



COMMISSIONERS
Jimmy Dimora
Timothy F. Hagan
Peter Lawson Jones

AGENDA ACTIONS

November 19, 2009

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 November 19th meeting resulted in the following actions:

1. Clerk of the Board, certifying and submitting the electronic record of proceedings from the 11/12/2009 meeting, in accordance with Ohio Revised Code Section 305.11.

Considered and adopted by unanimous vote.

2. Office of Budget & Management, submitting The MetroHealth System 2010 Budget, in accordance with Ohio Revised Code Section 339.06(B), with the understanding that the allocation of County funds to the System will be made through the Year 2010 appropriation measure to be approved by the Board of County Commissioners at a future date.

Considered and adopted by unanimous vote.

3. Resolution: Proclaiming the month of November 2009 as Adoption Awareness Month in Cuyahoga County.

Considered and adopted by unanimous vote.

Please visit our website at www.cuyahogacounty.us to view the Resolution in its entirety when it becomes available.

INFRASTRUCTURE & DEVELOPMENT

4. County Engineer, recommending to accept the replacement of Emery Road Bridge No. 230 over Bear Creek in the City of Warrensville Heights and Village of North Randall as complete and in accordance with plans and specifications.

Considered and adopted by unanimous vote.

5. County Engineer, submitting an agreement of cooperation with City of Maple Heights for the resurfacing of Rockside Road from Turney Road to Broadway Avenue.

Considered and adopted by unanimous vote.

6. County Engineer, submitting a construction agreement with CSX Transportation, Inc. for rehabilitation of Bagley Road from Eastland Road to Pearl Road in the Cities of Berea and Middleburg Heights.

Considered and adopted by unanimous vote.

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

County Engineer, submitting Addendum No. 1 to the specifications on RQ15442 for 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, to make technical changes.

Considered and adopted by unanimous vote.

7. County Engineer, submitting specifications and estimate of cost; requesting authority for the Director of the Office of Procurement & Diversity to advertise for bids:
 - a) on RQ15558 for painting the West 3rd Street Bridge over the Cuyahoga River in the City of Cleveland for an estimated cost in the amount not-to-exceed \$4,832,625.00.

Considered and adopted by unanimous vote.

8. County Engineer, submitting specifications and estimate of cost; requesting authority for the Director of the Office of Procurement & Diversity to advertise for bids:
 - a) on RQ15505 for replacement of Main Street Bridge No. 36 over Baldwin Creek in the Cities of Middleburg Heights and Strongsville for an estimated cost in the amount not-to-exceed \$770,000.00.

Considered and adopted by unanimous vote.

9. County Engineer/Sanitary Engineering Division, recommending to accept County Improvement No. 2201, construction of storm sewers in East 38th and East 40th Streets in the Village of Newburgh Heights, County Sewer District No. 22, 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.

10. County Engineer/Sanitary Engineering Division, requesting authority to seek qualifications from various consultant engineering firms for general sanitary engineering services for various projects; requesting authority for the Director of the Office of Procurement & Diversity to advertise for qualifications.

Considered and adopted by unanimous vote.

11. Department of Development/Bricker and Eckler, LLP, submitting a resolution expressing the conditional intent to issue County of Cuyahoga, Ohio Self-supporting Multifamily Housing Revenue Bonds for the benefit of Garden Valley Housing Partnership II, L.P., in the amount not-to-exceed \$12,550,000.00 for the Garden Valley Phase II Project; authorizing the execution of an agreement in connection with said intent to issue and approving related matters.

Considered and adopted by unanimous vote.

12. Department of Development/Bricker and Eckler, LLP, submitting a resolution expressing the conditional intent to issue County of Cuyahoga, Ohio Self-supporting Multifamily Housing Revenue Bonds for the benefit of Garden Valley Housing Partnership III, L.P., in the amount not-to-exceed \$15,000,000.00 for the Garden Valley Phase III Project; authorizing the execution of an agreement in connection with said intent to issue and approving related matters.

Considered and adopted by unanimous vote.

13. Department of Development/Squire, Sanders & Dempsey, L.L.P., requesting a public hearing and the issuance and sale of County of Cuyahoga, Ohio Economic Development Refunding Revenue Bonds, Series 2009, in the amount not-to-exceed \$16,000,000.00 for the University School Project; authorizing the execution of various documents required in connection with said bond issuance and approving related matters.

Commissioner Hagan opened the public hearing for this project at 10:51 a.m. by recognizing bond counsel, who spoke briefly to the project. Commissioner Hagan then called for public comment and, hearing none, the public hearing was closed at 10:53 a.m.

