



COMMISSIONERS  
Jimmy Dimora  
Timothy F. Hagan  
Peter Lawson Jones

## AGENDA ACTIONS

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**May 6, 2010**

**The regular meeting of the Cuyahoga Board of County Commissioners was called to order at 10:12 a.m. Commissioners Jimmy Dimora, Timothy F. Hagan and Peter Lawson Jones were in attendance.**

**The May 6<sup>th</sup> meeting resulted in the following actions:**

1. Clerk of the Board, certifying and submitting the electronic record of proceedings from the 4/29/2010 meeting, in accordance with Ohio Revised Code Section 305.11.

**Considered and adopted by unanimous vote.**

2. Resolution: Proclaiming the month of May 2010 as Foster Parent Month in Cuyahoga County.

**Considered and adopted by unanimous vote.**

### **INFRASTRUCTURE & DEVELOPMENT**

3. County Engineer, recommending that public convenience and welfare requires full depth recycle with asphalt overlay of Columbia Road from Butternut Ridge Road to Lorain Road in the City of North Olmsted; total estimated construction cost \$2,250,000.00.

**Considered and adopted by unanimous vote.**

4. County Engineer, recommending an award as settlement for property rights 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:

Parcel No(s): 16T

Owner(s): D.E. Huth

Approved Appraisal (Fair Market Value Estimated): \$300.00

**Considered and adopted by unanimous vote.**

5. County Engineer, submitting Addendum No. 1 to the specifications on RQ16365 for rehabilitation of Bagley Road from Eastland Road to Pearl Road in the Cities of Berea and Middleburg Heights, to make technical changes.

**Considered and adopted by unanimous vote.**

6. County Engineer, submitting a permit with LilithFilm LLC for right-of-entry upon the pedestrian underpass of the Veterans Memorial Bridge No. 84 (Detroit-Superior Bridge) in the City of Cleveland.

**This item was supplemented to read:**

County Engineer, submitting a permit with LilithFilm LLC for right-of-entry upon the pedestrian underpass of the Veterans Memorial Bridge No. 84 (Detroit-Superior Bridge) in the City of Cleveland; **authorizing the Vice-President of the Board to execute said permit.**

**This item was considered and adopted by majority vote, with Commissioner Jones recusing himself from the vote.**

7. County Engineer/Sanitary Engineering Division, requesting authority to submit various loan applications to the Water Pollution Control Loan Fund of the U.S. Environmental Protection Agency; requesting authority for Robert C. Klaiber, Jr. to execute all documents required in connection with said loans:
  - a) in the amount of \$425,000.00 for construction of the North Granger Sewer Replacement located in the City of Garfield Heights, County Sewer District No. 9.
  - b) in the amount of \$2,000,000.00 for sanitary sewer repairs located in the Cities of Brooklyn, Parma and Maple Heights, County Sewer District Nos. 1, 1A and 9.
  - c) in the amount of \$477,000.00 for construction of the Bradford Gate Pump Station Elimination located in the City of Brecksville, County Sewer District No. 13.
  - d) in the amount of \$2,200,000.00 for construction of the Dewey Road Pump Station located in the City of Brecksville, County Sewer District No. 13.
  - e) in the amount of \$750,000.00 for construction of the East Linden Pump Station Replacement located in the City of Parma, County Sewer District No. 1A.
  - f) in the amount of \$1,675,000.00 for construction of the Fernhill Sanitary Sewer Replacement located in the City of Parma, County Sewer District No. 1A.
  - g) in the amount of \$310,000.00 for construction of the Hemlock Falls Pump Station Elimination located in the City of Brecksville, County Sewer District No. 13.
  - h) in the amount of \$600,000.00 for construction of the West Sprague Pump Station Relocation located in the City of Parma, County Sewer District No. 1A.
  - i) in the amount of \$700,000.00 for construction of the Jefferson Drive Sewer Lining located in the City of Highland Heights, County Sewer District No. 3.

**Considered and adopted by unanimous vote.**

8. Department of Development, recommending a loan in the amount not-to-exceed \$120,000.00 to AVN Medical Technologies, LLC, for a North Coast Opportunities Technology Fund Project,

located at 32430 Pinebrook Lane, Pepper Pike; requesting authority for the County Administrator or Director to execute all documents required in connection with said loan.

