

# Ordinance No. 119-2025

By Council Member McCormack

## AN EMERGENCY ORDINANCE

Authorizing the Mayor and the Commissioner of Purchases and Supplies to purchase property for park purposes located between Starkweather and Professor Avenues to expand “Lucky Park”; and amend a property adoption agreement with Tremont West Development Corporation relating to maintaining and improving the park.

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WHEREAS, under Ordinance No. 568-2021, passed July 14, 2021, the City purchased Permanent Parcel No. 004-17-098 located at the intersection of Starkweather Avenue and Professor Avenue for the purposes of developing “Lucky Park” and the Director of Public Works entered into property adoption agreement No. CT0103-NF2022-005 with Tremont West Development Corporation, or its designee (“Tremont West”) to maintain and improve the new park (the “Original Agreement”); and

WHEREAS, the City of Cleveland wishes to purchase Permanent Parcel No. 004-17-097 located between Starkweather Avenue and Professor Avenue from St. Theodosius Orthodox Christian Cathedral, or its designee (“St. Theodosius”) for the expansion of “Lucky Park”; and

WHEREAS, the City wishes to amend the Original Agreement to include Permanent Parcel No. 004-17-097; 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 notwithstanding and as an exception to the provisions of Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies and the Mayor are authorized to purchase the following described property from St. Theodosius for the expansion of Lucky Park located in the vicinity of Starkweather and Professor Avenues:

Legal Description for 004-17-097

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being the middle part of Sublot No. 105 in William Slade, Jr.’s Allotment of part of Original Brooklyn Township Lot No. 87 and described as follows:

Bounded on the East by Professor Street S.W. by the Lot Line: North by a line parallel with the North Line of said Lot No. 105 and 55 feet 8 inches South therefrom, as per plat of said Allotment recorded in Volume 1 of Maps, Page 23 of Cuyahoga County Records, be the same more or less but subject to all legal highways.

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Section 2. That the Director of Parks and Recreation is authorized to execute on behalf of the City of Cleveland all necessary documents to acquire the property and to employ and pay all fees for title companies, surveys, escrows, appraisers, environmental audits, and all other costs necessary for the acquisition of the property.

Section 3. That the consideration to be paid for this property shall not exceed fair market value of \$90,000.

Section 4. That all costs of acquiring, accepting, and recording the land shall be paid from Fund No. 10 SF 166; Project Name: Lucky Park Project; Project Number: D25329.

Section 5. That the Director of Parks and Recreation is authorized to enter into an amendment to the Original Agreement to include Permanent Parcel No 004-17-097. All other terms of the Original Agreement shall remain the same.

Section 6. That the Director of Parks and Recreation is authorized to accept the gift of any improvements and maintenance made for the benefit of Lucky Park.

Section 7. That the amendment to the Original Agreement shall be prepared by the Director of Law.

Section 8. 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.

jho/sm/nl  
1-27-2025  
FOR: Council Member McCormack

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REPORT  
after second Reading

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**READ FIRST TIME on JANUARY 27, 2025**  
and referred to DIRECTORS of Parks and Recreation,  
City Planning Commission, Finance, Law;  
COMMITTEES on Municipal Services and Properties,  
Finance Diversity Equity and Inclusion

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. **112** Page \_\_\_\_\_

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

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COMMITTEE ON  
MUNICIPAL SERVICES  
AND PROPERTIES

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FINANCE, DIVERSITY, EQUITY  
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