Considered and adopted by unanimous vote.

14. Department of Development, recommending an economic development loan in the amount not-to-exceed \$350,000.00 to Cleveland Sports Hall of Fame Cafe, LLC, for acquisition of equipment to be located at 503 Euclid Avenue, Cleveland; requesting authority for the County Administrator or Director to execute all documents required in connection with said loan.

Considered and adopted by unanimous vote.

15. Department of Development/Airport Division, submitting Landlord's Waiver and Consent with The PrivateBank and Trust Company in connection with a revenue generating lease with Corporate Wings-CGF, LLC, for use of property at the County Airport for the period 1/1/2005 - 12/31/2037.

Considered and adopted by unanimous vote.

ADMINISTRATION & FINANCE

16. Information Services Center, requesting authority to prepare an amendment to Contract No. CE0900341-01 with Unify Solutions, Inc. for consultant services for SAP application development for use by Office of Human Resources for the period 1/1/2009 - 12/31/2009 to extend the time period to 6/30/2010, to change the scope of services, effective 1/1/2010, and for additional funds in the amount not-to-exceed \$318,000.00.

Considered and adopted by unanimous vote.

17. Information Services Center, requesting authority to prepare an amendment to Contract No. CE0900355-06 with Cranel Incorporated dba Versitec for maintenance on various Kodak and Fujitsu equipment for various County departments for the period 1/1/2009 - 12/31/2010 to change the scope of services, effective 10/1/2009, and for additional funds in the amount of \$16,476.06.

Considered and adopted by unanimous vote.

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

No recommendations were offered for consideration.

19. 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.

20. Administrator's Office, recommending persons to serve on the Transition Advisory Group, in accordance with Section 13.07 of the Charter of Cuyahoga County, effective 11/19/2009:
 - a) James McCafferty
 - b) Joseph Nanni
 - c) Gary Holland

Considered and adopted by unanimous vote.

21. 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 - U.)

All items were considered and adopted by unanimous vote.

22. Office of Human Resources, submitting personnel requests.

Considered and adopted by unanimous vote.

23. Office of Human Resources, requesting authority to conduct a public hearing on 12/4/2009 for proposed job classification changes for non-bargaining personnel.

Considered and adopted by unanimous vote.

24. Office of Human Resources, requesting authority to prepare an amendment to Contract No. CE0900315-01 with United HealthCare Insurance Company for the 100% PPO Plan for group healthcare benefits for County employees and their eligible dependents, including medical, stop loss insurance and pharmacy benefit management services for the period 1/1/2009 - 12/31/2011 for additional funds in the amount of \$7,000,000.00.

Considered and adopted by unanimous vote.

25. Office of Human Resources, requesting authority to prepare an amendment to Contract No. CE0900346-01 with Kaiser Foundation Health Plan of Ohio for the HMO Plan for group healthcare benefits for County employees and their eligible dependents, including medical, stop loss insurance and pharmacy benefit management services for the period 1/1/2009 - 12/31/2009 to exercise an option to extend the time period to 12/31/2010 and for additional funds in the amount of \$10,879,689.36.

Considered and adopted by unanimous vote.

26. Office of Human Resources, requesting authority to prepare an amendment to Contract No. CE0900348-01 with Kaiser Foundation Health Plan of Ohio for the MetroHealth Advantage Plan for group healthcare benefits for County employees and their eligible dependents, including medical, stop loss insurance and pharmacy benefit management services for the period 1/1/2009 - 12/31/2009 to exercise an option to extend the time period to 12/31/2010 and for additional funds in the amount not-to-exceed \$2,939,971.12.

Considered and adopted by unanimous vote.

27. Department of Central Services, recommending payment of a claim from the County's Self-Insurance Fund in the amount of \$89.95 to J. Wimbley for replacement of personal property.

Considered and adopted by unanimous vote.

28. Department of Central Services, submitting specifications and estimate of cost; requesting authority for the Director of the Office of Procurement & Diversity to advertise for bids:
- a) on RQ15222 for purchase and installation of the Courtroom Digital Audio Recording System for the Cuyahoga County Juvenile Justice Center Project for an estimated cost in the amount not-to-exceed \$570,000.00.

Considered and adopted by unanimous vote.

29. Department of Central Services, requesting authority to prepare an amendment to Contract No. CE0900049-01 with Joshen Paper & Packaging Co. for 20# white reprographic paper for various County departments for the period 11/1/2008 - 10/31/2010 for additional funds in the amount not-to-exceed \$450,000.00.

Considered and adopted by unanimous vote.

