

Ordinance No. 1327-2024

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

AN EMERGENCY ORDINANCE

To enter into an amendment to the grant agreement entered into under Ordinance No. 753-2021, passed September 20, 2021, as amended, relating to applying for and accepting a grant from the Cleveland Foundation for the development of the African American Cultural Garden.

WHEREAS, under Ordinance No. 753-2021, passed September 27, 2021, as amended by Ordinance No. 1189-2021, passed February 14 2021, this Director of Public Works entered into a grant agreement with the Cleveland Foundation, to accept grant funds for the development of the African American Cultural Garden; and

WHEREAS, under Ordinance No. 1371-2023, passed December 4, 2023, this Council authorized the Director of Public Works to amend the grant agreement to extend the grant period for donor engagement and phase two construction of the African American Cultural Garden (collectively, “Ordinance No. 753-2021, as amended”); and

WHEREAS, there is currently \$325,000 of unspent grant funding being held by the City of Cleveland (“Unspent Funds”) and it is the desire of both the City of Cleveland, the Association of the African American Cultural Garden (“AAACG”) and the Cleveland Foundation to disburse the Unspent Funds to the AAACG capital fund account with the Cleveland Foundation for donor engagement and phase two construction which has not, to date, been developed to completion; 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 the Public Works is authorized to enter into an amendment to the grant agreement (the “Amendment”) entered into with the Cleveland Foundation under Ordinance No. 753-2021, as amended. The Amendment will disburse the Unspent Funds to AAACG, for deposit into AAACG’s identified capital fund with the Cleveland Foundation, to be used for donor engagement and phase two construction of the African American Cultural Garden. All other terms and conditions of the grant agreement entered into under Ordinance No. 753-2021, as amended, shall remain unchanged and in full force and effect.

Section 2. The Director of Law shall prepare the Amendment authorized in this ordinance.

Section 3. 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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(by departmental request)

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READ FIRST TIME on NOVEMBER 25, 2024
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

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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

