanimous vote.**

## **ADMINISTRATION & FINANCE**

14. Administrator's Office, recommending appointments to boards.

**The following recommendation was offered for consideration:**

**Greater Cleveland Media Development Corporation**

**Appointing**  
**James Herron**

**Term:**  
**June 1, 2009 - December 31, 2010**

**Considered and adopted by unanimous vote.**

15. Administrator's Office, recommending travel authority and staff development for various County employees and authority to pay expenses for dues for elected officials' memberships and County memberships.

**Considered and adopted by unanimous vote.**

16. Clerk of the Board, recommending various agreements, contracts and amendments for approval in accordance with Resolution No. 071152 dated 3/15/2007, which authorized the County Administrator to sign various documents approved by the Board. (A listing of the agreements, contracts and amendments follows the regular agenda as Items #A - Z.)

**All items were considered and adopted by unanimous vote, unless otherwise noted.**

17. Office of Human Resources, submitting personnel requests.

**Considered and adopted by unanimous vote.**

18. Department of Central Services, recommending payment of a claim from the County's Self-Insurance Fund in the amount of \$322.00 to S. Harper for vehicle damage.

**Considered and adopted by unanimous vote.**

19. Department of Central Services, submitting specifications and estimates of cost; requesting authority for the Director of the Office of Procurement & Diversity to advertise for bids:

a) on RQ14472 for construction services for the Courthouse Tower Interiors Project in connection with the Cuyahoga County Juvenile Justice Center Project for an estimated cost in the total amount not-to-exceed \$40,699,625.00:

- 1) General Trades in the amount of \$25,229,692.00.
- 2) Electrical Trades in the amount of \$7,700,927.00.
- 3) Heating, Ventilation and Air Conditioning in the amount of \$4,514,265.00.
- 4) Plumbing in the amount of \$1,744,336.00.
- 5) Fire Protection in the amount of \$767,905.00.
- 6) Kitchen Equipment in the amount of \$742,500.00.

**Considered and adopted by unanimous vote.**

20. Department of Central Services, requesting authority to prepare an amendment (Change Order No. 1) to Contract No. CE0701040-01 with Forest City Erectors, Inc. for structural steel and construction services in connection with the Cuyahoga County Juvenile Justice Center Project to change the scope of services, effective 12/6/2007, and for additional funds in the amount not-to-exceed \$877,339.00.

**Considered and adopted by unanimous vote.**

21. Department of Central Services, requesting authority to prepare an amendment (Change Order No. 1) to Contract No. CE0800334-01 with Phoenix Cement, Inc. for concrete for the Cuyahoga County Juvenile Justice Center Project to change the scope of services, effective 3/20/2008, and for additional funds in the amount of \$459,762.88.

**Considered and adopted by unanimous vote.**

22. Department of Central Services, submitting an amendment (Change Order No. 1) to Contract No. CE0600854-01 with Ozanne Construction Company Inc. for construction management services for the Cuyahoga County Juvenile Justice Center Project to change the scope of services, effective 7/1/2009, and for additional funds in the amount of \$1,643,651.00. (Resolution No. 092320 - authority to prepare.)

**Considered and adopted by unanimous vote.**

23. Office of Procurement & Diversity, recommending to declare various property as surplus County property no longer needed for public use; recommending to sell said property via internet auction, in accordance with Ohio Revised Code Section 307.12(E).

**Considered and adopted by unanimous vote.**

24. Office of Procurement & Diversity, requesting authority to participate in the Ohio Department of Transportation Cooperative Purchasing Program for the period 5/1/2009 - 4/30/2011, in accordance with Ohio Revised Code Section 5513.01(B).

**Considered and adopted by unanimous vote.**

25. Office of Procurement & Diversity, submitting specifications and estimate of cost; requesting authority for the Director to advertise for bids:

a) on RQ13633 for janitorial and chemical supplies for various County buildings for the Department of Central Services for the period 9/1/2009 - 8/31/2011 for an estimated cost in the amount not-to-exceed \$240,000.00.

**Considered and adopted by unanimous vote.**

26. Office of Procurement & Diversity, submitting specifications and estimate of cost; requesting authority for the Director to advertise for bids:

a) on RQ14423 for 2-Aluminum Truck Bodies with Canopy, mounted on Ford F-450, for the County Engineer/Sanitary Engineering Division for an estimated cost in the amount of \$39,000.00.

**Considered and adopted by unanimous vote.**

27. Office of Procurement & Diversity, recommending awards to various vendors:

**Veterans Service Commission**

a) on RQ14408 to CBS Outdoor, Inc. in the amount of \$66,996.00 for an advertising campaign for the Veterans Service Commission Outreach Program (Sole Source/ORC 307.86(B)).

