



COMMISSIONERS
Jimmy Dimora
Timothy F. Hagan
Peter Lawson Jones

AGENDA

Regular Meeting • Monday, August 31, 2009 • 10:00 AM

1. Clerk of the Board, certifying and submitting the electronic record of proceedings from the 8/17/2009 meeting, in accordance with Ohio Revised Code Section 305.11.

INFRASTRUCTURE & DEVELOPMENT

2. County Engineer, recommending to amend Resolution No. 093307 dated 8/6/2009, which amended Resolution No. 093005 dated 7/16/2009, which ordered surveys, plans, cross-sections, estimate of cost and specifications for rehabilitation of West Bridge Street Bridge No. 256 over the east branch of the Rocky River in the City of Berea be filed in the office of the Board of County Commissioners and which ordered notice thereof be published for the purpose of hearing objections to said improvement, by changing the date of the hearing from 8/27/2009 to 9/22/2009.
3. County Engineer/Sanitary Engineering Division, recommending to confirm the 2010 sewer maintenance and/or sewerage treatment assessments 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.
4. Department of Development, recommending to amend Resolution No. 090106 dated 1/8/2009, which authorized a loan in the amount not-to-exceed \$1,000,000.00 for a Brownfield Redevelopment Fund Project, located at East 79th Street and St. Clair Avenue, Cleveland, by changing the name of the borrower from 79th Street Properties, LLC to Shoreway Logistics, LLC.
5. Department of Development, submitting a Certification of Expenditures of Match Moneys (No. 2) in connection with a grant agreement with State of Ohio, Department of Development in the amount of \$3,000,000.00 for a Clean Ohio Revitalization Fund grant in connection with a Brownfield Redevelopment Fund Project located on the Flats East Bank, Cleveland, for the period 6/29/2006 - 6/30/2011.
6. Department of Development, submitting a grant agreement with U.S. Department of Housing and Urban Development in the amount of \$1,013,462.00 for the Community Development Block Grant Program-Recovery Act for the period 5/5/2009 - 9/30/2012; requesting authority for the Director or Harry Conard, Business Administrator, to execute all fiscal and programmatic reports required in connection with said grant.

ADMINISTRATION & FINANCE

7. Administrator's Office, recommending appointments to boards.
8. 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.

9. Administrator's Office, recommending:
 - a) to accept the resignation of Jim Rokakis as Cuyahoga County Treasurer, effective 8/31/2009.
 - b) to appoint Jim Rokakis as Acting County Treasurer for the period 9/1/2009 - 9/6/2009, in accordance with Ohio Revised Code Section 305.02(F).
10. 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 - S.)
11. Office of Human Resources, submitting personnel requests.
12. Office of Human Resources, recommending to establish a mandatory cost savings program for the period 8/2/2009 - 12/31/2009, in accordance with Ohio Revised Code Section 124.393.
13. Office of Human Resources, submitting Addendum No. 1 to the request for proposals on RQ14674 for group healthcare benefits for County employees and their dependents, including dental, life insurance and Consolidated Omnibus Budget Reconciliation Act administrative services for the period 1/1/2010 - 12/31/2012, to make clarifications and technical changes.
14. 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).
15. Office of Procurement & Diversity, submitting specifications and estimate of cost; requesting authority for the Director to advertise for bids:

Department of Development/Airport Division

- a) on RQ14534 for 1-truck with cab/chassis, dump body, snow plow and related attachments for an estimated cost in the amount not-to-exceed \$129,000.00.
16. Office of Procurement & Diversity, submitting specifications and estimate of cost; requesting authority for the Director to advertise for bids:

Department of Justice Affairs

 - a) on RQ14828 for medical supplies in connection with the FY2007 Urban Area Security Initiative Grant Program for an estimated cost in the amount not-to-exceed \$200,000.00.
17. Office of Budget & Management, submitting additional appropriations, appropriation transfers and cash transfers.

