

Ordinance No. 530-2023

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

AN EMERGENCY ORDINANCE

Authorizing the Director of Capital Projects to enter into one or more contracts with the Cleveland-Cuyahoga County Port and L.A.N.D. Studio, Inc., or their designees, related to the Irishtown Bend project; and authorizing the Director to apply for and accept any gifts, grants or services from any public or private entity.

WHEREAS, as part of the Irishtown Bend project, the Cleveland-Cuyahoga County Port Authority (“Port Authority”) or its designee will install 2,300 linear feet of sheet steel bulkheads, remove or realign failed roadways including pavement and utilities within the right-of-way, and regrade the hillside along the shoreline of the Cuyahoga River on the section know as Irishtown Bend to correct a major hillside failure that threatens to disrupt commerce on the river (the “Stabilization Improvement”); and

WHEREAS, after the hillside is secured, L.A.N.D. Studio, Inc. (“Land Studio”) or its designee will construct a 17-acre park for residents with a riverfront boardwalk, multi-purpose trails, green space, overlooks, and other park amenities (the “Park Improvement”); and

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 notwithstanding any provision of the Codified Ordinances of Cleveland Ohio, 1976, to the contrary, the Director of Capital Projects is authorized to enter into one or more contracts with the Port Authority, or its designee, to contribute City funds for the Stabilization Improvement.

Section 2. That the Director of Capital Projects is authorized to enter into one or more contracts with Land Studio, or its designee, to contribute City funds for the Park Improvement.

Section 3. That the Director of Capital Projects is authorized to apply for and accept any gifts, grants, or services for the Stabilization and Park Improvements from any public or private entity; and that the Director is authorized to file all papers and execute all documents necessary to receive any gift, grant funds or services; and that any funds received are appropriated for the purposes described in this ordinance.

Ordinance No. 530-2023

Section 4. That the contracts authorized by this ordinance shall be prepared by the Director of Law and contain such terms and conditions as the Director of Law determines necessary to protect the public interest, approved by the Director of Capital Projects, and certified by the Director of Finance.

Section 5. That the cost of agreements authorized shall not exceed \$5,000,000, and shall be paid from Fund No. 10 SF 400, from the fund or funds to which are credited any gift or grant funds accepted under this ordinance, and from any other funds approved by the Director of Finance. (RQS 0103, RL 2023-47)

Section 6. 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
4-24-2023
FOR: Director DeRosa

Ord. No. 530-2023

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

AN EMERGENCY ORDINANCE

Authorizing the Director of Capital Projects to enter into one or more contracts with the Cleveland-Cuyahoga County Port and L.A.N.D. Studio, Inc., or their designees, related to the Irishtown Bend project; and authorizing the Director to apply for and accept any gifts, grants or services from any public or private entity.

READ FIRST TIME on APRIL 24, 2023

and referred to DIRECTORS of Capital Projects,
City Planning Commission, Finance, Law;
COMMITTEES on Municipal Services and Properties,
Development Planning and Sustainability,
Finance Diversity Equity and Inclusion

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **110** 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, DIVERSITY, EQUITY
and INCLUSION**

FILED WITH COMMITTEE

