

Ordinance No.1525-2019 (As Amended)

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

AN EMERGENCY ORDINANCE

Authorizing the Director of Capital Projects to employ one or more professional consultants to provide strategic services relating to the planning and execution of the off highway vehicle and bicycle motocross park project, and other related services; and authorizing the director to apply for and accept gifts and/or grants from any public or private entity to implement the project.

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:

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 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 assist the City in areas relating to the development of an off highway vehicle (OHV) and bicycle motocross (BMX) park to be located in the city limits, including but not limited to, providing content and direction to city staff in areas relating to programming, site selection, development of an operations plan and oversight related to design and construction of the park, and other related services, for the Office of Capital Projects.

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 Capital Projects from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Capital Projects 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 Capital Projects, and certified by the Director of Finance.

Section 2. That the Director of Capital Projects is authorized to apply for and accept any gifts or grants for this purpose from any public or private entity; and that the director is authorized to file all papers and execute all documents necessary to

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receive any gift or grant funds; and that the funds are appropriated for the purposes described in this ordinance.

Section 2a. That through additional authorizing legislation and prior to any construction of an OHV and BMX park, consent shall be given by the Council member representing the ward in which it is to be located, as well as by a Council member of any ward with one or more residential units within five hundred (500') feet of such a park.

Section 3. That the cost of the contract or contracts authorized shall be paid from Fund Nos. 11 SF 006, 20 SF 552, 20 SF 558, 20 SF 561, 20 SF 565, 20 SF 572, 20 SF 577, 20 SF 584, 20 SF 590, and from the fund or funds to which are credited any cash gifts or grants accepted under this ordinance, and from any fund or fund approved by the Director of Finance, Request No. RQS 0103, RLA 2019-70.

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
11-25-19

FOR: Director Spronz

Amendments to Ord. No. 1525-2019

THERE IS NO LEGAL OBJECTION TO THIS LEGISLATION IF AMENDED AS FOLLOWS:

1. Insert new Section 2a to read as follows:

"Section 2a. That through additional authorizing legislation and prior to any construction of an OHV and BMX park, consent shall be given by the Council member representing the ward in which it is to be located, as well as by a Council member of any ward with one or more residential units within five hundred (500') feet of such a park."

Date: _____ (Signed): _____

Ralph Scola
Assistant Director of Law

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Council Member(s) Johnson, Brancatelli and Kelley (by departmental request)

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READ FIRST TIME on November 25, 2019 **REPORTS**
and referred to DIRECTORS of Capital Projects, City Planning Commission, Finance, Law;
COMMITTEES on Municipal Services and Properties, Development Planning and Sustainability,
Finance

CITY CLERK

READ SECOND TIME
 by the council _____

CITY CLERK

READ THIRD TIME
 by the council _____

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. _____ Page _____
 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