30. Office of Procurement & Diversity, recommending to declare various computer equipment as surplus County property no longer needed for public use; recommending to sell said property to RET3 Job Corp. for a fee in the amount of \$1.00.

Considered and adopted by unanimous vote.

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

Juvenile Court

- a) on RQ14950 to Mizanin Reporting Service, Inc. (7-2) in the amount not-to-exceed \$180,000.00 for court reporting services for the period 1/1/2010 - 12/31/2011.
- b) on RQ14952 to Asian Services In Action, Inc. (6-3) in the amount not-to-exceed \$60,000.00 for translating and interpreting services for the period 1/1/2010 - 12/31/2011.
- c) on RQ14953 to Mizanin Reporting Service, Inc. (11-1) in the amount not-to-exceed \$113,333.34 for transcription services for the period 1/1/2010 - 12/31/2011.

Considered and adopted by unanimous vote.

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

Considered and adopted by unanimous vote.

JUSTICE SERVICES

33. Juvenile Court, requesting authority to prepare an amendment to Contract No. CE0600275-02 with Kronos Incorporated for a Human Resources Management System for the period 1/1/2006 - 3/31/2009 to extend the time period to 3/31/2010, to change the scope of services and the terms, effective 4/1/2009, and for additional funds in the amount of \$45,681.56.

Considered and adopted by unanimous vote.

34. Department of Justice Affairs, submitting a grant agreement with Ohio Department of Public Safety, Office of Criminal Justice Services in the amount of \$146,303.25 for the Stephanie Tubbs Jones Drug Court Program in connection with the Recovery Act: Edward Byrne Memorial Justice Assistance Grant Program for the period 7/31/2009 - 12/31/2010; requesting authority for the Director or Assistant Director to execute all fiscal and programmatic reports required in connection with said grant.

Considered and adopted by unanimous vote.

35. Department of Justice Affairs, requesting authority to prepare an amendment to Agreement No. AG0900007-01 with City of Cleveland for an Automated Fingerprint Identification System and Mobile Data Needs Assessment for Ohio Homeland Security Region 2 in connection with the FY2007 Law Enforcement Terrorism Prevention Program for the period 7/1/2007 - 2/1/2010 to extend the time period to 3/1/2010 and for additional funds in the amount not-to-exceed \$711,671.23.

Considered and adopted by unanimous vote.

HUMAN SERVICES

36. Cuyahoga County Board of Developmental Disabilities, submitting a collective bargaining agreement with Association of Cuyahoga County Employees for Special Students covering 190 employees in 19 classifications in various departments for the period 9/1/2009 - 8/31/2012.

No action was taken on this item.

37. Administrator's Office/Health & Human Services/Benesch, Friedlander, Coplan & Aronoff, LLP, requesting a public hearing and granting approval by the Applicable Elected Representative, in connection with the issuance by County of Cuyahoga, Ohio, acting by and through the Board of Trustees of The MetroHealth System, of its Hospital Facilities Revenue Bonds, Series 2009A, in the aggregate principal amount not-to-exceed \$8,500,000.00 for the acquisition of a parking garage; authorizing the execution of other documents and certificates in connection therewith.

Commissioner Hagan opened the public hearing for this project at 10:35 a.m. by recognizing bond counsel, who spoke briefly to the project. Commissioner Hagan then called for public comment and, hearing none, the public hearing was closed at 10:36 a.m.

Considered and adopted by unanimous vote.

38. Administrator's Office/Health & Human Services/Squire, Sanders & Dempsey, L.L.P., submitting amendments to base lease and lease for County of Cuyahoga, Ohio Adjustable Rate Demand Hospital Facilities Revenue Bonds, Series 2000, issued in the original principal amount of \$40,000,000.00 to fund a portion of the purchase price paid by the Sisters of Charity of St. Augustine Health System, Inc. to acquire hospitals in Cleveland and Canton; authorizing the execution of certain documents and approving related matters.

Considered and adopted by unanimous vote.

39. Administrator's Office/Health & Human Services/Squire, Sanders & Dempsey, L.L.P., submitting amendments to base lease and lease for County of Cuyahoga, Ohio Hospital Facilities Revenue Bonds, Series 2000, issued in the original principal amount of \$90,000,000.00 to fund improvements to hospitals in Cleveland and Canton affiliated with University Hospitals Health System and Sisters of Charity of St. Augustine Health System; authorizing the execution of certain documents and approving related matters.

Considered and adopted by unanimous vote.

