

The Meeting will be live-streamed on YouTube. To view a livestream of the Meeting, click: <https://www.youtube.com/channel/UC4-grlgMPJy50hXISJ01lkQ>.

The following matters have been submitted to the secretary of the BOARD OF CONTROL for action at the meeting on Wednesday, October 12, 2022.

Page 1 of 2

DEPARTMENT	Rec. No.	Res. No.	SUBJECT
<b>MAYOR</b>	1		Concurring in the amendment of C.O. Section 123.09 by Ordinance No. 859-2022 changing the name of the Office of Quality Control and Performance Management to the Office of Urban Analytics and Innovation and deleting reference to the Mayor's Action Center and the 311 Call Center.
<b>FINANCE</b>	2		Amending Resolution No. 362-22, adopted August 24, 2022, authorizing agreement with Center for Arts-Inspired Learning, by deleting "trumpet" and inserting "voice" as one of the type of musical lessons to be provided.
	3		Fixing compensation to be paid to ZOLL Data Systems, Inc. under prospective agreement for professional software maintenance, technical support services and software license renewal for three years with two 1-year renewal options, for first contract year at \$444,648.00 for Finance and \$202,865.80 for Public Safety, with second and third year amounts to be adjusted based on prior year's billings for Finance and on EMS Charts for Safety.
<b>PUBLIC UTILITIES</b>	122-22		Approving public improvement contract to Marra Services, Inc. for Harvard Denison 42-Inch Transmission Rehabilitation, and approving Noce Enterprises, Inc. as subcontractor -- \$6,218,428.70.

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Page 2 of 2

DEPARTMENT	Rec. No.	Res. No.	SUBJECT
<b>PUBLIC UTILITIES (CONT'D)</b>	123-22		Approving requirement contract to Cook Paving & Construction Co., Inc. for labor, material, and installation necessary for the restoration of pavement, for two years, and approving various subcontractors -- \$2,869,100.00.
<b>COMMUNITY DEVELOPMENT</b>			Authorizing the Commissioner of Purchases and Supplies, when directed by the Director of Community Development, and requesting the Mayor, to execute a lease for a term of five years, with one 5-year renewal option per Land Reutilization Program, leasing the listed parcel to the following lessee:
	4		7501 Carnegie, LLC, P.P. No. 118-16-023 -- \$3,716.58 per year.
<b>HUMAN RESOURCES</b>	5		Authorizing contract to Ease@Work EAP, LLC to provide professional services to administer the City of Cleveland's employee assistance program, for one year with two one-year renewal options -- \$250,000.00 annually.

**BOARD OF CONTROL**  
Received .....  
Approved .....  
Adopted .....

**RESOLUTION No.**

\_\_\_\_\_  
**Secretary**

By: Mayor Bibb

**WHEREAS**, Board of Control Resolution No. 250-17, adopted May 17, 2017 under Section 77 of the Charter of the City of Cleveland concurred in the establishment of the Office of Quality Control and Performance Management in the Office of the Mayor by Ordinance No. 69-17, passed by the Cleveland City Council January 30, 2017, which ordinance enacted new Section 123.09 of the Codified Ordinances of Cleveland, Ohio, 1976, to be administered and controlled by a Director of Quality Control and Performance Management; and

**WHEREAS**, Ordinance No. 859-2022, passed by the Cleveland City Council September 19, 2022, provides that upon concurrence of the Board of Control, as required by Section 77 of the Charter of the City of Cleveland, Section 123.09 of the Codified Ordinances of Cleveland, Ohio, 1976, is amended by changing the name of the Office of Quality Control and Performance Management to the Office of Urban Analytics and Innovation and by deleting reference to the Mayor’s Action Center and the 311 Call Center; now, therefore,

**BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND** that this Board concurs in the amendment of Section 123.09 of the Codified Ordinances of Cleveland, Ohio, 1976, by Ordinance No. 859-2022, passed by the Cleveland City Council September 19, 2022, changing the name of the Office of Quality Control and Performance Management to the Office of Urban Analytics and Innovation and by deleting reference to the Mayor’s Action Center and the 311 Call Center.

