



SHAKER HEIGHTS

**Safety and Public Works Committee Agenda
Via Zoom Meeting Due to Covid-19
Public Health Emergency
Friday, April 2, 2021, at 8:00 AM**

For the safety of staff and residents, in-person attendance is not permitted. Join the Zoom meeting as a viewer or listener from a PC, Mac, iPad, iPhone or Android device.

**Join online at: <https://zoom.us/j/98995406807?pwd=NTIJeWxkOU5xOU5kM3doRE5xMy9DUT09>, Password: 33553400;
Description: Safety and Public Works; or join by phone at 833-548-0282 (toll free);
Webinar ID: 989 9540 6807, Password: 33553400.**

International numbers available at <https://zoom.us/u/aUZB20ML>

1. Approval of Minutes for SPW Meeting on March 5, 2021

Documents:

[03052021 SPW MINUTES FINAL DRAFT.PDF](#)

2. Recommendation to enter into an Inter-Agency Agreement with the Cuyahoga County Juvenile Court to accept grant funding which provides \$3400.00 from March 1 - December 31, 2021, for the operation of the Community Diversion Program
Presented by: Jeffrey DeMuth, Chief of Police

Documents:

[SPW 2021 JUVENILE DIVERSION AGREEMENT.PDF](#)

3. Recommendation to enter into a contract with Thomson Reuters to renew subscription for Open Source Public Records Database identified as CLEAR for Law Enforcement for a three (3) year contract at a cost of \$7,596.53
Presented by: Jeffrey DeMuth, Chief of Police

Documents:

[SPW 2021 THOMSON REUTERS - CLEAR INVESTIGATION SOFTWARE.PDF](#)

4. Request to enter into an agreement with GPD Group for the resurfacing of Warrensville Center Road and the Shaker Blvd./Warrensville Center Road Reconfiguration Project
Presented by: Christian Maier, Assistant Director of Public Works

Documents:

5. Adjournment

To request an accommodation for a person with a disability, call the City's ADA Coordinator at 216-491-1440, or Ohio Relay Service at 711 for TTY users.



**SAFETY AND PUBLIC WORKS COMMITTEE MINUTES
FRIDAY, MARCH 5, 2021
8:00 AM
VIA ZOOM MEETING**

Members Present: Robert Zimmerman, Council Chairperson
Sean Malone, Council Member
Carmella Williams, Council Member
Earl Williams, Council Member
Jonathan Hren, Citizen Member
James Sammon, Citizen Member
Patricia Speese, Director Public Works
Jeffrey DeMuth, Chief of Police
Patrick Sweeney, Chief of Fire

Others Present: David E. Weiss, Mayor
Jeri Chaikin, Chief Administrative Officer
Christian Maier, Assistant Director of Public Works
William Gruber, Director of Law
Marilyn Kertis, Recording Assistant

The meeting was called to order by Council Chair Robert Zimmerman at 8:02 AM.

APPROVAL OF FEBRUARY 5, 2021 MEETING MINUTES

Council Chair Zimmerman asked if there were any questions, changes or additions to the February 5, 2021, Safety and Public Works Committee meeting minutes. There being none, a motion was made by Council Member Carmella Williams, it was seconded, and the minutes were approved.

**REQUEST FOR SUPPORT FROM THE SAFETY AND PUBLIC WORKS
COMMITTEE TO AWARD THE 2021 STREET RESURFACING PROJECT TO
RONYAK PAVING AT A COST OF \$1,421,976.40**

Patricia Speese, Director of Public Works

Director Speese indicated that any major work to be done for the Public Works Department always go out for competitive bids which was done this year. There were bids by 8 contractors with Chagrin Valley Paving being the lowest bidder for the 2021 Street Resurfacing Program. Although the charter states that the award should go to the lowest and best bidder, Director Speese elaborated on previous work done by Chagrin Valley Paving in 2015 and their work was fair at best and a logistical nightmare. It was only after Public Works contacted the Bonding Company and issued a Default of Contract letter that Chagrin Valley Paving responded to complaints by the department and finished the work.