**Considered and adopted by unanimous vote.**

9. Department of Development, recommending awards to various providers for various projects located in Cleveland in connection with the Recovery Act Brownfields Revolving Loan Fund Program for the period 1/1/2010 - 9/30/2011:
  - a) City of Cleveland in the amount not-to-exceed \$200,000.00 for a project located at 10615 Madison Avenue.
  - b) Famicos Properties Ltd. in the amount not-to-exceed \$200,000.00 for a project located at 1850 Superior Avenue.
  - c) Saint Martin de Porres High School Property, LLC, in the amount not-to-exceed \$100,000.00 for a project located at 6211 Lausche Avenue.

**Considered and adopted by unanimous vote.**

10. 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 5/8/2010 - 11/13/2010.

**Considered and adopted by unanimous vote.**

**ADMINISTRATION & FINANCE**

11. Information Services Center, requesting authority to prepare an amendment to Contract No. CE0800617-01 with Broma Information Technology, LLC, for consultant services for development of the Home Weatherization Assistance Program System for use by the Department of Development for the period 3/1/2008 - 2/28/2009 to extend the time period to 3/31/2009 and for additional funds in the amount not-to-exceed \$1,900.00.

**Considered and adopted by unanimous vote.**

12. 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.**

13. 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 - P.)

**All items were considered and adopted by unanimous vote.**

14. Department of Central Services, submitting various Addenda to the specifications on RQ16749 for construction of a tower site and shelter in connection with the Multi-Agency Radio Communications System for use by Department of Justice Affairs:
  - a) No. 1, to make technical changes.
  - b) No. 2, to change the bid due date from 5/11/2010 to 6/15/2010.

**Considered and adopted by unanimous vote.**

15. Department of Central Services, recommending an award:
  - a) on RQ16523 to The R. J. Platten Contracting Co. in the amount of \$1,598,000.00 for construction of the Quincy Parking Lot in connection with the Cuyahoga County Juvenile Justice Center Project.

**Considered and adopted by unanimous vote.**

16. 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.**

17. Office of Procurement & Diversity, submitting specifications and estimate of cost; requesting authority for the Director to advertise for bids:
  - a) on RQ16851 for transportation services for Employment & Family Services for the period 9/1/2010 - 8/31/2012 for an estimated cost in the amount not-to-exceed \$2,400,000.00.

**Considered and adopted by unanimous vote.**

18. Office of Procurement & Diversity, submitting specifications and estimate of cost; requesting authority for the Director to advertise for bids:
  - a) on RQ16980 for floor mats for various County buildings for the Department of Central Services for the period 8/1/2010 - 7/31/2012 for an estimated cost in the amount not-to-exceed \$85,000.00.

**Considered and adopted by unanimous vote.**

19. Office of Procurement & Diversity, submitting specifications and estimate of cost; requesting authority for the Director to advertise for bids:
  - a) on RQ17098 for body transportation services for the County Coroner for the period 8/1/2010 - 7/31/2013 for an estimated cost in the amount not-to-exceed \$1,455,000.00.

**Considered and adopted by unanimous vote.**

**An additional item, not on the printed agenda, was offered for consideration:**

**Office of Procurement & Diversity, recommending awards to a vendor:**

**Information Services Center**

- a) on RQ17246 to Eltag North America LLC in the amount of \$276,400.00 for 16-mobile license plate readers and operations center licenses for the Department of Justice Affairs in connection with the FY2006 Law Enforcement Terrorism Prevention Program (State Contract No. 800067/ORC 125.04(B)).
- b) on RQ17247 to Eltag North America LLC in the amount of \$86,375.00 for 5-mobile license plate readers and operations center licenses for the Department of Justice Affairs in connection with the FY2007 State Homeland Security Grant Program (State Contract No. 800067/ORC 125.04(B)).

**Considered and adopted by unanimous vote.**

- 20. Office of Budget & Management/Roetzel & Andress LPA, requesting the issuance and sale of Notes in the maximum principal amount of \$10,300,000.00 in anticipation of the issuance of Bonds for the purpose of refunding bond anticipation notes, the proceeds of which were originally used to pay the costs of acquiring, constructing and equipping a library and an archives facility for the Rock and Roll Hall of Fame and Museum and certain improvements and renovations to the Rock and Roll Hall of Fame Museum; authorizing the execution and delivery of all documents required in connection with said issuance and sale.