40. Administrator's Office/Health & Human Services, requesting authority to prepare amendments to contracts with various providers for direct care services for the Ryan White HIV/AIDS Treatment Modernization Act Part A Program for the period 3/1/2009 - 2/28/2011 to change the terms, effective 8/1/2009, and for additional funds:
- a) Contract No. CE0900588-01 with Community Health Partners in the amount not-to-exceed \$20,000.00.
 - b) Contract No. CE0900591-01 with Nueva Luz Urban Resource Center in the amount not-to-exceed \$70,683.00.
 - c) Contract No. CE0900731-01 with MetroHealth Medical Center in the amount not-to-exceed \$120,000.00.
 - d) Contract No. CE0900745-01 with University Hospitals Case Medical Center in the amount not-to-exceed \$50,000.00.

Considered and adopted by unanimous vote.

41. Administrator's Office/Family & Children First Council, recommending a payment in the amount of \$17,774.83 as reimbursement of grant funds to 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 7/1/2008 - 6/30/2009.

Considered and adopted by unanimous vote.

42. Administrator's Office/Family & Children First Council, submitting an amendment to a subsidy agreement with Ohio Department of Health for the Help Me Grow Program for the period 7/1/2009 - 6/30/2010 for an additional award in the amount of \$88,277.00.

Considered and adopted by unanimous vote.

43. Administrator's Office/Office of Early Childhood, submitting a grant application to The Treu-Mart Fund in the amount of \$50,000.00 for operational support of the Invest in Children Program for the period 10/1/2009 - 12/31/2010.

Considered and adopted by unanimous vote.

44. Employment & Family Services, requesting authority to prepare an amendment to Contract No. CE0800527-01 with Early Childhood Options of University Circle, Inc. for Neighborhood Family Service Centers child care drop-in services for the period 7/1/2008 - 12/31/2009 to exercise an option to extend the time period to 12/31/2010 and for additional funds in the amount of \$127,589.13.

Considered and adopted by unanimous vote.

HEARING OF OBJECTIONS

- 10:30 A.M. - Replacement of Main Street Bridge No. 36 over Baldwin Creek in the Cities of Middleburg Heights and Strongsville.

Commissioner Hagan 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 Hagan 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.

PUBLIC PRESENTATION/DISCUSSION

- None scheduled.

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 11:34 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. County Engineer, submitting an amendment (Subsidiary No. 2) to Contract No. CE0800429-01 with Blaze Construction, Inc. for resurfacing of Snow Road from Ridge Road to Broadview Road in the City of Parma for additional funds in the amount not-to-exceed \$327,681.66. (Resolution No. 094706 - authority to prepare.)

- B. Department of Development, submitting an amendment to Contract No. CE0900562-02 with Neighborhood Housing Services of Greater Cleveland, Inc. for down payment loan assistance services for the period 6/30/2009 - 5/31/2010 to change the scope of services, effective 6/30/2009, and for additional funds in the amount of \$100,000.00. (Resolution No. 094608 - authority to prepare.)
- C. Information Services Center, submitting a contract with GWAVA Technologies, Inc., sole source, in the amount not-to-exceed \$11,760.00 for maintenance on WebAccess Security Protection software for the period 11/15/2009 - 11/14/2010.
- D. Information Services Center, submitting a state contract with Lake Business Products, Inc. in the amount not-to-exceed \$2,848.00 for maintenance on 2-scanners for the County Sheriff for the period 10/22/2009 - 10/22/2010.
- E. Information Services Center, submitting a contract with Numara Software, Inc., sole source, in the amount not-to-exceed \$4,412.50 for maintenance on Track-It software for the period 10/30/2009 - 10/30/2010.
- F. Information Services Center, submitting a contract with Numara Software, Inc., sole source, in the amount not-to-exceed \$6,937.50 for maintenance on Track-It software for the Department of Children & Family Services for the period 11/27/2009 - 11/27/2010.
- G. Information Services Center, submitting a contract with SolarWinds Worldwide, LLC, sole source, in the amount not-to-exceed \$6,898.00 for maintenance on Orion Network Performance Monitor and Engineers Toolset software for the period 12/15/2009 - 12/14/2010.
- H. Information Services Center, submitting a contract with Stephen Campbell & Associates, Inc., sole source, in the amount not-to-exceed \$6,600.00 for maintenance on the Voice Vault Recorder and UPS Power Supply equipment for the County Sheriff for the period 10/1/2009 - 9/30/2012.
- I. Information Services Center, submitting a contract with Travis Systems, Inc., sole source, in the amount not-to-exceed \$1,650.00 for maintenance on the One Roof Software System for the Department of Development for the period 12/15/2009 - 12/14/2010.
- J. Information Services Center, submitting a contract with VertiQ Software, LLC, sole source, in the amount not-to-exceed \$9,000.00 for maintenance on the Case Management System for the County Coroner for the period 9/1/2009 - 8/31/2010.
- K. Department of Central Services, submitting an amendment to a revenue generating agreement with U.S. Marshals Service, Northern District of Ohio for a Fuel Purchase/Vehicle Maintenance Program for the period 1/1/2008 - 12/31/2009 to exercise an option to extend the time period to 12/31/2011.
- L. Department of Central Services, submitting an amendment to Contract No. CE0300095-03 with 15811 Investors, LLC c/o Earl Cipriani for lease of office space located at 15815 Euclid Avenue, Cleveland, for use by Juvenile Court for the period 3/1/2003 - 11/30/2009 to extend the time period to 4/30/2010 and for additional funds in the amount of \$22,280.00.