**BE IT FURTHER RESOLVED** that the Secretary of the Board of Control is instructed to file a certified copy of this resolution with the Clerk of Council immediately upon the adoption of this resolution for attachment to Ordinance No. 859-2022.

**BOARD OF CONTROL**

**Received .....**

**Approved .....**

**Adopted .....**

**RESOLUTION No.**

\_\_\_\_\_  
**Secretary**

**By: Director Abonamah**

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WHEREAS, Board of Control Resolution No. 362-22, adopted August 24, 2022, authorized the Director of Finance to enter into an agreement with Center for Arts-Inspired Learning for the professional services necessary to provide musical instrument lessons for guitar, percussion, keyboard, violin and trumpet; and

WHEREAS, the City desires to omit trumpet lessons and to add vocal lessons as one of the music lesson options under the prospective agreement; and, therefore,

BE IT RESOLVED by the BOARD OF CONTROL of the CITY OF CLEVELAND that Resolution No. 362-22, authorizing the Director of Finance to enter into an agreement with Center for Arts-Inspired Learning, is amended by deleting "trumpet" and inserting "voice" as one of the type of musical lessons that the Center can provide.

BE IT FURTHER RESOLVED that all other provisions of Resolution No. 362-22 not expressly amended as stated above shall remain unchanged and in full force and effect.

**BOARD OF CONTROL**

Received \_\_\_\_\_

Approved \_\_\_\_\_

Adopted \_\_\_\_\_

Secretary \_\_\_\_\_

**RESOLUTION No.**

BY: Directors Abonamah & Howard

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**WHEREAS**, under the authority of Ordinance Nos. 1954-98 and 2051-99, passed by the Cleveland City Council on December 14, 1998, and March 6, 2000, respectively, and Resolution No. 790-00, adopted by the Board of Control on November 15, 2000, the City of Cleveland, through its Director of Public Safety, entered into City Contract No. 58307 with ZOLL Data Systems, Inc. f/k/a Pinpoint Technologies, Inc., on October 5, 2001, for a period of one (1) year, for pen-based computer patient care report system, for \$437,186.00; and

**WHEREAS**, under the authority of Ordinance No. 2305-02, passed by the Cleveland City Council on December 9, 2002, the City of Cleveland, through its Director of Finance, entered into City Contract No. 61032 with ZOLL Data Systems, Inc. f/k/a Pinpoint Technologies, Inc., on April 11, 2003, for a period of one (1) year, for the license of and professional services necessary for installation of and training in software to electronically invoice EMS ambulance transports, in compliance with Health Insurance Portability and Accountability Act ("HIPAA") requirements, on the basis of its CAD/Sanitas Silver Installation and Training Plan, for \$75,200.00; and

**WHEREAS**, division (d) of Section 181.102 C.O. authorizes a director to enter into an agreement with the software vendor for professional services, as-needed, to implement or maintain the software and to acquire additional licenses for, or additional copies of, the originally authorized software and licenses for, or copies of, software associated with and having the same function, purpose and performance capabilities as the originally acquired software including, but not limited to, integration, implementation, migration, installation, design, interfacing, maintenance, repair, upgrades, enhancements, training, training registration, testing, and technical support; and

**WHEREAS**, under the authority of Section 181.102 C.O., the City intends to enter into an agreement with ZOLL Data Systems, Inc. for professional software maintenance services, software license renewal, and technical support for a period of three (3) years starting December 5, 2022 with two one-year options to renew, for the Departments of Finance and of Public Safety; now, therefore,