**Considered and adopted by unanimous vote.**

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

**An additional appropriation in connection with the limited guarantee of notes for the benefit of Nehst Creations LLC, Nehst Media Enterprises LLC or related entities for various movie productions was considered and adopted by majority vote, with Commissioner Jones recusing himself from the vote. All remaining fiscal items were considered and adopted by unanimous vote.**

**JUSTICE SERVICES**

- 22. County Coroner, requesting authority to submit a grant application to U.S. Department of Justice, Office of Justice Programs, National Institute of Justice in the amount of \$537,678.00 for the Using DNA Technology to Identify the Missing Grant Program.

**Considered and adopted by unanimous vote.**

- 23. County Coroner, submitting a grant award in the amount of \$63,718.00 from U.S. Department of Justice, Office of Justice Programs, National Institute of Justice for the FY2009 Forensic DNA Backlog Reduction Program for the period 10/1/2009 - 3/31/2011.

**Considered and adopted by unanimous vote.**

24. County Prosecutor, recommending to amend Resolution No. 101014 dated 3/16/2010, which authorized employment of the law firm of Thompson Hine, LLP, as Special Prosecutor in the amount not-to-exceed \$22,500.00 for legal services in connection with State of Ohio vs. Ean Farrow and Thomas J. Ray, III, in accordance with Ohio Revised Code Section 305.14, by changing the Cuyahoga County Common Pleas Court Case No. from CR-08-512541 to CR-08-512451.

**Considered and adopted by unanimous vote.**

25. County Prosecutor, recommending to amend Resolution No. 101015 dated 3/16/2010, which authorized employment of Special Prosecutor Timothy B. Miller, Esq., in the amount not-to-exceed \$22,500.00 for legal services in connection with State of Ohio vs. Ean Farrow and Thomas J. Ray, III, in accordance with Ohio Revised Code Section 305.14, by changing the Cuyahoga County Common Pleas Court Case No. from CR-08-512541 to CR-08-512451.

**Considered and adopted by unanimous vote.**

26. County Prosecutor, recommending to employ Special Prosecutor Thomas G. Lobe in the amount not-to-exceed \$23,050.01 for legal services in connection with Cuyahoga County Common Pleas Court Case No. CR-08-512451, State of Ohio vs. Ean Farrow and Thomas J. Ray, III, in accordance with Ohio Revised Code Section 305.14.

**Considered and adopted by unanimous vote.**

27. County Sheriff, requesting authority to submit a grant application to U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for the FY2010 State Criminal Alien Assistance Program for the period 7/1/2008 - 6/30/2009.

**Considered and adopted by unanimous vote.**

28. Juvenile Court, requesting authority to seek proposals from various providers on RQ16774 for religious services at the Detention Center for the period 8/1/2010 - 1/31/2011; requesting authority for the Director of the Office of Procurement & Diversity to advertise for proposals.

**Considered and adopted by unanimous vote.**

29. Juvenile Court, requesting authority to seek proposals from various providers on RQ16873 for the Guardian ad Litem Project for the period 7/1/2010 - 12/31/2010; requesting authority for the Director of the Office of Procurement & Diversity to advertise for proposals.

**Considered and adopted by unanimous vote.**

30. Probate Court, requesting authority to seek proposals from various providers on RQ16860 for a Court Case Management System for the period 8/1/2010 - 7/31/2011; requesting authority for the Director of the Office of Procurement & Diversity to advertise for proposals.

**Considered and adopted by unanimous vote.**

31. Department of Justice Affairs/Witness/Victim Service Center, requesting authority to submit a grant application to U.S. Department of Justice in the amount of \$160,000.00 for the FY2010 Attorney General's Children Exposed to Violence Demonstration Program: Phase I Grant Program for the period 10/1/2010 - 9/30/2012.

**Considered and adopted by unanimous vote.**

32. Department of Justice Affairs/Witness/Victim Service Center, requesting authority to submit a grant application to U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance in the amount of \$750,000.00 for the FY2010 Encouraging Innovation: Field-Initiated Programs Grant Program for the period 10/1/2010 - 9/30/2013.

**Considered and adopted by unanimous vote.**

33. Department of Justice Affairs/Witness/Victim Service Center, requesting authority to submit a grant application to U.S. Department of Justice, Office of Justice Programs, Office for Victims of Crime in the amount of \$100,000.00 for the FY2010 Public Awareness and Outreach for Victims in Underserved Communities Grant Program for the period 10/1/2010 - 9/30/2012.

**Considered and adopted by unanimous vote.**

## **HUMAN SERVICES**

34. Cuyahoga County Board of Developmental Disabilities, recommending to accept installation of emergency generators at the Beachwood, Euclid and Parma Adult Activities Centers as complete and in accordance with plans and specifications; requesting authority for the County Treasurer to release the escrow account, in accordance with Ohio Revised Code Section 153.63.

