

Ordinance No. 499-2020

By Council Members Cleveland, Johnson, Brancatelli and Kelley (by departmental request)

AN EMERGENCY ORDINANCE

To amend the title and Section 18 of Ordinance No. 588-17, passed June 5, 2017, relating to giving consent to the Director of Transportation of the State of Ohio to remove and replace the existing East 75th Street bridge; to supplement the ordinance by adding new Sections 7a, 7b, 7c, 7d, and 17a to add the authority to apply and accept additional funding; and to cause payment to the state for the City's share of the improvement.

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 title and Section 18 of Ordinance No. 588-17, passed June 5, 2017 are amended to read as follows:

An Emergency Ordinance giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio to remove and replace the existing East 75th Street bridge over Norfolk Southern Railroad and Greater Cleveland Regional Transportation Authority; to apply for and accept Issue I and other funding and any gifts or grants for this purpose from any public or private entity; authorizing the Director of Capital Projects to enter into any relative agreements; and authorizing the acquisition of any real property and easements necessary to make the improvement; and to cause payment for the City's share of the improvement estimated at \$2,020,000.

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Section 18. That the costs of this ordinance shall be paid from Fund Nos. ~~20 SF 520, 20 SF 528, 20 SF 534, 20 SF 540, 20 SF 546, 20 SF 554, 20 SF 563, 20 SF 568, 20 SF 574, 20 SF 579, 20 SF 586, 20 SF 592, from the fund or funds to which are credited any proceeds from the sale of bonds authorized by Ordinance No. 413-17, passed April 24, 2017, provided this Council passes and the City sell the bonds authorized by Ord. No. 400-2020, from the fund or funds to which are credited the proceeds from the sale of future bonds if issued for this purpose,~~ the fund or funds to which are credited any gift or grant proceeds accepted under this ordinance, cash matches, cash contributions accepted and appropriated under this ordinance, and from any and all funds approved by the Director of Finance. (RQS 0103, RLA 2017-9 and RQS 0103, RL 2020-55)

Section 2. That the existing title and Section 18 of Ordinance No. 588-17, passed June 5, 2017 are repealed.

Section 3. That Ordinance No. 588-17, passed June 5, 2017, are supplemented by adding new Sections 7a, 7b, 7c, 7d, and 17a to read as follows:

Section 7a. That the Mayor is authorized to apply to the District One Public Works Integrating Committee for state funding for the Improvement.

Section 7b. That the Mayor is authorized to apply to the District One Public Works Integrating Committee for state funding to obtain credit

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enhancements and loan assistance in support of the city's bonds issued for bridge and road improvements.

Section 7c. That the Mayor is authorized to accept one or more grants from the Ohio Public Works Commission, acting by and through its Director, to finance the Improvement; that the Mayor 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 this ordinance.

Section 7d. That the Director of Capital Projects is authorized to enter into one or more Local Project Administration agreements with the Ohio Department of Transportation to fund and construct any portion of the Improvement contained in this ordinance, and to enter into one or more contracts for the expenditures of grants or other funding to implement this ordinance with the lowest and best responsible bidder or engineer.

Section 17a. That this Council authorizes payment to the State of the City's share of the Improvement.

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.

SM:nl
6-17-20
FOR: Director Spronz

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READ FIRST TIME on JUNE 17, 2020

and referred to DIRECTORS of Capital Projects,
City Planning Commission, Finance, Law;
COMMITTEES on Municipal Services and Properties,
Development Planning and Sustainability, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

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Published in the City Record _____

REPORT after second Reading

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

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
**DEVELOPMENT, PLANNING AND
SUSTAINABILITY**

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE

