

Ordinance No. 1238-2024

By Council Members Bishop and Griffin
(by departmental request)

AN EMERGENCY ORDINANCE

To amend the title of Ordinance No. 643-2024, passed July 10, 2024 and to supplement the ordinance by adding new Sections 2a and 2b relating to designing and constructing, rehabilitating, renovating, replacing or otherwise improving recreation facilities, ancillary recreation buildings, parks playgrounds, and other similar structures or amenities on City-owned and City-leased properties, including site improvements and appurtenances.

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 of Ordinance No. 643-2024, passed July 10, 2024, is amended to read as follows:

An Emergency Ordinance determining the method of making the public improvement of designing and constructing, rehabilitating, renovating, replacing or otherwise improving recreation facilities, ancillary recreation buildings, parks and playgrounds, and other similar structures or amenities, on City-owned and City-leased park property, including site improvements and appurtenances; and authorizing the Director of Public Works or Capital Projects, as appropriate, to enter into one or more public improvement contracts and/or one or more public improvement requirement contracts, for the making of the improvements; enter into one or more professional services and other contracts needed to implement the improvement; to apply for and accept grants and gifts; and authorizing the direct employment of the necessary labor, for the Department of Public Works or the Office of Capital Projects.

Section 2. That the title of Ordinance No. 643-2024, passed July 10, 2024, is repealed.

Section 3. That Ordinance No. 643-2024, passed July 10, 2024 is supplemented by adding new Sections 2a and 2b to read as follows:

Section 2a. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of constructing the Facility Improvement and/or Park Improvements, for the Department of Public Works or the Office of Capital Projects, by one or more public improvement requirement contracts duly let to the lowest responsible bidder or bidders on a unit basis for the improvement.

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Section 2b. That the Director of Public Works or Director of Capital Projects, as appropriate, is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period to be determined by the Director of Public Works or Director of Capital Projects, as appropriate, for the making of the above public improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the improvement for a period not to exceed the specified term, to be ordered by the appropriate Commissioner of the Department of Public Works or the appropriate Manager of the Office of Capital Projects on a unit basis for the Department of Public Works or Office of Capital Projects, as appropriate. 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. Alternate bids for a period less than the specified term may be taken if desired by the appropriate Commissioner of the Department of Public Works or the appropriate Manager of the Office of Capital Projects until provision is made for the requirements for the entire term.

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.

PMA:nl
11-18-2024
FOR: Director DeRosa

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**REPORT
after second Reading**

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READ FIRST TIME on NOVEMBER 18, 2024
and referred to DIRECTORS of Capital Projects,
City Planning Commission, Finance, Law;
COMMITTEES on Municipal Services and Properties,
Finance Diversity Equity and Inclusion

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. _____ Page _____

Published in the City Record _____

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