**Considered and adopted by unanimous vote.**

35. Administrator's Office/Health & Human Services/Benesch, Friedlander, Coplan & Aronoff LLP, requesting a public hearing and the issuance and sale of County of Cuyahoga, Ohio Health Care Facilities Revenue Bonds, Series 2010, in the amount not-to-exceed \$5,000,000.00 for the Koinonia Homes, Inc. Project; authorizing the execution and delivery of various documents required in connection with said bond issuance and approving related matters.

**Commissioner Jones opened the public hearing for this project at 11:29 a.m. by recognizing bond counsel, who spoke briefly to the project. Commissioner Jones then called for public comment and, hearing none, the public hearing was closed at 11:34 a.m.**

**Considered and adopted by unanimous vote.**

36. Administrator's Office/Family & Children First Council, submitting an amendment to a grant award in the amount of \$2,536,962.00 from Ohio Department of Health for the Help Me Grow Program for the period 7/1/2008 - 6/30/2010 for an additional award in the amount of \$25,923.00.

**Considered and adopted by unanimous vote.**

37. Employment & Family Services, requesting authority to seek proposals from various providers on RQ17100 for language interpreter and translation services for various County departments for the period 9/1/2010 - 8/30/2011; requesting authority for the Director of the Office of Procurement & Diversity to advertise for proposals.

**Considered and adopted by unanimous vote.**

### **HEARING OF OBJECTIONS**

- 10:30 a.m. - Repair and resurfacing of Sprague Road from York Road to State Road in the Cities of North Royalton and Parma.

**Commissioner Jones opened the public hearing for this project at 10:42 a.m. by recognizing Shannon Gallagher, representative of County Engineer Robert Klaiber, Jr., who spoke briefly to the project. Commissioner Jones then called for public comment and, hearing none, the public hearing was closed at 10:44 a.m. and the recommendation of the County Engineer was adopted by unanimous vote.**

### **CUYAHOGA COUNTY SOLID WASTE DISTRICT MEETING**

**The Cuyahoga County Solid Waste District meeting was called to order at 11:42 a.m. Commissioners Jimmy Dimora, Timothy F. Hagan and Peter Lawson Jones were in attendance.**

**The meeting resulted in the following actions:**

- Submitting a travel request.

**Considered and adopted by unanimous vote.**

- Requesting authority to submit a grant application to U.S. Environmental Protection Agency Region 5 in the amount of \$36,000.00 for the Innovative Materials Management at Large Sports Venues Project for the Resource Conservation Challenge Program for the period 10/1/2010 - 9/30/2011.

**Considered and adopted by unanimous vote.**

**With no further business to be brought before the Cuyahoga County Solid Waste District, the meeting was adjourned at 11:43 a.m., without objection.**

### **PUBLIC PRESENTATION/DISCUSSION**

### **COMMISSIONERS' ROUNDTABLE**

- None scheduled.



## **EXECUTIVE SESSION**

- Personnel, litigation and land transactions.

**With no further business to be brought before the Board, the meeting was adjourned at 11:44 a.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. CE0900649-01 with Community Housing Solutions for the Emergency Furnace Repair Services Program for the period 10/1/2009 - 5/31/2010 for additional funds in the amount not-to-exceed \$15,000.00. (Resolution No. 101606 - authority to prepare.)
- B. Information Services Center, submitting a state contract with Cogent Systems, Inc., in the amount not-to-exceed \$2,340.00 for maintenance on WebCheck software for the Department of Children & Family Services for the period 3/1/2010 - 2/28/2013.
- C. Information Services Center, submitting a state contract with CourtSmart Digital Systems, Inc., in the amount not-to-exceed \$55,570.44 for maintenance on the Audio and Video Digital Recording System for Juvenile Court for the period 6/1/2010 - 5/31/2011.
- D. Information Services Center, submitting a contract with Fluke Electronics Corporation/Fluke Networks Division, sole source, in the amount not-to-exceed \$12,190.00 for maintenance on FNET OptiView equipment for the period 4/16/2010 - 4/15/2011.
- E. Information Services Center, submitting a contract with Innobase, LLC, sole source, in the amount not-to-exceed \$24,750.00 for consultant services for the Semi-Annual Review Application Software System for use by the Department of Children & Family Services for the period 1/1/2010 - 6/30/2010.
- F. Department of Central Services, submitting a contract with PSx Inc., sole source, in the amount not-to-exceed \$164,268.00 for maintenance and supplies for the parking control system located at various County facilities for the period 4/15/2010 - 4/14/2013.
- G. Office of Procurement and Diversity, submitting an amendment to Contract No. CE0800417-01, 02, 05, 06 with Advantra Group, Inc. for biomedical waste removal for the County Coroner, County Sheriff, Juvenile Court, Common Pleas Court/Adult Probation Department and Department of Justice Affairs/Youth Development Center for the period 3/1/2008 - 2/28/2010 to extend the time period to 7/31/2010, to change the terms, effective 10/15/2009, and for additional funds in the amount not-to-exceed \$13,750.00. (Resolution No. 101627 – authority to prepare.)