**Information Services Center**

a) on RQ14226 to MNJ Technologies Direct in the amount of \$202,479.00 for computer hardware for use by the County Prosecutor (State Contract No. 534110/ORC 125.04(B)).

b) on RQ14232 to MNJ Technologies Direct in the amount of \$33,792.95 for computer hardware for use by the County Prosecutor (State Contract No. 534110/ORC 125.04(B)).

**Common Pleas Court and Court of Appeals**

a) on RQ14123 to West Publishing Corporation (6-2) in the amount of \$203,460.00 for electronic legal research services for the period 7/1/2009 - 6/30/2012.

**Considered and adopted by unanimous vote.**

28. Office of Budget & Management, submitting additional appropriations, appropriation transfers and cash transfers.

**Considered and adopted by unanimous vote.**

## **JUSTICE SERVICES**

29. County Coroner, requesting authority to submit a grant application to U.S. Department of Justice, Office of Justice Programs in the amount of \$2,657,988.00 for the Enhancing Forensic and Crime Scene Investigations Project for the Recovery Act: Edward Byrne Memorial Justice Assistance Grant Program for the period 8/1/2009 - 7/31/2011.

**Considered and adopted by unanimous vote.**

30. County Coroner, requesting authority to submit various grant applications for the FY2009 Paul Coverdell Forensic Science Improvement Grants Program for the period 10/1/2009 - 9/30/2010:

a) State of Ohio, Office of Criminal Justice Services in the amount of \$55,556.00 for the Professional Education/Accrediting Project.

b) U.S. Department of Justice, Office of Justice Programs, National Institute of Justice in the amount of \$125,000.00 for the Reducing Toxicology Turn-around Time Project.

**Considered and adopted by unanimous vote.**

31. County Prosecutor, recommending to employ Niki Schwartz, Esq. in the amount not-to-exceed \$15,000.00 for legal services in connection with Ohio Supreme Court Affidavit of Disqualification No. 09AP033 against Judge Joan Synenberg, in accordance with Ohio Revised Code Section 305.14.

**Considered and adopted by unanimous vote.**

32. County Prosecutor, recommending to employ the law firm of Walter & Haverfield, LLP, in the amount not-to-exceed \$5,000.00 for legal services in connection with County personnel matters, in accordance with Ohio Revised Code Section 305.14.

**Considered and adopted by unanimous vote.**

33. Common Pleas Court/Corrections Planning Board, submitting various grant agreements with Ohio Department of Rehabilitation and Correction for various programs for the period 7/1/2009 - 6/30/2010:

a) in the amount of \$2,814,123.00 for the Felony Diversion Program.

b) in the amount of \$1,366,173.00 for the Jail Misdemeanor Diversion Program.

**Considered and adopted by unanimous vote.**

34. Department of Justice Affairs, recommending:

a) to amend Resolution No. 091489 dated 4/16/2009, which made awards to various providers for the FY2008 Juvenile Justice and Delinquency Prevention Program for the period 1/1/2009 - 12/31/2009, by deleting the award to Connections: Health Wellness Advocacy in the amount not-to-exceed \$38,639.07 and by changing the total amount not-to-exceed from \$264,070.00 to \$225,430.93.

b) an award to Department of Justice Affairs/Witness/Victim Service Center in the amount not-to-exceed \$47,422.83 for said Program.

**This item was placed under review for consideration at a future meeting.**

35. Department of Justice Affairs, submitting an amendment to a grant award in the amount of \$264,471.00 from Ohio Department of Youth Services for the FY2007 Juvenile Justice and Delinquency Prevention Program for the period 10/1/2007 - 3/31/2009 to extend the time period to 9/30/2009.

**Considered and adopted by unanimous vote.**

## **HUMAN SERVICES**

36. Cuyahoga County Board of Mental Retardation & Developmental Disabilities, recommending an award:
- a) on RQ14038 to Sterling Professional Group, LLC, in the amount of \$306,200.00 for the Second Floor Renovations Project at the Parma Developmental Center.

**Considered and adopted by unanimous vote.**

37. Administrator's Office/Office of Homeless Services, submitting a grant agreement with U.S. Department of Housing and Urban Development in the amount of \$317,109.00 for the Supportive Housing Program for the Domestic Violence Center Expanded Project in connection with the FY2008 Continuum of Care for Homeless Assistance Grant Program for the period 5/1/2009 - 4/30/2010.

**Considered and adopted by unanimous vote.**

## **HEARING OF OBJECTIONS**

- 10:30 A.M. - Rehabilitation of Bagley Road from Eastland Road to Pearl Road in the Cities of Berea and Middleburg Heights.

