

Ordinance No. 722-2019 (As Amended)

Council Members Keane and Kelley
(by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Utilities to enter into one or more agreements with ~~Cleveland Thermal, a division of the Corix Group of Companies,~~ **Corix Utilities (Cleveland) Inc. dba Cleveland Thermal,** or its contractor, to replace a water distribution main in East 6th Street between Lakeside Avenue and Rockwell Avenue; and to reimburse Cleveland Thermal for the City's share of the improvement.

WHEREAS, the City of Cleveland, Division of Water has a water main in East 6th Street between Lakeside Avenue and Rockwell Avenue that is deteriorating and needs replacement; and

WHEREAS, ~~Cleveland Thermal, a division of the Corix Group of Companies ("Cleveland Thermal")~~
Corix Utilities (Cleveland) Inc. dba Cleveland Thermal,

has a steam main condition in East 6th Street between Lakeside Avenue and Rockwell Avenue that is deteriorating and needs replacement; and

WHEREAS, due to frequent water main and steam main breaks at that location, the City of Cleveland and Cleveland Thermal are looking to coordinate their respective infrastructure improvement projects by having both mains replaced at the same time by the same contractor; and

WHEREAS, due to the difficulty in coordinating and performing similar work by multiple contractors in the same work space, the City and Cleveland Thermal agree that having the same contractor perform all the work is critical thereby eliminating coordination issues if two contractors were on site, realizing shared cost savings, and resulting in less disruption to the public during the work; 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 Codified Ordinance to the contrary, the Director of Public Utilities is authorized to enter into one or more agreements with Cleveland Thermal, or its contractor, to replace the water main in East 6th Street between Lakeside Avenue and Rockwell Avenue.

Section 2. That the agreement or agreements shall be prepared by the Director of Law.

Section 3. That, upon execution of the agreement authorized above, the Director of Public Utilities is authorized to reimburse Cleveland Thermal, or its contractor, for the replacement of a water main at East 6th Street between Lakeside Avenue and Rockwell Avenue, related Division of Water costs, and other expenditures, in an estimated amount of \$1,200,000, payable from Fund No. 52 SF 001, and from the fund or funds to which are credited any future water bonds if issued for this purpose. (RQS 2002, RL 2019-46)

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.

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FOR: Director Davis

Amendments to Ord. No. 722-2019

1 . In the title, lines 3, 4, and 5; and in the first whereas clause, line 1, strike “Cleveland Thermal, a division of the Corix Group Companies” and insert “Corix Utilities (Cleveland) Inc. dba Cleveland Thermal” in both places.

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READ FIRST TIME on JUNE 3, 2019
and referred to DIRECTORS of Public Utilities, Finance, Law;
COMMITTEES on Utilities, Finance

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

REPORTS

REPORT
after second Reading

PASSAGE RECOMMENDED BY
COMMITTEE ON
UTILITIES

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE