

Ordinance No.602-2026

Desk copy prepared for July 15, 2026 meeting

AN EMERGENCY ORDINANCE

Determining the method of making the public improvement of inspecting, repairing, renewing, and/or replacing transmission water mains, valves, and appurtenances and making corrosion control inspections and improvements as part of the transmission water main renewal and corrosion prevention and control program from 2027 through 2031; authorizing one or more professional consultants for the improvements; and to apply for and accept additional funding.

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, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of inspecting, repairing, renewing, and/or replacing transmission water mains, valves, and appurtenances and making corrosion control inspections and improvements as part of the transmission water main renewal and corrosion prevention and control program from 2027 through 2031 (the "Public Improvement"), at an estimated cost not to exceed Twenty-Five Million Dollars (\$25,000,000.00), for the Division of Water, Department of Public Utilities, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Public Improvement.

Section 2. That the Director of Public Utilities is authorized to enter into one or more contracts for the making of the Public Improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Public Improvement, provided, however, that each separate trade and each distinct component part of the Public Improvement may be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract for on a unit basis.

Section 3. That the Director of Public Utilities is authorized to apply and pay for permits, licenses, or other authorizations required by any regulatory agency or public authority to permit performance of the work authorized by this ordinance.

Section 4. 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

Ordinance No.

the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services for the Public Improvement.

The selection of the 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.

Section 5. That, under Section 108(b) of the Charter, the purchases and/or services authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Utilities may sign all documents that are necessary to make the purchases and/or obtain the services, and may enter into one or more contracts with the vendors and/or consultants selected through that cooperative process. The Director of Public Utilities shall provide written notice to the Clerk of Council and the Utilities Committee Chair whenever any purchase is made under this section, which notice shall include the details of any such cooperative purchases.

Section 6. That the Director of Public Utilities and/or the Director of Finance is authorized to apply for and accept one or more Water Supply Revolving Loan Account ("WSRLA") loans from the Ohio Environmental Protection Agency ("Ohio EPA"), Ohio Water Development Authority, or other appropriate state agency to provide partial financing for the Public Improvement.

Section 7. That the Director of Public Utilities and/or the Director of Finance is authorized to enter into one or more loan agreements with the Ohio Water

Ordinance No.

Development Authority, the Ohio EPA, or other appropriate state agency, for one or more WSRLA loans, which loan agreement or agreements shall contain additional terms that are acceptable to the Director of Law to protect the public interest. The Director of Public Utilities and/or the Director of Finance is further authorized to file all papers and execute all documents necessary to receive the funds under the WSRLA agreement or agreements and appropriate the loan funds for the purposes set forth in the WSRLA agreement or agreements.

Section 8. That upon execution of the WSRLA agreement or agreements, the Director of Public Utilities and/or the Director of Finance is authorized to repay the loan funds under the WSRLA, in accordance with the terms and conditions of the WSRLA agreement or agreements, from the operating revenues of the Division of Water.

Section 9. That the Director of Public Utilities and/or the Director of Finance is authorized to apply for and accept grants as they become available and other funding from the United States of America and its federal agencies, the state of Ohio and its state agencies, public agencies and/or pass-through entities approved by the governmental entity and that the appropriate Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant or grants; and that the funds are appropriated for the purposes described in this ordinance.

Section 10. That the cost of the professional services, the Public Improvement, and other expenditures authorized shall be paid from Fund Nos. 52 SF 001, 52 SF 258, the fund or funds to which are credited the loan proceeds received under any WSRLA loan agreement, or from any other loan and grant funds received, or from the fund or funds to which are credited the proceeds from the sale of future bonds if authorized for the purpose of the contract(s) and/or other expenditures authorized by this ordinance; ~~and other funds approved by the Director of Finance.~~ (RQS 2002, RLA 2026-54)

Ordinance No.

Section 11. 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.

DO:nl
5-11-26
FOR: Director Keane

Mr.

AN EMERGENCY ORDINANCE

Determining the method of making the public improvement of inspecting, repairing, renewing, and/or replacing transmission water mains, valves, and appurtenances and making corrosion control inspections and improvements as part of the transmission water main renewal and corrosion prevention and control program from 2027 through 2031; authorizing one or more professional consultants for the improvements; and to apply for and accept additional funding.

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

Recorded Vol. _____ Page _____

Published in the City Record _____

