

Ordinance No. 709-2025

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

AN EMERGENCY ORDINANCE

Authorizing the Director of Capital Projects to request Cuyahoga County to include items not eligible for Federal funds in the resurfacing of West 140th Street from Puritas Avenue to Lakewood Heights Boulevard; and to cause payment for the City’s share.

WHEREAS, Ordinance No. 1085-2023, passed October 30, 2023, authorized the Director of Capital Projects to enter into an agreement with Cuyahoga County (the “County”) to give consent to the County concerning the construction and financing of the resurfacing of West 140th Street from Puritas Avenue to Lakewood Heights Boulevard, County ID 1383 (the “Improvement”); and

WHEREAS, the agreement authorized by Ordinance No. 1085-2023 (the “Agreement”) states that if the County is formally requested by the City of Cleveland (the “City”) to include the construction of sanitary sewers, waterlines, area sewers (drainage of areas surrounding the Improvement), sidewalk, alternate bid items, or other items in the improvement that are in addition to those now existing and not provided for elsewhere in the Agreement, the County will do so, provided that this construction meets with the approval of the County and the City, and that the City agrees to pay, or make arrangements for the payment of, the cost of the additional construction and the cost of preliminary and design engineering, and construction supervision; and

WHEREAS, the City desires to include the following which are in addition to those now existing and not provided for elsewhere in the Agreement: preliminary and design engineering construction and construction supervision for work associated to support the installation of rectangular rapid flashing beacons (RRFB) at the following four intersections along West 140th Street: Belleshire Avenue, Carrydale Avenue, Sacramento Avenue and San Diego Avenue (the “Additional Work”); 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 Capital Projects is authorized to request the County to include the Additional Work in the Improvement.

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Section 2. That the Director of Capital Projects agrees to pay one hundred percent (100%) of the non-federal share of the preliminary and design engineering construction and construction supervision costs of any expenses incurred by the County for the Additional Items.

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.

PMA:nl
6-2-2025
FOR: Director DeRosa

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READ FIRST TIME on JUNE 2, 2025 **REPORTS**
and referred to DIRECTORS of Capital Projects,
City Planning Commission, Finance, Law;
COMMITTEES on Municipal Services and Properties,
Finance Diversity Equity and Inclusion

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

REPORT
after second Reading

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
MUNICIPAL SERVICES
AND PROPERTIES

FILED WITH COMMITTEE

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