

Ordinance No. 244-2021

**By Council Members Bishop and Kelley
(by departmental request)**

AN EMERGENCY ORDINANCE

Authorizing the Directors of Finance and Public Works to enter into one or more concession agreements for the operation of soft drink, candy, snack, and other vending machines throughout various parks and various City-owned and City-leased buildings, for a period not to exceed two years, with a one-year option to renew, exercisable by the Directors of Finance and Public Works; and to extend the existing concession agreements for a period up to six months or until such earlier time as new concession agreements are entered into under this ordinance.

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 any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Directors of Public Works and Finance are authorized to enter into one or more concession agreements on the basis of competitive proposals for the operation of soft drink, candy, snack, and other vending machines throughout various parks and various City-owned and City-leased buildings under the control of the Department of Public Works and other City departments when the director of the department authorizes participation in the concession agreement or agreements for a period not to exceed two years, with a one-year option to renew, exercisable by the Directors of Public Works and Finance. The selection of the concessionaire or concessionaires shall be made by the Board of Control on the nomination of the Directors of Finance and Public Works.

Section 2. That, to the extent permitted by law, fifty percent (50%) of the City revenues derived from the vending machines shall be deposited into the appropriate fund and subfunds for the improvement of, use of, and maintenance of City of Cleveland recreation centers.

Section 3. That the Director of Public Works is authorized to extend the existing concession agreements for the operation of the vending machines described in Section 1 for a period not to exceed six months, or until such earlier time as new contracts, let pursuant to a request for proposals, are entered into under the authority of Section 1 of 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.

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REPORT
after second Reading

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READ FIRST TIME on APRIL 12, 2021

and referred to DIRECTORS of Public Works, Finance, Law;
COMMITTEES on Municipal Services and Properties, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

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

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

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