

Ordinance No. 182-2023

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

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Works to apply for and accept a grant from the National Park Service, or its designee, for the purpose of developing a new City park to be located near the Clark Recreation Center; and to apply for and accept additional grants and gifts for the new park.

WHEREAS, under Ordinance No. 210-2021, passed May 17, 2021, this Council authorized the public improvement of constructing, rehabilitating, renovating, replacing or otherwise improving recreation facilities, ancillary recreation buildings and other similar structures on city-owned and city-lease park property, including site improvements and appurtenances and authorizing the professional services to implement the public improvement; and

WHEREAS, implementation of the Clark Avenue Park development project was contemplated under that ordinance; and

WHEREAS, additional grant funding from the National Park Service through the Ohio Department of Natural Resources is available; and

WHEREAS, the Director of Public Works wishes to apply for and accept the additional funding to implement the Clark Avenue Park development project which will establish the new Clark Avenue Park adjacent to the existing Clark Recreation Center; 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 the Director of Public Works is authorized to apply for and accept a grant in the approximate amount of \$461,322.50, from the National Park Service, or its designee, for the purpose of developing a new City park to be located near the Clark Recreation Center, including site improvements, parking, appurtenances, safety surfaces, and park and/or playground equipment and amenities (collectively the “Improvement”); that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are

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appropriated for the purposes described in the summary for the grant contained in the file described below.

Section 2. That the summary for the grant, **File No. 182-2023-A**, made a part of this ordinance as if fully rewritten, including the obligation of the City of Cleveland to provide cash matching funds equal to the amount of the grant, in the approximate amount of \$461,322.50, payable from Fund Nos. 20 SF 552, 20 SF 558, 20 SF 561, 20 SF 565, 20 SF 572, 20 SF 577, 20 SF 584, 20 SF 590, 20 SF 595, 20 SF 700, and other funds approved by the Director of Finance, is approved in all respects and shall not be substantially changed without additional legislative authority. (RQS 0103, RL 2022-34)

Section 3. That, unless expressly prohibited by the grant agreement, under Section 108(b) of the Charter, the Director of Public Works may make purchases under the grant agreement through cooperative arrangements with other governmental agencies. The Director of Public Works may sign all documents and do all things that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process. The contracts shall be paid from the fund or funds to which are credited any grant funds accepted under this ordinance.

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.

ST:nl
2-6-2023
FOR: Director DeRosa

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

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**READ FIRST TIME on FEBRUARY 6, 2023
and referred to DIRECTORS of Public Works, Finance, Law;
COMMITTEES on 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

**PASSAGE RECOMMENDED BY
COMMITTEE ON
MUNICIPAL SERVICES
AND PROPERTIES**

FILED WITH COMMITTEE

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

FILED WITH COMMITTEE