JUSTICE SERVICES

18. County Prosecutor, recommending to amend Resolution No. 091064 dated 3/12/2009, which authorized employment of the law firm of Squire, Sanders & Dempsey L.L.P. for legal services in connection with the Echo Hills Pump Station Project for use by the County Engineer/Sanitary Engineering Division, by changing the amount not-to-exceed from \$9,760.70 to \$22,500.00.
19. County Prosecutor, recommending to amend Resolution No. 092579 dated 6/11/2009, which authorized employment of Niki Schwartz, Esq. for legal services in connection with Ohio Supreme Court Affidavit of Disqualification No. 09AP033 against Judge Joan Synenberg, by changing the amount not-to-exceed from \$15,000.00 to \$20,000.00.
20. County Prosecutor, recommending to employ the law firm of Bricker & Eckler, LLP, in the amount not-to-exceed \$75,000.00 for legal services in connection with a Federal government investigation, in accordance with Ohio Revised Code Section 305.14.

21. County Prosecutor, recommending to employ the law firm of Climaco, Lefkowitz, Peca, Wilcox & Garofoli Co., LPA, in the amount not-to-exceed \$75,000.00 for legal services in connection with Special Docket No. SD 09 076576, In Re: The Office of Cuyahoga County Auditor Frank Russo, in accordance with Ohio Revised Code Section 305.14.
22. County Prosecutor, recommending to employ the law firm of McDonald Hopkins, LLC, in the amount not-to-exceed \$4,602.00 for legal services in connection with a contract with Pointe Blank Solutions, Ltd., in accordance with Ohio Revised Code Section 305.14.
23. County Prosecutor, submitting a settlement agreement in connection with U.S. District Court Case No. 1:08 CV 1909, Nancy J. Farina vs. Cuyahoga County Board of Commissioners, et al.
24. County Prosecutor, submitting a settlement agreement in the amount of \$50,000.00 in connection with Ohio Civil Rights Commission Charge No. (CLE) A4 (39268) 11202008, Mohammad Sarwar v. Cuyahoga County Coroner's Office.
25. Juvenile Court, submitting an amendment to a grant agreement and funding application with State of Ohio, Department of Youth Services for community-based services for youth for the period 7/1/2009 - 6/30/2011 to change the amount from \$3,556,781.63 to \$3,129,542.70 and to make budget line item revisions for SFY2010.
26. Juvenile Court, requesting authority to seek proposals from various providers on RQ14957 for electronic monitoring services for the period 1/1/2010 - 12/31/2011; requesting authority for the Director of the Office of Procurement & Diversity to advertise for proposals.

HUMAN SERVICES

27. Administrator's Office/Health & Human Services, submitting a grant award in the amount of \$318,451.00 from U.S. Department of Health and Human Services/Health Resources and Services Administration for the Ryan White HIV/AIDS Program Part A Minority AIDS Initiative Grant Program for the period 8/1/2009 - 7/31/2010.
28. Administrator's Office/Family & Children First Council, submitting an Assurance Statement to Ohio Family & Children First for the System of Care Family Centered Services and Supports Grant Program for the period 7/1/2009 - 6/30/2010.
29. Administrator's Office/Family & Children First Council, submitting a grant award in the amount of \$438,989.00 from Ohio Department of Job and Family Services for the Child Abuse and Neglect Prevention Program in connection with the Ohio Children's Trust Fund Program for the period 7/1/2009 - 6/30/2010.

PUBLIC PRESENTATION/DISCUSSION

- None scheduled.

COMMISSIONERS' ROUNDTABLE

- None scheduled.

EXECUTIVE SESSION

- Personnel, litigation and land transactions.

Agreements/Contracts/Amendments List

- A. County Engineer, submitting an amendment to Contract No. CE0600538-01 with Quality Control Inspection, Inc. for construction inspection services for the period 7/1/2006 - 6/30/2008 to extend the time period to 11/30/2009 and for additional funds in the amount not-to-exceed \$20,000.00. (Resolution No. 093411 - authority to prepare.)