**BOARD OF CONTROL**

Received \_\_\_\_\_

Approved \_\_\_\_\_

Adopted \_\_\_\_\_

Secretary \_\_\_\_\_

**RESOLUTION No.**

BY: Directors Abonamah & Howard

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**BE IT RESOLVED** by the Board of Control of the City of Cleveland that under division (e) of Section 181.102 C.O., the compensation to be paid for the professional software maintenance services, technical support and software license renewal to be performed under the agreement to be entered into with ZOLL Data Systems, Inc., on the basis of its June 28, 2022 and July 18, 2022 Quotes for a period of three (3) years with two one-year options to renew exercisable by the Directors of Finance and of Public Safety, is fixed at the unit price amounts stated in the Quotes. The contract amounts for the first year of the term are as follows:

Department of Finance:  
Year 1: \$444,648.00

Department of Public Safety:  
Year 1: \$202,865.80

The contract amounts for the second and third years of the term and any optional renewal years will be adjusted based on the prior year's billings for the Department of Finance and on the EMS Charts for the Department of Public Safety.

**Form "B"**  
**PUBLIC IMPROVEMENT**

C of C 84-100B

Recommendation No. 122-22 File # 55-22 Date October 5, 2022

Directors' Signature \_\_\_\_\_ Director of Public Utilities

Board of Control Resolution No. \_\_\_\_\_ Date: \_\_\_\_\_

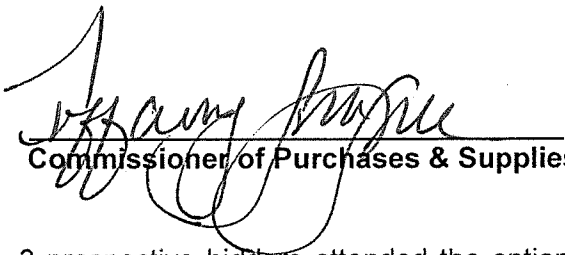
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TO: The Honorable Mayor and Board of Control:

Under authority of Ordinance No. 10-2021 passed January 20, 2021, sealed bids were opened and read by the Division of Purchases & Supplies on August 17, 2022 for the public improvement of Harvard Denison 42 Inch Transmission Main Rehabilitation, All Items, for the Division of Water.

We recommend that a public improvement be awarded upon a unit price to: Marra Services, Inc., located at 700 East 73<sup>rd</sup> Street, Cleveland, Ohio 44103, as the lowest responsible bidder,

in the aggregate amount of: \$6,218,428.70.

  
\_\_\_\_\_  
Commissioner of Purchases & Supplies

6 prospective bidders received plans and specifications. 3 prospective bidders attended the optional pre-bid site conference. 3 bids were received.

Second Bid:	<u>Nerone &amp; Sons, Inc.</u>	\$ <u>7,809,615.00</u>
Third Bid:	<u>Triad Engineering and Contracting Co.</u>	\$ <u>10,961,725.50</u>

**Office of Equal Opportunity Report:**

This is a horizontal construction contract. The OEO goal set for this project is 30% CSB. The contractor demonstrated a good faith effort to meet the subcontracting goals for this project and documented efforts to contract with certified subcontractors.

**Subcontractors:**

Noce Enterprises, Inc.	(CSB)	\$1,870,000.00	33.08%
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**Form "A"**  
**PURCHASE OF SUPPLIES OR COMMODITIES**

**C of C 84-100a**

Recommendation No. 123-22 File No. 73-22 Date October 5, 2022

Director's Signature \_\_\_\_\_ Department of Public Utilities

Board of Control Resolution No. \_\_\_\_\_, adopted \_\_\_\_\_

TO: The Honorable Mayor and Board of Control:

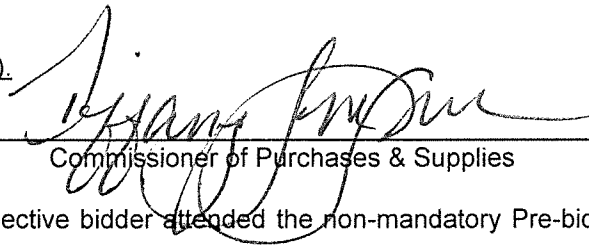
Under the authority of Ordinance No. **664-2020**, passed **September 9, 2020**; sealed bids were opened and read by the Division of Purchases & Supplies on **August 10, 2022** for the purchase of an estimated quantity of labor, materials, and installation necessary for the **Restoration of Pavement**, for the **Department of Public Utilities**.