Chagrin Valley Paving bid on another project in 2020. Although they were the lowest bidder, they did not receive the contract. At that time, they never reached out in any way to renew the relationship with the City of Shaker Heights for future projects to ensure that any future projects would be successful. Although it's not a contract requirement, Chagrin Valley Paving did not attend a pre-bid meeting for either the 2020 or 2021 Street Resurfacing Project. They did try to contact Director Speese by phone during this year's bid process, however, it is stated at every pre-bid meeting and in the minutes that representatives from the City will not speak privately to any bidder, as that would compromise the integrity of the public bidding process and a fair playing field. The Public Works Department wants to make sure there is transparency in the public bidding process. All questions need to be put in writing so that the question and answer can be shared with every potential bidder. Their absence at the pre-bid meetings indicated a lack of interest in the project details.

Director Speese is requesting support from the Safety and Public Works Committee to award the contract to Ronyak Paving for the amount of 1,421,976.40. They were the second lowest and best bid received. They have worked on multiple projects for the City of Shaker Heights (Shaker Blvd. Resurfacing in 2016, 2017, and 2020) along with additional work within the City as a sub-contractor for utility work. Their quality of work exceeds industry standards and the project managers are responsive and professional. Although the bid from Chagrin Valley Paving was \$59,150.58 lower than that of Ronyak Paving, the cost would likely have exceeded that of the 2nd bidder as they would likely have to hire more inspectors to oversee the project if Chagrin Valley was the awarded bidder.

Director Speese deferred to Christian Maier, the Assistant Director of Public Works to elaborate on the three (3) phases of the project as he is intimately more familiar with aspects of the project. Assistant Director Maier highlighted that the project is a very aggressive project with a lot of work to be completed in approximately 90 days. They don't want to have to "babysit" a contractor and had the work been awarded to Chagrin Valley Paving, it would likely take a toll on the Public Works Department. The work will be done in the 3 phases:

1. Phase one (1) is a 50/50 split with the County to include Coventry Road which is in very poor condition and well-traveled. This should take approximately 21 days to complete
2. Phase two (2) will include five (5) streets to include Chadbourne (Ashby to Clayton), Paxton (from Shaker to South Woodland), Albion (Onaway to City Limits), Sebor (Onaway to Southington) and Douglas (Shelburne to Cranlyn) which should take approximately 30 days.
3. Phase three (3) will include Berwyn (Ardmore to Grenway), Almar (Somerset to Belvoir), Sussex (Southerland to Lomond) and Scottsdale (Warrensville to Lynnfield).

Council Chair Zimmerman asked for a color coded map of the project which Director Speese indicated she will make sure that the committee receives a copy. He then opened the discussion for questions and also indicated that the contracting process was handled nicely and appreciates the hard work of all of the directors.

Council Member Earl Williams recalled the 1st Covid-19 Meeting held on March 14, 2020, and the discussion regarding Chagrin Valley Paving back then and how working with them could be threatening to the City. They didn't correct history and the city is also stressed with its current projects and do not have time to monitor Chagrin Valley Paving to make sure their work is done

properly. He has no problem with ignoring the comments from Chagrin Valley Paving and awarding the contract to Ronyak Paving.

Citizen Member Hren agreed with Council Member Williams. He mentioned that he has also been involved with projects involving Chagrin Valley Paving and how they are not respected among other contractors. Chagrin Valley Paving is bidding on projects that are out of their normal capabilities such as bridge work and other projects that are unusual for them and questionable if they are able to handle the work; therefore, he concurs with Director Speese and her decision to award the contract to Ronyak Paving.


Council Chair Zimmerman asked if there were any more comments or questions. There being none, he asked for a motion to approve the grant request. A motion was made by Council Member Carmella Williams, it was seconded, and approved.

