

Ordinance No. 1329-2024

By Council Members Kazy, Bishop and Griffin (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Works, on behalf of the Office of Sustainability, to employ one or more professional consultants to manage the use of City-owned Electric Vehicle Charging Stations or Electric Vehicle Service Equipment; and to charge fees relating to the charging stations and equipment.

WHEREAS, the City owns electric vehicle charging stations and electric vehicle service equipment (collectively, the “Stations”) to be located at the following City properties: Willard Garage, West Side Market, Canal Basin Park and the Frederick Douglass Recreation Center; and

WHEREAS, the Stations require management, maintenance and operational services to promote access to and use by the City’s residents; and

WHEREAS, to contribute to and help pay for the costs related to the operations of the Stations, the City desires to charge fees to the users of the Stations; 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 for the purpose of this ordinance, “Electric Vehicle” means a vehicle that can be powered by an electric motor that draws electricity from a battery and is capable of being charged from an external source. An Electric Vehicle includes both a vehicle that can only be powered by an electric motor that draws electricity from a battery (all-electric vehicle or battery-electric vehicle) and a vehicle that can be powered by an electric motor that draws electricity from a battery and by an internal combustion engine (plug-in hybrid electric vehicle), and “Electric Vehicle Parking Space” means any marked parking space located at any of the City-owned Stations reserved exclusively for the parking and charging of an Electric Vehicle.

Section 2. That the Director of Department Public Works, on behalf of the Office of Sustainability, is hereby authorized to promulgate rules and regulations governing the management, maintenance and operational services of the Stations.

Section 3. That the Director of Department Public Works, on behalf the Office of Sustainability, is authorized to enter into one or more contracts to provide professional maintenance and operational services related to the Stations for a period

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or period not to exceed a total of three (3) years, with two (2) one-year options to renew exercisable at the discretion of the Director of Public Works, on behalf of the Office of Sustainability. The selection of a professional consultant or consultants made under this section shall be made by the Board of Control upon the nomination of the Director of Public Works, on behalf of the Office of Sustainability, from a list of qualified consultants available for such employment as may be determined after a full and complete canvass by the Director of Public Works, on behalf of the Office of Sustainability, for the purpose of compiling such a list. The compensation to be paid for such services shall be fixed by the Board of Control. Professional services contracts herein authorized shall be prepared by the Director of Law, approved by the Director of Public Works, on behalf of the Office of Sustainability, and certified by the Director of Finance.

Section 4. That the Stations may be used by any member of the public, subject to the payment of parking and charging fees, and compliance with posted limitations, including but not limited to hours of operation and maximum parking duration, applicable to the City-owned property containing the Stations.

Section 5. That the Director of Public Works, on behalf of the Office of Sustainability, is authorized to charge and collect a fee or fees for the use of the Stations at a rate or rates to be determined by the Board of Control from time to time. Said fees shall be deposited into Fund No. 10 SF 980 and shall be used to pay for the supply of electricity, maintenance, operational services, management, upgrades (mechanical and software), warranties and/or for the expansion of current or the installing of future Stations.

Section 6. That the costs of the professional service contracts or contracts authorized in this ordinance shall be paid from Fund No. 10 SF 980.

Section 7. 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.

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READ FIRST TIME on NOVEMBER 25, 2024

**and referred to DIRECTORS of Public Works, Finance, Law;
COMMITTEES on Utilities, Municipal Services and Properties,
Finance Diversity Equity and Inclusion**

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

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Published in the City Record _____

**REPORT
after second Reading**

PASSAGE RECOMMENDED BY
COMMITTEE ON
UTILITIES

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
MUNICIPAL SERVICES
AND PROPERTIES

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PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE, DIVERSITY, EQUITY
and INCLUSION

FILED WITH COMMITTEE