- H. County Sheriff, submitting a contract with BI Incorporated, sole source, in the amount not-to-exceed \$60,000.00 for access and maintenance on the ExacuTrack Tracking System for the period 1/1/2010 - 12/31/2011.
- I. Common Pleas Court/Corrections Planning Board, submitting an agreement with Cuyahoga County Sheriff's Office in the amount not-to-exceed \$60,000.00 for the Cuyahoga County Jail Pilot Project for the period 4/1/2010 - 6/30/2010.
- J. Common Pleas Court/Corrections Planning Board, submitting a contract with Antek HealthWare, LLC, sole source, in the amount not-to-exceed \$2,365.00 for maintenance on the LabDAQ Toxicology Laboratory Information System for the period 2/21/2010 – 2/21/2011.
- K. Department of Justice Affairs, submitting agreements with various municipalities for reimbursement of eligible training expenses in connection with the FY2007 Urban Area Security Initiative Grant Program for the period 11/1/2009 - 4/22/2010:
  - 1) City of Brook Park in the amount not-to-exceed \$1,517.89.
  - 2) City of Independence in the amount not-to-exceed \$169.84.
- L. Department of Justice Affairs, submitting agreements with various municipalities for reimbursement of eligible training expenses in connection with the FY2007 Urban Area Security Initiative Grant Program for the period 11/1/2009 - 4/22/2010:
  - 1) City of Garfield Heights in the amount not-to-exceed \$1,582.54.
  - 2) City of Rocky River in the amount not-to-exceed \$1,329.60.
- M. Department of Justice Affairs, submitting an agreement with Village of Cuyahoga Heights in the amount not-to-exceed \$1,284.80 for reimbursement of eligible training expenses in connection with the FY2007 Urban Area Security Initiative Grant Program for the period 2/1/2010 - 4/22/2010.
- N. Administrator's Office/Health & Human Services, submitting an amendment to Contract No. CE0900386-01 with McLemore Consulting Associates, Inc. for consultant services for strategic planning and organizational development for the period 4/1/2009 - 3/31/2010 to extend the time period to 3/31/2011; no additional funds required.
- O. Administrator's Office/Health & Human Services, submitting a contract with George Zeller in the amount of \$30,000.00 for consultant services for community-based research and analysis for the period 4/1/2010 - 12/31/2010.
- P. Employment & Family Services, submitting a state contract with ProviderGateway, Inc. in the amount not-to-exceed \$141,570.00 for hosting services and maintenance on Client Services Manager software for the period 5/20/2010 - 5/19/2011.
- Q. **AWARD:** Awarded by Resolution No. 100756 dated 2/25/2010 as amended by Resolution No. 101626 dated 4/29/2010 for fluorescent and mercury ballasts for various County buildings for the period 3/1/2010 - 12/31/2012 for the Office of Procurement & Diversity:
  - 1) Contract No. CE1000323-01, 02 with Leff Electric Corporation in the amount not-to-exceed \$110,000.00.

R. **AWARD:** Awarded by Resolution No. 100846 dated 3/4/2010 for the FY2009 Juvenile Accountability Block Grant Program for the Department of Justice Affairs:

1) for the period 1/1/2010 - 12/31/2010:

a) Contract No. CE1000324-01 with City of Cleveland in the amount not-to-exceed \$74,543.00

2) for the period 3/1/2010 - 2/28/2011:

a) Contract No. CE1000325-01 with Catholic Charities Services Corporation in the amount not-to-exceed \$109,062.00.

b) Contract No. CE1000326-01 with David's Challenge Incorporated in the amount not-to-exceed \$30,000.00.

**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](http://www.cuyahogacounty.us).**