

# Ordinance No. 995-2022 AS AMENDED

By Council Members Hairston and Griffin  
(by departmental request)

## AN EMERGENCY ORDINANCE

To amend the title and Section 3 of Ordinance No. 119-2022, passed May 23, 2022; and to supplement the ordinance by adding new Sections 2a, 2b, 2c, ~~and 2d~~, 2d and 2e, relating to directing a portion of the City's Coronavirus Local Fiscal Recovery Fund payment by authorizing the Director of Community Development to enter into one or more subrecipient agreements with The Mt. Sinai Health Care Foundation to assist with a lead safe program and authorizing the expenditure of a portion of the Fund Payment to the Department of Community Development for lead related programming, administration, loans and grants, ~~and to the Department of Law for lead-related code enforcement activities.~~

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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 title and Section 3 of Ordinance No. 119-2022, passed May 23, 2022, are amended to read as follows:

An Emergency Ordinance directing a portion of the City's Coronavirus Local Fiscal Recovery Fund payment to the provision of government services to the extent of the City's reduction in revenue resulting from the COVID-19 public health emergency by authorizing the Director of Community Development to enter into one or more subrecipient agreements with The Mt. Sinai Health Care Foundation to assist with a lead safe program, to be encumbered March 3, 2021, and ending December 31, 2024; and authorizing the expenditure of a portion of the Fund Payment to the Department of Community Development for lead related programming, administration, loans and grants, and to the Department of Law for lead-related code enforcement activities.

Section 3. That the cost of ~~all the subrecipient~~ agreements authorized by ~~this ordinance shall not exceed \$17 million dollars~~ in Section 1 of this ordinance shall not exceed \$11,500,000 and \$13,000,000, the cost of the agreements, loans, grants, administration, supplies, and staffing authorized in Section 2a of this ordinance shall not exceed \$5,500,000 \$3,000,000 and the cost of the Law Department agreements and administrative and court costs authorized in Section 2d of this ordinance shall not exceed \$1,000,000 and shall be paid from the Fund Payment and from any other funds that are appropriated for this purpose as determined by the Director of Finance. (RQS 8006, RL 2022-03)

Section 2. That the existing title and Section 3 of Ordinance No. 119-2022, passed May 23, 2022, are repealed.

Section 3. That Ordinance No. 119-2022, passed May 23, 2022 is supplemented by adding new Sections 2a, 2b, 2c, ~~and 2d~~, 2d and 2e to read as follows:

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Section 2a. That the Director of Community Development is authorized to enter into agreements with subrecipients, contractors, individuals, and entities to provide loans or grants and to pay administrative costs such as supplies and staffing for lead-related programming and administration.

Section 2b. That the Director of Community Development is authorized to accept monies in repayment under the programs and to utilize the repayments in a revolving fund for additional expenditures under these programs and administrative expenses, which repayments are appropriated for those purposes.

Section 2c. That the Director of Community Development is authorized to accept promissory notes, naming the City of Cleveland as payee, and mortgages, naming the City of Cleveland as mortgagee, and any other security instrument executed to evidence and secure repayment of loans made under these programs.

~~Section 2d. That the Director of Community Development is authorized to enter into forbearance agreements with any recipient of a validly existing loan administered by the Department of Community Development, and to charge and accept fees to cover costs incurred in the preparation of loan documents, closing, and servicing costs. Such fees shall be deposited into a Fund approved by the Director of Finance and are hereby appropriated for the purposes of these programs.~~

Section 2d. That the Director of Law is authorized to enter into agreements with individuals and entities for legal services and to pay administrative costs such as supplies and staffing and court costs for lead-related code enforcement and administration.

Section 2e. That any contract, loan or grant over \$50,000 to be entered into under Section 2a and 2d of this ordinance shall require additional legislative authority.

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.

GEP:nl  
9-26-22

FOR: Director Hernandez

**Ord. No. 995-2022 AS AMENDED**

**REPORT  
after second Reading**

**By Council Members Hairston and Griffin (by departmental request)**

**An Emergency Ordinance** to amend the title and Section 3 of Ordinance No. 119-2022, passed May 23, 2022; and to supplement the ordinance by adding new Sections 2a, 2b, 2c and 2d, relating to directing a portion of the City’s Coronavirus Local Fiscal Recovery Fund payment by authorizing the Director of Community Development to enter into one or more subrecipient agreements with The Mt. Sinai Health Care Foundation to assist with a lead safe program and authorizing the expenditure of a portion of the Fund Payment to the Department of Community Development for lead related programming, administration, loans and grants.

**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**

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