

# Ordinance No.1004-2019

Council Members Keane and Kelley  
(by departmental request)

## **AN EMERGENCY ORDINANCE**

Authorizing the Director of Public Utilities to employ one or more professional consultants to administer a Backflow Data Management Program, for a period of three years, with two one-year options to renew, the first of which shall require additional legislative authority.

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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 Utilities is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to administer a Backflow Data Management Program, including but not limited to, the administration and implementation of a backflow prevention device tracking and management system, which will incorporate a function allowing licensed plumbing contractors to submit backflow test results via a secure internet website, for a period of three years, with two options to renew for additional one-year periods. The first of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the first of the one-year options to renew is exercised, then the second of the one-year options to renew may be exercised at the option of the Director of Public Utilities, without the necessity of obtaining additional authority of this Council.

The selection of the consultant or consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Utilities from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Utilities for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Utilities, and certified by the Director of Finance.

# Ordinance No. 1004-2019

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Section 2. That the cost of the contract or contracts authorized shall be paid from the fund or funds to which are credited the processing fees collected from the owner of the backflow devices under this program.

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.

LW:nl  
8-21-19

FOR: Director Davis

**Ord. No. 1004-2019**

**REPORT**

after second Reading

Council Members Keane and Kelley, by departmental request

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**READ FIRST TIME on AUGUST 21, 2019** REPORTS  
 and referred to **DIRECTORS** of Public Utilities, Finance, Law;  
**COMMITTEES** on Utilities, Finance

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CITY CLERK

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by the council **READ SECOND TIME**

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CITY CLERK

\_\_\_\_\_  
by the council **READ THIRD TIME**

\_\_\_\_\_  
PRESIDENT

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CITY CLERK

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**APPROVED**

\_\_\_\_\_  
MAYOR

Recorded Vol. \_\_\_\_\_ Page \_\_\_\_\_  
Published in the City Record \_\_\_\_\_

