

# Ordinance No. 820-2020

By Council Members Kazy and Kelley  
(by departmental request)

## AN EMERGENCY ORDINANCE

Authorizing the Director of Public Utilities to enter into an agreement with the Northeast Ohio Regional Sewer District for the treatment and disposal of water plant sludge generated at the Morgan, Baldwin, and Nottingham Water Treatment Plants, for the Division of Water, Department of Public Utilities.

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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 it is determined that the within services are non-competitive and cannot be secured from any source other than the Northeast Ohio Regional Sewer District (“NEORS”) in that NEORS is the sole entity available to the Division of Water for the treatment and disposal of water plant sludge generated at the Morgan, Baldwin, and Nottingham Water Treatment Plants. Therefore, the Director of Public Utilities is authorized enter into an agreement with Northeast Ohio Regional Sewer District for the treatment and disposal of water plant sludge generated at the Morgan, Baldwin, and Nottingham Water Treatment Plants, for the Division of Water, Department of Public Utilities. The agreement, among other things, shall establish rates, set terms for inflationary escalation, and modify existing discharge limitations to acknowledge current conditions.

Section 2. That the term of the agreement shall be perpetual and may be terminated by either party upon written notification with a five-year advance notice of intent to terminate.

Section 3. That the annual cost of the agreement is estimated at \$7.3 million dollars and shall be paid from Fund No. 52 SF 001, RQS 2002, RLA 2020-57.

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  
10-21-2020  
FOR: Director Davis

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**REPORT  
after second Reading**

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**READ FIRST TIME on OCTOBER 21, 2020**  
**and referred to DIRECTORS of Public Utilities, Finance, Law;**  
**COMMITTEES on Utilities, Finance**

**REPORTS**

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**CITY CLERK**

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**READ SECOND TIME**

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**CITY CLERK**

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**READ THIRD TIME**

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**PRESIDENT**

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**CITY CLERK**

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**APPROVED**

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**MAYOR**

Recorded Vol. \_\_\_\_\_ Page \_\_\_\_\_

Published in the City Record \_\_\_\_\_

**PASSAGE RECOMMENDED BY  
COMMITTEE ON  
UTILITIES**

FILED WITH COMMITTEE

**PASSAGE RECOMMENDED BY  
COMMITTEE ON  
FINANCE**

FILED WITH COMMITTEE