- B. County Engineer, submitting an amendment to Contract No. CE0700741-02 with Dick Corporation for construction inspection services for various County projects for the period 7/1/2007 - 6/30/2009 to extend the time period to 6/30/2010; no additional funds required.
- C. County Engineer, submitting an amendment (Subsidiary No. 5) to Contract No. CE0800032-01 with Anthony Allega Cement Contractor, Inc. for the grading, draining and paving of Eastland Road from Bagley Road to State Route 237 including the grade separation at the Conrail Railroad and the replacement of Eastland Road Bridge No. 27 over Lake Abrams Ditch in the Cities of Berea, Brook Park and Middleburg Heights for additional funds in the amount not-to-exceed \$490,818.92. (Resolution No. 093412 - authority to prepare.)
- D. County Engineer, submitting an amendment (Subsidiary No. 1) to Contract No. CE0800324-01 with Fabrizi Trucking & Paving Co., Inc. for replacement of Emery Road Bridge No. 230 over Bear Creek in the City of Warrensville Heights and the Village of North Randall for additional funds in the amount not-to-exceed \$10,469.44.
- E. Department of Development, submitting an agreement with City of Lakewood in the amount of \$200,000.00 for the Homeowner Rehabilitation Loan Program for the period 7/1/2009 - 6/30/2011.
- F. Department of Development, submitting an agreement with City of Lakewood in the amount of \$200,000.00 for the Mixed Use Rental Assistance Loan Program for the period 7/1/2009 - 6/30/2011.
- G. Department of Development, submitting a contract with Cleveland Synergy Foundation in the amount not-to-exceed \$10,000.00 for the 2014 Gay Games site selection process for the period 8/1/2009 - 7/31/2010.
- H. Department of Workforce Development, submitting an amendment to Contract No. CE0700952-01 with Empyra.Com, Inc. for the Virtual One-Stop Pilot Project for the period 10/15/2007 - 6/30/2009 to extend the time period to 9/30/2009, to change the scope of services, effective 7/1/2009, and for additional funds in the amount not-to-exceed \$45,669.00. (Resolution No. 093464 - authority to prepare.)
- I. Department of Central Services, submitting agreements with various organizations for lease of County property located on the West bank of the Flats, Cleveland, for Charity Festivals:
 - 1) North Royalton Bears Hockey Association for the period 8/18/2009 - 8/19/2009.
 - 2) AAGA Booster Club for the period 8/25/2009 - 8/26/2009.
 - 3) Unity Spiritual Center for the period 9/1/2009 - 9/2/2009.
 - 4) North Royalton Baseball Boosters Inc. for the period 10/1/2009 - 10/5/2009.
 - 5) Cleveland Edges Skating Club for the period 10/8/2009 - 10/12/2009.
- J. Department of Central Services, submitting a revenue generating agreement with CB Outdoor for lease of outdoor wall space for advertising, located at 2073 E. 9th Street, Cleveland, for the period 9/1/2009 - 8/31/2019.
- K. Department of Central Services, submitting an amendment to Contract No. CE07320-01 with Pentecostal Square Development Corporation for lease of office space located at 10605 Chester Avenue, Cleveland, for use by Juvenile Court for the period 11/1/1993 - 8/31/2009 to extend the time period to 12/31/2009, to change the terms, effective 9/1/2009, and for additional funds in the amount of \$23,188.64.
- L. Department of Central Services, submitting an amendment to Contract No. CE10241-03, 04, 06 with Sterling Telecom Office Building, LLC, for lease of office space located at 1255 Euclid Avenue, Cleveland, for use by Department of Justice Affairs for the period 9/1/1998 - 8/31/2009 to extend the time period to 8/31/2010, to change the terms, effective 9/1/2009, and for additional funds in the amount of \$166,100.04.

