

Ordinance No. 99-2025

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

AN EMERGENCY ORDINANCE

Authorizing Three Million Ninety-Six Thousand, Eighty-Seven Dollars and Seventy-Nine Cents (\$3,096,087.79) that has previously been allocated for improvements to the West Side Market to be performed by the City to be reallocated for the improvements to the West Side Market contemplated under Ordinance No. 532-2023, passed May 15, 2023.

WHEREAS, Ordinance No. 532-2023, passed May 15, 2023, authorized a construction-manager at risk contract for the public improvement to the West Side Market (the “Market”), including but not limited to, reconfiguring and replacing the basement coolers and storage and constructing new food preparation areas, constructing roof and façade repairs, installing new heating, ventilation, and air conditioning systems, and performing electrical upgrades (the “Public Improvement”); and

WHEREAS, Ordinance No. 542-2024, passed June 3, 2024, amended Ordinance No. 532-2023, to authorize the Director of Capital Projects and/or Director of Public Works to enter into one or more design-build contracts for the Public Improvement (the “Design-Build Public Improvement”) with the Cleveland Public Market Corporation (“CPMC”), or in the alternative, to authorize the Director of Public Works, Community Development, or other appropriate Director, to enter into one or more grant agreements with CPMC, or an entity affiliated with or controlled by CPMC, to provide economic development assistance relating to designing and constructing improvements to the Market, including but not limited to, reconfiguring and replacing the basement coolers and storage and constructing new food preparation areas, constructing roof and façade repairs, installing new heating, ventilation, and air conditioning systems, and performing electrical upgrades (the “Grant Agreement Improvement”); and

WHEREAS, an additional Ten Million Dollars (\$10,000,000.00) was authorized under Ordinance No. 543-2024, passed June 3, 2024 for either the Design-Build Public Improvement or the Grant Agreement Improvement entered into with CPMC, or an entity affiliated with or controlled by CPMC; and

WHEREAS, Three Million Ninety-Six Thousand, Eighty-Seven Dollars and Seventy-Nine Cents (\$3,096,087.79) is already allocated to the Market for capital

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improvements and is necessary for either the Design-Build Public Improvement or the Grant Agreement Improvement entered into with CPMC, or an entity affiliated with or controlled by CPMC; 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 this Council authorizes Three Million Ninety-Six Thousand, Eighty-Seven Dollars and Seventy-Nine Cents (\$3,096,087.79) payable from Fund No. 10 SF 400, for improvements to the Market as contemplated under Ordinance No. 532-2023, as amended by Ordinance No. 542-2024. The funding will go towards either the Design-Build Public Improvement or the Grant Agreement Improvement for capital improvements and repairs as authorized in that ordinance.

Section 2. 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.

GB:KR:SM:nl
1-13-2025
FOR: Director DeRosa

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REPORT
after second Reading

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READ FIRST TIME on JANUARY 13, 2025
and referred to DIRECTORS of Capital Projects, 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

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PASSAGE RECOMMENDED BY
COMMITTEE ON
**MUNICIPAL SERVICES
AND PROPERTIES**

FILED WITH COMMITTEE

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COMMITTEE ON
**FINANCE, DIVERSITY, EQUITY
and INCLUSION**

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