DRAFT



SHAKER HEIGHTS

Memorandum

To: Members of Safety and Public Works Committee
From: Jeffrey N. DeMuth, Chief of Police 
ec: Mayor David E. Weiss
Chief Administrative Officer Jeri E. Chaikin
Director of Law William Gruber
Director of Finance John Potts
Date: March 8, 2021
Re: Community Diversion Program Inter-Agency Agreement

The Shaker Heights Police Department is recommending the City enter into an Inter-Agency Agreement with the Cuyahoga County Juvenile Court to accept grant funding for 2021. Specifically, this grant is for ten (10) months (March 1, 2021 – December 31, 2021) and provides \$3,400.00 for the operation of the Community Diversion Program.

The Shaker Heights Police Department runs a Juvenile Diversion Program that is a court supported, community-based sanctioned Program that diverts first-time misdemeanants and status offenders from official court action. The Program permits communities like ours to tailor treatment in penalties to fit the needs of the individual juveniles and the concerns and safety of the community, as well as offering youth the opportunity to avoid an official juvenile court record. For example, grant funds can and are spent on online diversion expenses, skills building groups, restorative justice programs and truancy prevention/intervention programs. The main goal of the Juvenile Diversion Program is to make a juvenile's first offense their last offense.

The majority of the time spent by the magistrates is volunteered time, but the real cost comes in the overtime payments made to an officer who is present at the hearing and a civilian employee who maintains the day-to-day administrative paperwork associated with the Program. The number of man-hours spent participating in programs for the prevention/control of juvenile delinquency has ranged from 100 – 170 throughout the years. Grant funds for the reimbursement of employee expenses are also spent on monitoring community service, hearings/family meetings, family group conferencing, mentoring youth, face-to-face follow up and phone calls to check in with the youth, family or community provider.

The number of juveniles participating in the Juvenile Diversion Program has varied over the years from as low as six (6) (due to the Coronavirus pandemic) to as high as 127. In 2009 a participant fee of \$40.00 was established to help offset the costs, which allows the magistrates the flexibility to waive the fee based on a participant's ability to pay.



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Grant funding in the amount of \$3,400.00 is being offered by the Cuyahoga County Juvenile Court for our operation of our Community Diversion Program. This amount, along with our carryover from 2020 of approximately \$23,700.00, will allow us to finance the Program. Funds from the carryover were used for the appropriation to the 2021 operating budget.

Our Department has received grant funding and operated the Community Diversion Program to the benefit of first-time juvenile offenders for over 20 years. It is recommended the City accept the grant and enter into the Inter-Agency Agreement with Cuyahoga County Juvenile Court for the operation of the Community Diversion Program in the amount of \$3,400.00.

It is further requested that this item be supported by the Safety and Public Works Committee. If approved, the item will be forwarded to the Finance Committee for review. It should be noted that we will operate our Community Diversion Program with carryover funds until this contract is approved and fully executed.


JND/sko



SHAKER HEIGHTS

Memorandum

To: Members of Safety and Public Works Committee

From: Jeffrey N. DeMuth, Chief of Police 

ec: Mayor David E. Weiss
Chief Administrative Officer Jeri E. Chaikin
Director of Law William Gruber
Director of Finance John Potts

Date: March 23, 2021

Re: Thomson Reuters – CLEAR Investigation Software

The Shaker Heights Police Department is recommending the City enter into a contract with Thomson Reuters to renew our subscription for their open source public records database identified as CLEAR for Law Enforcement. Our current contract is for a minimum term of 36 months and is set to expire on April 30, 2021.

CLEAR is used by the Department's officers to query public records, resulting in accurate and useable information that can be linked to provide intelligence for ongoing investigations. We are able to locate, identify and connect people through up to date phone numbers, business information, assets and relationship data. The ability to use this information has increased the effectiveness of our operations tenfold, often resulting in the development of valuable information that would typically require legal correspondence or significant effort to obtain.