**Commissioner Hagan opened the public hearing for this project at 10:32 a.m. by recognizing Shannon Gallagher, representative of County Engineer Robert Klaiber, Jr., who spoke briefly to the project. Commissioner Hagan then called for public comment and, hearing none, the public hearing was closed at 10:34 a.m. and the recommendation of the County Engineer was adopted by unanimous vote.**

## **PUBLIC PRESENTATION/DISCUSSION**

- None scheduled.

## **COMMISSIONERS' ROUNDTABLE**

- None scheduled.

## **EXECUTIVE SESSION**

- Personnel, litigation and land transactions.

**A motion to move to Executive Session, to discuss matters of personnel and land transactions, was made and adopted by unanimous vote.**

**With no further business to be brought before the Board, the meeting was adjourned at 2:10 p.m.**

**A digital recording of the meeting, in its entirety, is available for review in the Office of the Clerk of the Board, 1219 Ontario Street, Room 435, Cleveland, Ohio 44113.**

**A copy of the recording is available for purchase.**

**Agreements/Contracts/Amendments List**

- A. Department of Development, submitting an amendment to Contract No. CE0900298-01, 02 with Cleveland Tenants Organization for fair housing services for the Cuyahoga Urban County for the period 1/1/2009 - 12/31/2009 to change the scope of services, effective 1/1/2009; no additional funds required.
- B. Department of Development, submitting a contract with Floyd Browne Associates, Inc. dba Floyd Browne Group in the amount not-to-exceed \$6,500.00 for a brownfield environmental site assessment of properties located at 3241 West 65th Street and 3190 West 63rd Street, Cleveland, for the period 6/4/2009 - 12/1/2009.
- C. County Auditor, submitting a contract with Algis Sirvaitis and Vyto R. Matas, a partnership, in the amount of \$14,880.00 for lease of office space located at 760 East 185th Street, Cleveland, for the period 7/1/2009 - 6/30/2010.

**This item was corrected to read:**

County Auditor, submitting a contract with Algis Sirvaitis and Vyto R. Matas, ~~a partnership~~, in the amount of \$14,880.00 for lease of office space located at 760 East 185th Street, Cleveland, for the period 7/1/2009 - 6/30/2010.

- D. County Auditor, submitting a contract with Kontos Realty in the amount of \$14,997.96 for lease of office space located at 2337 Broadview Road, Cleveland, for the period 6/1/2009 - 5/31/2010.
- E. Information Services Center, submitting an amendment to Contract No. CE0700121-01, 03, 04, 05, 08, 09, 11, 12, 18, 19, 20, 23, 24 with BPI Information Systems of Ohio, Inc. for maintenance on Hewlett Packard hardware for various County departments for the period 1/1/2007 - 12/31/2009 for additional funds in the amount of \$9,492.50.
- F. Information Services Center, submitting an amendment to Contract No. CE0800139-01 with Maximus for maintenance on the Court Case Management System for Probate Court for the period 1/1/2008 - 12/31/2010 to assign the interest to Courtview Justice Solutions, Inc., effective 4/10/2009; no additional funds required.
- G. Information Services Center, submitting a state contract with Cogent Systems, Inc. in the amount not-to-exceed \$780.00 for maintenance on WebCheck software for the Department of Children & Family Services for the period 3/1/2009 - 2/28/2010.
- H. Information Services Center, submitting a state contract with Cogent Systems, Inc. in the amount not-to-exceed \$7,140.00 for maintenance on WebCheck software for the County Sheriff for the period 5/1/2009 - 4/30/2012.
- I. Information Services Center, submitting a contract with Numara Software, Inc. in the amount not-to-exceed \$973.75 for maintenance on Track-It software for the County Coroner for the period 4/8/2009 - 4/8/2010.