We recommend award by requirement contract to: **Cook Paving and Construction Company, Inc., (MBE/LPE)**, located at 4545 Spring Road, Brooklyn Heights, Ohio 44131, as the lowest responsible bidder,

for all items.

for a period of two years starting upon the latter of the execution of a contract or the day following expiration of the currently effective contract for the goods or services.

in the approximate sum of \$2,869,100.00 (1% Net 10 Days).

  
\_\_\_\_\_  
Commissioner of Purchases & Supplies

16 invitations were mailed to prospective bidders. 1 prospective bidder attended the non-mandatory Pre-bid conference and 3 bids were received.

Second Bid:	<u>The Vallejo Company</u>	<u>\$5,020,750.00</u>
Third Bid:	<u>Unique Paving Materials Corp*</u>	<u>\$ 385,000.00</u>

**The Office of Equal Opportunity Report:**

The subcontracting goal for this project is 20% CSB. The contractor made a good faith effort to meet the subcontracting goals for this project and documented efforts to contract with certified subcontractors.

**Subcontractors:**

Cuyahoga Concrete Sawing & Drilling, LLC	(CSB)	\$ 20,000.00		0.70%
Fabrizi Recycling, Inc.	(CSB)	\$ 25,000.00		0.87%
The Lakewood Supply Company	(CSB)	\$ 33,000.00	(60% Supplier Rule)	1.15%
RAR Construction Co., Inc.	(CSB)	\$110,000.00		3.83%
RAR Construction Co., Inc.	(CSB)	\$294,000.00	(60% Supplier Rule)	10.25%
Tech Ready Mix	(CSB)	\$675,000.00		23.53%

**Remarks:**

\*The bid was deemed non-responsive. Bidder did not bid on all items and did not make a good faith effort to meet the subcontracting goals for this project.



**BOARD OF CONTROL**

Received \_\_\_\_\_

Approved \_\_\_\_\_

Adopted \_\_\_\_\_

Secretary \_\_\_\_\_

**RESOLUTION No.**

**BY: Director Hernandez**

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WHEREAS, under Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

WHEREAS, under the Program, the City has acquired Permanent Parcel No. 118-16-023 located at 7707 Carnegie Avenue; and

WHEREAS, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development to sell or lease Land Reutilization Program parcels when certain specified conditions have been met; and

WHEREAS, 7501 Carnegie, LLC has proposed to the City to lease the parcel for use as a temporary parking lot; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 6 has approved the proposed lease or has not disapproved or requested a hold of the proposed lease within 45 days of notification of it;
2. The proposed lessee of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, to execute a lease for a term of 5 years with an option for one renewal term of 5 years, on behalf of the City of Cleveland with 7501 Carnegie, LLC for the use and maintenance of a temporary parking lot on Permanent Parcel No. 118-16-023 according to the Land Reutilization Program in such manner as best carries out the intent of the program.

BE IT FURTHER RESOLVED THAT the consideration for lease of the parcel shall be \$3,716.58 per year.

**BOARD OF CONTROL**

Received .....

Approved.....

Adopted .....

**RESOLUTION No.**

\_\_\_\_\_  
Secretary

By: Director Patton

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BE IT RESOLVED by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 311-2022 passed by Cleveland City Council on April 11, 2022, Ease@Work EAP, LLC is selected by the Director of Human Resources as the firm to be employed by contract to supplement the regularly employed staff of the Department of Human Resources to provide professional services necessary to administer the City of Cleveland's employee assistance program for a period of one year with two one-year options to renew, exercisable by the Director of Human Resources.

BE IT FURTHER RESOLVED that the Director of Human Resources is authorized to enter into contract with Ease@Work EAP, LLC, based on its proposal dated June 16, 2022, which contract shall be prepared by the Director of Law, shall provide for the furnishing of professional services as described in the proposal for aggregate fees of \$250,000.00 annually and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.