- M. Department of Justice Affairs, submitting agreements with various agencies, each in the amount not-to-exceed \$5,000.00, for the FY2007 Law Enforcement Terrorism Prevention Program - Terrorism Liaison Officer Program for the period 9/1/2008 - 3/1/2010:
- 1) City of Cleveland
 - 2) Mayfield Village
 - 3) City of Parma
 - 4) City of Willoughby Hills
- N. Department of Justice Affairs, submitting a contract with United Way of Greater Cleveland, sole source, in the amount not-to-exceed \$31,500.00 for "Going Home to Stay" service directories for the period 9/1/2009 - 3/31/2010.
- O. Administrator's Office/Health & Human Services, submitting a contract with Mark A. Jones in the amount not-to-exceed \$22,445.15 for fiscal management consultant services for the Cuyahoga Tapestry System of Care for the period 9/1/2009 - 11/30/2009.
- P. Administrator's Office/Office of Homeless Services, submitting a contract with The Salvation Army in the amount not-to-exceed \$171,403.00 for the Supportive Housing Program for families for the period 2/1/2009 - 1/31/2010.
- Q. Department of Children & Family Services, submitting an amendment to Contract No. CE0900122-01 with Pathway Caring for Children for placement services for the period 1/1/2009 - 12/31/2009 for additional funds in the amount of \$70,000.00.
- R. Department of Children & Family Services, submitting an amendment to Contract No. CE0900135-01 with Adolescent Counseling & Treatment 1, Inc. for placement services for the period 1/1/2009 - 12/31/2009 for additional funds in the amount of \$87,000.00.
- S. Department of Children & Family Services, submitting an amendment to Contract No. CE0900304-01 with The Village Network for placement services for the period 1/1/2009 - 12/31/2009 for additional funds in the amount of \$590,000.00.
- T. **AWARD:** Awarded by Resolution No. 092508 dated 6/11/2009 for construction inspection services for various projects for the County Engineer for the period 8/1/2009 - 7/31/2011:
- 1) Contract No. CE0900580-01 with Quality Control Inspection, Inc. in the amount not-to-exceed \$250,000.00.
- U. **AWARD:** Awarded by Resolution No. 092508 dated 6/11/2009 for construction material testing services for various projects for the County Engineer for the period 8/1/2009 - 7/31/2011:
- 1) Contract No. CE0900581-01 with Resource International, Inc. in the amount not-to-exceed \$250,000.00.
- V. **AWARD:** Awarded by Resolution No. 092741 dated 6/25/2009 for Groups B, D and E for elevator maintenance and repair for various County buildings for the Department of Central Services for the period 8/1/2009 - 7/31/2012:
- 1) Contract No. CE0900582-01, 02, 03 with Schindler Elevator Corporation in the total amount not-to-exceed \$336,492.00.
- W. **AWARD:** Awarded by Resolution No. 092750 dated 6/25/2009 for employment and training activities for Ohio Works First cash recipients for Employment & Family Services for the period 7/1/2009 - 6/30/2010:
- 1) Contract No. CE0900576-01 with Towards Employment, Incorporated in the amount not-to-exceed \$425,000.00.

X. **AWARD:** Awarded by Resolution No. 092958 dated 7/9/2009 for Group C for elevator maintenance and repair for various County buildings for the Department of Central Services for the period 8/1/2009 - 7/31/2012:

1) Contract No. CE0900583-01 with Schindler Elevator Corporation in the amount not-to-exceed \$181,260.00.

The agenda and related documents (meeting schedule, rules for public comment, agenda actions, official resolutions, etc.) are available on our website at www.cuyahogacounty.us.