- J. Department of Workforce Development, submitting an amendment to Contract No. CE0700658-01 with Westside Industrial Retention & Expansion Network dba WIRE-NET for outreach, recruitment and job placement services for the Manufacturing Access to Growth and Innovation in Cuyahoga County and Northeast Ohio Project for the period 6/1/2007 - 3/31/2009 to extend the time period to 12/31/2009, to change the scope of services, effective 4/1/2009, to make budget line item revisions and for additional funds in the amount of \$126,643.00.
- K. Department of Central Services, submitting agreements with various organizations for lease of property located on the West bank of the Flats, Cleveland, for Charity Festivals:
- 1) Lake Erie College for the period 6/16/2009 - 6/17/2009.
  - 2) Brooklyn Animal Shelter Inc. for the period 6/23/2009 - 6/24/2009.
- L. Department of Central Services, submitting an amendment to Contract No. CE10289-01 with Investment Properties, Ltd. for lease of office space located at 1835 Prospect Avenue, Cleveland, for use by Veterans Service Commission for the period 8/1/1999 - 7/31/2009 to extend the time period to 9/30/2009 and for additional funds in the amount of \$32,878.62.
- M. Administrator's Office/Health & Human Services, submitting an amendment to Contract No. CE0800609-02 with Andrea Putnam for consultant services for compliance with fiscal standards for the Ryan White Part A HIV Emergency Relief Project for the period 3/1/2008 - 2/28/2009 to extend the time period to 8/31/2009 and for additional funds in the amount not-to-exceed \$9,000.00.
- N. Administrator's Office/Health & Human Services, submitting an amendment to Contract No. CE0800610-01 with Andrea Putnam for consultant services for service standards revisions for the Ryan White Part A HIV Emergency Relief Project for the period 3/1/2008 - 2/28/2009 to extend the time period to 8/31/2009 and for additional funds in the amount not-to-exceed \$3,000.00.
- O. Administrator's Office/Health & Human Services, submitting a contract with Maximus, Inc. in the amount of \$3,225.00 for maintenance on the Quarterly Information Consolidation Systems and Random Moment Sampling System for the period 7/1/2009 - 6/30/2010.
- P. Administrator's Office/Health & Human Services, submitting a contract with University Hospitals Case Medical Center in the amount of \$422,000.00 for case management, counseling and primary care services to persons living with HIV/AIDS for the period 3/1/2008 - 2/28/2009.
- This item was withdrawn from consideration.**
- Q. Administrator's Office/Family & Children First Council, submitting an agreement with Cuyahoga County Public Library in the amount not-to-exceed \$120,000.00 for production and distribution of MyCom Kindergarten Kits for the period 6/1/2009 - 5/31/2010.
- R. Administrator's Office/Family & Children First Council, submitting an agreement with Kent State University in the amount not-to-exceed \$205,942.00 for data collection, analysis and evaluation of MyCom for the period 4/1/2009 - 7/31/2010.
- S. Department of Children & Family Services, submitting an amendment to Contract No. CE0600840-02 with Cleveland Christian Home for child and family focused services for the period 9/1/2006 - 11/30/2008 for additional funds in the amount of \$3,000.00.
- T. Department of Children & Family Services, submitting an amendment to Contract No. CE0800095-01 with Catholic Charities Services Corporation (Parmadale) for placement services for the period 1/1/2008 - 12/31/2008 for additional funds in the amount of \$69,000.00.
- U. Department of Children & Family Services, submitting an amendment to Contract No. CE0800138-02 with ViaQuest Behavioral Health of Ohio, LLC, for placement services for the period 1/1/2008 - 12/31/2008 for additional funds in the amount of \$70,000.00.

- V. Department of Children & Family Services, submitting an amendment to Contract No. CE0900250-01 with Daniel J. Flannery for consultant services for evaluation of the Truancy Prevention through Mediation Program and the School Neighborhood Attendance Program for the period 1/1/2009 - 6/30/2009 to extend the time period to 8/31/2009 and for additional funds in the amount of \$5,434.00.
  
- W. Department of Children & Family Services, submitting contracts with various providers for the Adoption Opportunities Program for the period 9/30/2008 - 9/29/2009.
  - 1) Adoption Network Cleveland in the amount of \$156,900.00.
  - 2) Victor Groza in the amount of \$12,000.00.
  - 3) Beech Brook in the amount of \$59,460.00.
  
- X. Department of Senior & Adult Services, submitting a contract with Sprint Solutions, Inc., sole source, in the amount not-to-exceed \$160,064.34 for wireless telecommunication equipment for the Home Health Aide Monitoring System for the period 4/30/2009 - 4/29/2011.
  
- Y. Employment & Family Services, submitting a contract with MAP Software, Inc., sole source, in the amount of \$41,970.00 for the purchase, maintenance and training on SansWrite Form Development and Inspection Software Enterprise Edition for the period 7/1/2009 - 6/30/2010.
  
- Z. Employment & Family Services, submitting a state contract with Northwoods Consulting Partners, Inc. in the amount of \$98,020.00 for maintenance on the Compass Appointment Manager System for the period 7/1/2009 - 6/30/2010.

**This item was withdrawn from consideration.**

The agenda and related documents (meeting schedule, agenda actions, official resolutions, etc.) are available on our website at <a href="http://www.cuyahogacounty.us">www.cuyahogacounty.us</a> .
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