

Ordinance No. 531-2023

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

AN EMERGENCY ORDINANCE

Authorizing the Director of Capital Projects and/or Port Control, as appropriate, to enter into one or more contracts with the Cleveland-Cuyahoga County Port Authority for the detailed design of the Early Implementation Phase of the Cleveland Harbor Eastern Embayment Resilience Strategy project; and authorizing the appropriate director to apply for and accept any gifts, grants or services from any public or private entity.

WHEREAS, the Cleveland Harbor Eastern Embayment Resilience Strategy (“CHEERS”) project is a concept that emerged from a yearlong study to determine how to transform Cleveland’s lakeshore through reconnecting communities to the lake, improving public health, bolstering the economy, and benefitting the environment and natural habitat; and

WHEREAS, the Early Implementation Phase of the CHEERS project will include replacing failing breakwall to maintain protected marina infrastructure, altering the breakwall to facilitate paddle access, expanding nearshore habitat, and providing an additional 4-6 acres of parkland with enhanced fishing areas for residents (the “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 the Director of Capital Projects and/or Port Control, as appropriate, are authorized to enter into one or more contracts with the Cleveland-Cuyahoga County Port Authority to contribute funds necessary for the detailed design of the Improvement.

Section 2. That the Director of Capital Projects and/or Port Control are authorized to apply for and accept any gifts, grants, or services to implement this ordinance from any public or private entity; and that the appropriate 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.

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Section 3. That the Director of Capital Projects and other appropriate City officials are authorized to enter into any agreements, execute any other documents or certificates, and take any other action necessary for the Improvement.

Section 4. That the cost of this ordinance shall not exceed \$1,500,000, 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 2023-48)

Section 5. 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

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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

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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

