

# Ordinance No. 765-2021

**By Council Members Griffin, J. Jones,  
Hairston, Conwell, Bishop and Kelley  
(by departmental request)**

## AN EMERGENCY ORDINANCE

Authorizing the Director of Public Works to enter into a license agreement with Case Western Reserve University to use and occupy City-owned properties located within the Doan Brook watershed to be used as outdoor learning environments for students in its Environmental Heroes program and to conduct water quality sampling and field investigations, for an initial term of three years and automatically renewing year to year unless terminated by either party.

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WHEREAS, Case Western Reserve University (“CWRU”) desires to use various city parks within the Doan Brook watershed as an outdoor learning environment for students in its Environmental Heroes program and to conduct water quality sampling and field investigations as approved by the Director of Public Works; and

WHEREAS, the parks located within the Doan Brook watershed include Rockefeller Park, Ambler Park, Wade Park, Rockefeller Park Lagoon, and Wade Park Lagoon; 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 Section 183.16 of the Codified Ordinances of Cleveland, Ohio, the Director of Public Works is authorized to enter into a license agreement with CWRU whereby the City is granting CWRU the right to use and occupy City-owned properties located within the Doan Brook watershed as an outdoor learning environment for students in its Environmental Heroes program and to conduct water quality sampling and field investigations as approved by the Director of Public Works, at a cost of \$1.00 and other valuable consideration.

Section 2. That the term of the license agreement shall be for an initial term of three years and automatically renewing year to year unless terminated by either party upon written notice.

Section 3. That the license agreement shall be prepared by the Director of Law.

Section 4. That the Director of Public Works and the Director of Law, and other appropriate City officials, are authorized to execute such other documents and certificates, and take such other action as may be necessary or appropriate to effect the license agreement or agreements authorized by this ordinance.

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.

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REPORT  
after second Reading

By Council Members Griffin, J. Jones, Hairston, Conwell, Bishop and Kelley (by departmental request)

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READ FIRST TIME on SEPTEMBER 20, 2021

and referred to DIRECTORS of Public Works, Finance, Law;  
COMMITTEES on Municipal Services and Properties, Finance

REPORTS

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CITY CLERK

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READ SECOND TIME

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CITY CLERK

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READ THIRD TIME

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PRESIDENT

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CITY CLERK

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APPROVED

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MAYOR

Recorded Vol. **108** Page \_\_\_\_\_

Published in the City Record \_\_\_\_\_

PASSAGE RECOMMENDED BY  
COMMITTEE ON  
MUNICIPAL SERVICES  
AND PROPERTIES

FILED WITH COMMITTEE

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PASSAGE RECOMMENDED BY  
COMMITTEE ON  
FINANCE

FILED WITH COMMITTEE

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