

RESOLUTION NO. 219-2024(CRR), *First  
Reading As Amended 11.18.2024*

By Mayor Seren

A Resolution authorizing the Mayor to enter into an agreement with Frank Novak & Sons to furnish the labor, material, and equipment to perform the sandblasting, painting, and related services to repair the Cumberland pool; and declaring the necessity that this legislation be effective immediately as an emergency measure.

WHEREAS, the concrete surfaces and caulking of Cumberland Pool require repair, sealing, and caulking to remedy water leakage in order for the pool to open for the 2025 season;

WHEREAS, Section 9.48 of the Ohio Revised Code authorizes political subdivisions to participate in cooperative purchasing programs without obtaining competitive bids; and

WHEREAS, C.O. 171.12 authorizes the Mayor into cooperative purchase agreements approved by the National Joint Powers Alliance, now known as "Sourcewell" in satisfaction of competitive bidding requirements

WHEREAS, time is of the essence with respect to contracting for this improvement due to the seasonal nature of the work.

BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The Mayor is hereby authorized to take all actions and execute any documents necessary for the City to execute an agreement with Frank Novak & Sons Companies for the repairs described herein, substantially in accordance with their proposal (Sourcewell Solicitation No. 091323) attached hereto as Exhibit "A" and on file with the Clerk of Council, for an amount not to exceed One Hundred Ninety-Seven Thousand, Eight Hundred Sixty-One Dollars and 00/100 (\$197,861.00). Requirements for competitive bidding or other requirements under Chapter 171 of the Cleveland Heights Codified Ordinances are waived to the extent inconsistent herewith. All contracts hereunder shall be in a form approved by the Director of Law.

SECTION 2. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council and any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights, or by posting the full text of this Resolution on the City of Cleveland Heights website.

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SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to complete all work while weather permits and prior to the commencement of the 2025 pool season.



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TONY CUDA  
President of Council



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ADDIE BALESTER  
Clerk of Council

PASSED: November 18, 2024

Presented to Mayor: 11/19/2024      Approved: 11/20/2024



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KAHLIL SEREN  
Mayor