

Ordinance No.1448-2019

Council Member(s) Keane and Kelley
(by departmental request)

AN EMERGENCY ORDINANCE

Determining the method of making the public improvement of performing the Suburban Water Main Renewal Program, years 2020 through 2024, including replacing or rehabilitating water mains and their related apparatus in various suburban communities; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the improvement.

WHEREAS, the City of Cleveland, Division of Water, has entered into, and will continue to enter into, Amended Water Service Agreements, Asset Transfer Agreements, and Municipal Utility District Agreements with various suburban communities, which include the transfer of ownership of suburban water distribution assets to the City of Cleveland, as well as obligations related to regional cooperation and tax sharing; and

WHEREAS, the Division of Water is obligated under the Amended Water Service Agreements to replace and rehabilitate such water distribution assets, which include water mains and appurtenances; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of performing the Suburban Water Main Renewal Program, years 2020 through 2024, including replacing or rehabilitating water mains and their related apparatus in the suburban communities that have signed or will sign the Amended Water Service Agreement with the City of Cleveland (the “Improvement”), for the Division of Water, Department of Public Utilities, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement.

Section 2. That the Director of Public Utilities is authorized to enter into one or more contracts for the making of the Improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement, provided, however, that each separate trade and each distinct component part of the Improvement

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may be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract on a unit basis.

Section 3. That the cost of the contracts authorized shall be paid from Fund Nos. 52 SF 001 and from the funds and subfunds to which are credited the proceeds of the sale of future Water Works revenue bonds, if issued for this purpose. (RQS 2002, RLA 2019-59)

Section 4. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

GB:nl
11-18-19

FOR: Director Davis

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READ FIRST TIME on November 18, 2019
and referred to **DIRECTORS of Public Utilities, Finance, Law;**
COMMITTEES on Utilities, Finance

REPORTS

CITY CLERK

READ SECOND TIME

by the council

CITY CLERK

READ THIRD TIME

by the council

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. _____ Page _____

Published in the City Record _____

REPORT after second Reading

PASSAGE RECOMMENDED BY COMMITTEE ON UTILITIES	
FILED WITH COMMITTEE	_____

PASSAGE RECOMMENDED BY COMMITTEE ON FINANCE	
FILED WITH COMMITTEE	_____

