

# Ordinance No. 37-2024 AS AMENDED

By Council Members Bishop and Griffin  
(by departmental request)

## **AN EMERGENCY ORDINANCE**

Authorizing the Director of Public Works, on behalf of the Office of Sustainability, to apply for and accept a grant from the Ohio Department of Natural Resources for the Ohio's Urban Forestry Grant Program; and authorizing the director to enter into one or more requirement contracts for labor and materials needed for urban forestry services, including but not limited to, maintaining and planting trees, and removing trees, stumps, and tree waste material.

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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 the Director of Public Works, on behalf of the Office of Sustainability, is authorized to apply for and accept a grant in the amount up to \$1,000,000, and any other funds that may become available during the grant term from the Ohio Department of Natural Resources to conduct the Ohio's Urban Forestry Grant Program; 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 appropriated for the purposes described in the legislative summary for the grant contained in the file described below.

Section 2. That the legislative summary for the grant, File No. 37-2024-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Works, on behalf of the Office of Sustainability, is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period to be determined by the Director, of the necessary items of labor and materials needed for urban forestry services, including but not limited to, maintaining and planting trees, and removing trees, stumps, and tree waste material, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Public Works, on behalf of the Office of Sustainability. Bids shall be taken in a manner that

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permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 4. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Works, on behalf of the Office of Sustainability, may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 5. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQS 0112, RL 2024-01)  
~~this ordinance, and any other funds approved by the Director of Finance.~~

Section 6. 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.

BD:nl  
1-8-2024  
FOR: Director Williams

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**REPORT  
after second Reading**

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**READ FIRST TIME** **REPORTS**

and referred to \_\_\_\_\_

by the council \_\_\_\_\_

\_\_\_\_\_  
**CITY CLERK**

**READ SECOND TIME**

by the council \_\_\_\_\_

\_\_\_\_\_  
**CITY CLERK**

**READ THIRD TIME**

by the council \_\_\_\_\_

\_\_\_\_\_  
**PRESIDENT**

\_\_\_\_\_  
**CITY CLERK**

**APPROVED**

\_\_\_\_\_  
**MAYOR**