This item was corrected to read:

Department of Central Services, submitting an amendment to Contract No. CE0300095-03 with 15811 Investors, LLC c/o Earl Cipriani for lease of office space located at 15815 Euclid Avenue, Cleveland, for use by Juvenile Court for the period 3/1/2003 - 11/30/2009 to extend the time period to 4/30/2010, **to change the terms, effective 12/1/2009**, and for additional funds in the amount of \$22,280.00.

- M. Department of Justice Affairs, submitting an agreement with City of Bedford in the amount not-to-exceed \$1,700.00 for the Community Emergency Response Team Project in connection with the FY2007 Homeland Security Grant Program/Urban Area Security Initiative for the period 7/1/2007 - 5/15/2010.
- N. Department of Justice Affairs, submitting an agreement with City of Cleveland in the amount not-to-exceed \$9,500.00 for the Ohio Northern Border Initiative in connection with the FY2007 Law Enforcement Terrorism Prevention Program for the period 4/1/2009 - 3/1/2010.
- O. Department of Justice Affairs, submitting an amendment to Contract No. CE0900661-01 with Organizational Effectiveness Strategies, Inc. for consultant services for a departmental strategic plan for the period 6/1/2009 - 10/31/2009 to extend the time period to 12/10/2009; no additional funds required.
- P. Administrator's Office/Office of Early Childhood, submitting a contract with Cleveland Municipal School District - Tremont Montessori School in the amount not-to-exceed \$55,824.00 for Universal Pre-Kindergarten Program services for the Invest in Children Program for the period 8/1/2009 - 7/31/2010.
- Q. Department of Children & Family Services, submitting an amendment to Contract No. CE0900102-01 with BHC Belmont Pines Hospital, Inc. for placement services for the period 1/1/2009 - 12/31/2009 for a decrease in the amount of (\$300,000.00).
- R. Department of Children & Family Services, submitting an amendment to Contract No. CE0900124-01 with The Bair Foundation for placement services for the period 1/1/2009 - 12/31/2009 for additional funds in the amount of \$325,000.00.
- S. Department of Children & Family Services, submitting a contract with Cleveland Mediation Center in the amount not-to-exceed \$8,550.00 for mediation services for the Truancy Prevention through Mediation Program for the period 10/1/2009 - 6/30/2010.
- T. Department of Children & Family Services, submitting a contract with From Barriers to Bridges, LLC, in the amount not-to-exceed \$5,250.00 for mediation services for the Truancy Prevention through Mediation Program for the period 10/1/2009 - 6/30/2010.
- U. Department of Children & Family Services, submitting a contract with The Bellaire-Puritas Development Corporation in the amount not-to-exceed \$4,950.00 for mediation services for the Truancy Prevention through Mediation Program for the period 10/1/2009 - 6/30/2010.

- V. **AWARD:** Awarded by Resolution No. 092214 dated 5/28/2009 for the City Building ADA Improvements Project for the FY2009 Municipal Grant Program for the Department of Development for the period 6/1/2009 - 12/31/2010:
- 1) Contract No. CE0900765-01 with City of Shaker Heights in the amount of \$100,000.00.
- W. **AWARD:** Awarded by Resolution No. 093482 dated 8/17/2009 as amended by Resolution No. 094157 dated 10/1/2009 for paper and plastic supplies for various County buildings for the Department of Central Services for the period 9/1/2009 - 8/31/2011:
- 1) Contract No. CE0900632-01, 02 with Joshen Paper & Packaging Co. in the amount not-to-exceed \$471,342.25.
- X. **AWARD:** Awarded by Resolution No. 093934 dated 9/22/2009 for Workforce Investment Act In-School and Out-of-School Youth Training for the Department of Workforce Development for the period 9/1/2009 - 8/31/2010:
- 1) Contract No. CE0900764-01 with Catapult Learning, LLC, in the amount of \$750,000.00.

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.