Our present 36 month contract began at a rate of \$175.50 for 75 users with a year over year increase during the contract of 3%, which equated to a monthly subscription price of \$186.19 for the final year. Thomson Reuters has offered to renew another three (3) year contract with the first year rate of \$204.81 with the same 3% annual increase. Therefore, the second year monthly rate would be \$210.95 and the third year monthly rate would be \$217.28, for a total three (3) year contract cost of \$7,596.53.

The Police Department is seeking authorization to pay for this three (3) year subscription through use of the Law Enforcement Trust Fund (Fund 701). According to Ohio Revised Code, all disbursements from the Law Enforcement Trust Fund must be approved by the legislative body of the municipality. Additionally, we are requesting these funds be appropriated to be encumbered to pay for the three (3) year contract.

It is further requested that this item be supported by the Safety and Public Works Committee. If approved, this item will be forwarded to the Finance Committee for review.

JND/sko



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Memorandum

To: Safety and Public Works Committee
From: Patricia Speese, Director of Public Works
CC: Mayor David Weiss, CAO Jeri Chaikin
Date: April 2, 2021
Re: PID 105725 CUY-Warrensville Center Road Part 1 & CUY-Shaker Heights TLCI Part 2 – Recommendation of Construction Management Services

The City of Shaker Heights has received funding from the Ohio Department of Transportation (ODOT) and the Federal Highway to resurface Warrensville Center Road from Fairmount Circle to Farnsleigh and Norwood to the Southern City Limit. The second part of the funding is for the reconfiguration of the Shaker Blvd. and Warrensville Center Road intersection. Per our Agreement with ODOT, the total cost of the project is estimated to be \$3,000,480. ODOT will pay up to \$1,916,000 for the resurfacing portion of the project and they will pay up to \$574,000 for the intersection reconfiguration. This cost includes construction and construction administration & inspection. The City's contribution will be \$517,117 for eligible project costs. However, the City was responsible for paying for design services (\$216,800) as well as non-eligible project costs (\$509,998). Non-eligible project costs include curb & apron replacement and items associated with full depth repair. As such the total cost to the City will be \$1,243,915. The project is currently being bid and the bid opening is April 2, 2021. It is our intent to start construction in early May 2021.

On February 15, 2021 the City of Shaker Heights posted Letters of Interest (LoI) for Construction Management and Construction Inspection Services on ODOT's "Local Government Postings" website for the project, as required for LPA administered projects. Eight (8) firms submitted LoI's on March 2, 2021. The scoring was based on criteria outlined in the LoI and consisted of:

- Consulting Firms Project Manager (10%)
- Assigned Staff & Sub-consultants (25%)
- Firm's current Workload (10%)
- Firm's Past Performance (30%)
- Project Approach (25%)

Evaluations were performed by myself, the Assistant Director of Public Works and Public Work's Superintendent. Please see below for the firms and the breakdown of the scoring

Firm	Average Score
GPD Group	92
QCI	89
DLZ	88
CTL	86
GPI	85
Mannik Smith	79
Prime Consultants	78
Anser Advisory	70

Based on the scoring of the different consultants, Public Works interviewed GPD Group’s project team on March 19, 2021. Given the interview, experience and knowledge of the project team, the City requested that GPD Group provide a fee proposal. This was submitted on March 24, 2021 and the proposed fee was \$212,072. After review of the proposal, I negotiated the fee with GPD. Showing their commitment to the City and project, GPD submitted a revised fee of \$196,616; we believe the fee is fair and reasonable for the scope of work listed in the LoI. Based on the percentage of work that is ODOT eligible, the cost of construction administration for Shaker Heights is \$103,563. ODOT’s participation for construction administration will be \$93,563 provided project costs do not exceed their cap amount of \$2,490,000. The funds of the project were appropriated in the 2020 and 2021 capital budget.

Based on their understanding of the project, proposed project team and technical approach, we request authority to enter into a contract with GPD Group for construction management services for the resurfacing of Warrensville Center Road and the Shaker Blvd. / Warrensville Center Road reconfiguration project.