

**Ordinance No. 956-2020**

**By Council Members:** Kazy and Kelley (by departmental request)

**An emergency ordinance determining the method of making the public improvement of replacing pump discharge control valves and appurtenances at the Fairmount Pump Station; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement.**

**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 replacing pump discharge control valves and appurtenances at the Fairmount Pump Station, 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 for a gross price 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 public improvement with the lowest responsible bidder or bidders after competitive bidding for a gross price for the improvement, provided, however, that each separate trade and each distinct component part of the improvement 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 for a gross price. On request of the director, the contractor shall furnish a correct schedule of unit prices, including profit and overhead, for all items constituting units of the improvement.

**Section 3.** That the Director of Public Utilities is authorized to apply and pay for permits, licenses or other authorizations required by any regulatory agency or public authority to permit performance of the work authorized by this ordinance.

**Section 4.** That the cost of the improvement and other expenditures and other expenditures authorized shall be paid from Fund No. 52 SF 001, from the fund or funds, to which are credited the proceeds from the sale of any future bonds, if issued for this purpose, and from any funds approved by the Director of Finance, RQS 2002, RL 2020-102.

**Section 5.** 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.

**Passed January 20, 2021.**

**Effective January 26, 2021.**