C OF C 125-174

Ordinance No. 106-2023 AS AMENDED

By Council Members Hairston, McCormack, Bishop and Griffin (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of City Planning to apply for and accept a grant from the United States Department of Transportation for the Strengthening Mobility and Revolutionizing Transportation (SMART) Program; authorizing the director to employ one or more professional consultants to design, prototype, and evaluate a traffic signal system; authorizing various written standard purchase and requirement contracts; and authorizing the director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant.

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 City Planning is authorized to apply for and accept a grant in the approximate amount of $1,820,500, and any other funds that may become available during the grant term from the United States Department of Transportation to conduct the Strengthening Mobility and Revolutionizing Transportation (SMART) Program; 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. 106-2023-A,** made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of City Planning is authorized to extend the term of the grant during the grant term.

Section 4. That the Director of City Planning is authorized to enter into one or more contracts with Cleveland State University, Greater Cleveland Regional Transit Authority, Northeast Ohio Areawide Coordinating Agency, Cleveland City Council, Clevelanders for Public Transit, and Bike Cleveland to implement the grant as described in the file.

Section 5. That the Director of City Planning 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 design, prototype, and evaluate an intelligent, cloud-based adaptive traffic signal system that provides next-generation transit and emergency vehicle priority based on cellular-based AVL technology and incorporates optical sensor-based bicycle and pedestrian detection and near-crash identification.

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

Section 6. That the Director of City Planning, or appropriate director, is authorized to make one or more written standard purchase contracts and written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, the period of requirements to be determined by the director, for the necessary items of materials, equipment, supplies, and services needed to test and install upgrades and integrate reconfigurations to existing traffic systems, including installation, if needed, and for hardware and other related equipment needed to implement the grant, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of City Planning or related department. Bids shall be taken in a manner that permits an award to be made for all items as a single contract,

or by separate contract for each or any combination of the items as the Board of Control determines.

Section 7. 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 City Planning may sign all documents that are necessary to make the purchases and/or obtain such services, and may enter into one or more contracts with the vendors and/or consultants selected through that cooperative process.

Section 8. That the cost of the contract or contracts authorized shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance. (RQS 0110, RLA 2023-8)

Section 9. 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.

RB:nl
1-23-23

FOR: Director Huang

Ord. No. 106-2023 AS AMENDED

REPORT
after second Reading

By Council Members Hairston, McCormack, Bishop and Griffin
(by departmental request)

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Authorizing the Director of City Planning to apply for and accept a grant from the United States Department of Transportation for the Strengthening Mobility and Revolutionizing Transportation (SMART) Program; authorizing the director to employ one or more professional consultants to design, prototype, and evaluate a traffic signal system; authorizing various written standard purchase and requirement contracts; and authorizing the director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant.

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

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APPROVED

_____

_____
MAYOR

Recorded Vol. _____ Page _____
Published in the City Record _____