C OF C 125-174

# Ordinance No. 400-2022

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

**AN EMERGENCY ORDINANCE**

Authorizing the Director of Public Works to apply for and accept a grant from the State of Ohio, Department of Natural Resources to improve Sowinski Park located within Rockefeller Park; determining the method of making the public improvement of constructing a multipurpose trail; and authorizing the Director to enter into one or more public improvement contracts for the making 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 Director of Public Works is authorized to apply for and accept a grant in the amount of $150,000, and any other funds that may become available during the grant term from the State of Ohio, Department of Natural Resources to construct a multipurpose trail in Sowinski Park located within Rockefeller Park; that the Director 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 the legislative summary for the grant contained in the file described below.

Section 2. That the legislative summary for the grant, **File No. 400-2022-A**, made a part of this ordinance as if fully rewritten, including the obligation of the City of Cleveland to provide cash matching funds in the sum of $30,000 from Fund Nos. 20 SF 552, 20 SF 558, 20 SF 561, 20 SF 565, 20 SF 572, 20 SF 577, 20 SF 584, 20 SF 590, 20 SF 595, 20 SF 700, from the fund or fund to which are credited the proceeds from the sale of future bonds if issued for this purpose, and any other funds approved by the Director of Finance, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Works is authorized to extend the term of the grant during the grant term.

Section 4. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of constructing a multipurpose trail at Sowinski Park located within Rockefeller Park (the “Improvement”), for the

Department of Public Works, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement.

Section 5. That the Director of Public Works is authorized to enter into one or more contracts for the making of the Improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement, provided, however, that each separate trade and each distinct component part of the 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 on a unit basis.

Section 6. That the Director of Public Works 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 7. That the costs of the Improvement shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance and the cash match. (RQS 0103, RLA 2022-24)

Section 8. 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.

KR:nl
4-18-2022
FOR: Acting Director Johnson

# Ord. No. 400-2022

[File No. 400-2022-A]

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

**AN EMERGENCY ORDINANCE**

Authorizing the Director of Public Works to apply for and accept a grant from the State of Ohio, Department of Natural Resources to improve Sowinski Park located within Rockefeller Park; determining the method of making the public improvement of constructing a multipurpose trail; and authorizing the Director to enter into one or more public improvement contracts for the making of the improvement.

**READ FIRST TIME on APRIL 25, 2022** **REPORTS**
**and referred to DIRECTORS of Public Works,**
**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**

Recorded Vol. **109** 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
**FINANCE, DIVERSITY, EQUITY and INCLUSION**

FILED WITH COMMITTEE