**SCHEDULE OF MEETINGS
2009**

**AGENDA AND
CONTRACT DEADLINE
4:30 P.M.**

**THURSDAY,
AUGUST 27th**

*****CANCELLED*****

**MONDAY,
AUGUST 31st
10:00 a.m.**

Regular Meeting

**Wednesday,
August 5**

**THURSDAY,
SEPTEMBER 3rd
10:00 a.m.**

Regular Meeting

**Wednesday,
August 12**

**THURSDAY,
SEPTEMBER 10th
10:00 a.m.**

Regular Meeting

**Wednesday,
August 19**

**THURSDAY,
SEPTEMBER 17th
10:00 a.m.**

Regular Meeting

**Wednesday,
August 26**

**TUESDAY,
SEPTEMBER 22nd
10:00 a.m.**

Regular Meeting

**Monday,
August 31**

**THURSDAY,
SEPTEMBER 24th**

*****CANCELLED*****

**THURSDAY,
OCTOBER 1st
10:00 a.m.**

Regular Meeting

**Wednesday,
September 9**

**THURSDAY,
OCTOBER 8th
10:00 a.m.**

Regular Meeting

**Wednesday,
September 16**

**THURSDAY,
OCTOBER 15th
10:00 a.m.**

Regular Meeting

**Wednesday,
September 23**

**THURSDAY,
OCTOBER 22nd
10:00 a.m.**

Regular Meeting

**Wednesday,
September 30**

**ALL MEETINGS ARE HELD IN THE BOARD OF CUYAHOGA COUNTY COMMISSIONERS' CHAMBERS LOCATED
AT 1219 ONTARIO STREET, 4TH FLOOR, CLEVELAND, OHIO, UNLESS OTHERWISE SPECIFIED AND ARE
SUBJECT TO CHANGE.**



COMMISSIONERS

Jimmy Dimora
Timothy F. Hagan
Peter Lawson Jones

RULES FOR PUBLIC COMMENT

Public participation at a Cuyahoga Board of County Commissioners meeting is limited to participation in the public comment portion of the meeting. No person shall be permitted to speak from a location other than the public podium.

Speakers must conduct themselves in a dignified and civil manner. No shouting or personal invective shall be allowed. No threatening remarks or gestures may be directed to any person.

Any person who violates the rules (or the rules of public decorum appropriate to a public meeting) shall be ruled out of order by the President of the Board and ordered to cease and desist.

Refusal to cease and desist will result in the removal of the person from the meeting. A person who has been removed for failure to comply with an order of the President of the Board may be banned from participating in the public comment portion of the meeting. Repeated violations may result in the banning of a person from attending meetings.

The following rules apply to any individual who wishes to speak before the Cuyahoga Board of County Commissioners during regular, special and emergency meetings and public hearings:

1. A Public Comment Request Form must be filled out completely and submitted to the Clerk of the Board prior to the advertised starting time of the meeting/hearing. Late or incomplete forms will not be accepted.
2. Only speakers who have completed and submitted a Public Comment Request Form will be permitted to speak.
3. All comments must be made from the podium.
4. Speakers will limit their remarks to five (5) minutes. Upon request, the Board in its discretion may permit a speaker to extend his or her remarks for an additional two (2) minutes.
5. Speakers may speak only on matters directly related to items on the agenda of the Cuyahoga Board of County Commissioners. Repeatedly making the same remarks and/or raising the same issues and/or questions will not be allowed.
6. Speakers must remain at the podium during their remarks.
7. Speaker remarks may not contain obscenity, commercial advertising, defamation or slander, ad hominem attacks, personally insulting or antagonistic remarks, nor will speakers conduct themselves in violation of the “Disorderly Conduct” or the “Disturbing a Public Meeting” provisions of the Ohio Revised Code.
8. All comments will be directed to the Board of County Commissioners.
9. Permission to speak may be denied or terminated if remarks are not in compliance with these rules. Any person who persists in violating these rules is subject to removal from the meeting/public hearing and/or arrest.
10. Speakers must identify themselves for the record and speak directly into the microphone.

The Clerk of the Board will present speaker slips to the President of the Board in the order received.

Individuals who would like to address the Board of County Commissioners regarding items not related to items on the agenda are encouraged to do so through any of the following options:

Telephone, Fax or E-mail:

Jeanne M. Schmotzer
Clerk of the Board/Director
(216) 443-7184 (phone)
(216) 348-4051 (fax)
jschmotzer@cuyahogacounty.us

U.S. Mail:

Office of the Clerk of the Board
Cuyahoga Board of County Commissioners
1219 Ontario Street, Room 435
Cleveland, Ohio 44113



COMMISSIONERS
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PUBLIC COMMENT REQUEST FORM

Prior to completing this form, please read the “Rules for Public Comment”, which are attached. By completing this Request Form, the speaker agrees to abide by the “Rules for Public Comment”. Incomplete forms will not be accepted. Please deposit completed form in black tray marked “Completed Public Comment Request Forms” which is located outside the Commissioners’ Chambers doors.

****PLEASE PRINT CLEARLY****

Name:

Organization represented:

Address:

Telephone:

Comments concerning the following item(s) on the Agenda:
