



COUNCIL UPDATE

February 5, 2021

MEETINGS & REMINDERS

Please note meetings are being held as webinars and conference calls. Information for residents to participate may be found on the ClevelandHeights.com calendar.

Monday, February 8	-	6:30 p.m.	-	Committee of the Whole
Friday, February 12	-	10:00 a.m.	-	Nuisance Abatement Board of Review
Friday, February 12	-	4:00 p.m.	-	Civil Service Commission

LEGISLATION

- **Codified Ordinances.** An Ordinance to approve current replacement pages to the Cleveland Heights Codified Ordinances;
- **Community Development Block Grant, First Reading.** A Resolution authorizing the City Manager to submit the Community Development Block Grant entitlement application for the year beginning January 1, 2021;
- **Community Development Block Grant, First Reading.** A Resolution authorizing the City Manager to submit the Amended Community Development Block Grant (CDBG) entitlement application and plan for the year beginning January 1, 2019;
- **Shannon Road Rehabilitation and Waterline Replacement Project.** A Resolution authorizing the City Manager to enter into an agreement with GPD Group for construction administration and residential inspection services associated with the Shannon Road Rehabilitation and Waterline Replacement Project; providing compensation therefor;

MEMO

To: Susanna Nierman O'Neil, City Manager

From: Brian Iorio, CDBG Coordinator

C.C.: Cleveland Heights City Council; Eric Zamft; William Hanna

RE: Resolution XXX-2021; Year 47 (2021) CDBG Annual Action Plan

Resolution XXX-2021 is asking City Council to authorize the City Manager to submit to the US Department of Housing and Urban Development the City's Year 47 (FY 2021) Community Development Block Grant (CDBG) Annual Action Plan. This is a required step in the City's allocation of CDBG funds from HUD.

As discussed at the November 16, 2020 Council Committee of the Whole, the allocations listed in Exhibit A of Resolution XXX-2021 are being recommended by both the CAC and the City Administration. These recommendations were determined at a series of Public Hearings held on August 4th, August 13th, and October 20th 2020. Public notice for the availability of the Plan for review and the acceptance of public comment was made on December 18, 2020. The CAC reviewed and unanimously approved the plan for recommendation at the January 26, 2021 CAC Public Hearing. The plan can be viewed by visiting this link: [Public Notice - Year 47 \(FY 2021\) Annual Plan](#). This link can also be accessed through the CDBG page on the City's website located at www.clevelandheights.com/CDBG.

Also included in the Year 47 Annual Action Plan is the submittal of the 2020 Analysis of Impediments to Fair Housing Choice (AI). This document prepared by the Fair Housing Center for Rights and Research is a required analysis that is conducted every 5 years. The AI examines potential barriers to fair housing that can result in disparate treatment and/or disparate impact to current and potential Cleveland Heights residents. This document is used to guide the City over the next 5 years as it seeks to remove or mitigate the impediments identified. The AI can be viewed by visiting this link: [2020 Analysis of Impediments to Fair Housing Choice](#). This link

can also be accessed through the CDBG page on the City's website located at www.cleveland-heights.com/CDBG.

As always, please contact me if you have any questions, comments or concerns. I can be reached via email at biorio@clvhts.com or by phone at (216) 291-4845.

MEMO

To: Susanna Nierman O'Neil, City Manager

From: Brian Iorio, CDBG Coordinator

C.C.: Cleveland Heights City Council; Eric Zamft; William Hanna

RE: Resolution XXX-2021; CDBG-CV3 Amendment to the 2019 Annual Action Plan

Resolution XXX-2021 is asking City Council to authorize the City Manager to submit to the US Department of Housing and Urban Development an amendment to the City's Year 45 (FY 2019) Community Development Block Grant (CDBG) Annual Action Plan. This request is a necessary result of a substantial amendment that incorporates the third round of CDBG-CV funding.

CDBG-CV funding originates from the CARES Act that was passed by Congress in March of 2020. CDBG-CV funds are required to be used to fund activities designed to prevent, prepare for, and respond to the coronavirus pandemic.

This is the second substantial amendment that is being submitted for the 2019 Annual Action Plan. The first substantial amendment was approved by City Council in May of 2020. This amendment added \$956,215 to the 2019 Annual Action Plan. Of this amount, \$91,215 was allocated for administration, \$550,000 for emergency assistance, \$25,000 for subrecipient support and \$290,000 for small business assistance.

The second substantial amendment, the subject of the agenda item for tonight, adds \$198,729 to the 2019 Annual Action Plan. Of this amount, \$39,746 is being allocated for administration and \$158,983 for emergency assistance. The emergency assistance funds are planned to be utilized for mortgage assistance and for senior assistance through the Office on Aging.

The allocation of these funds were reviewed and recommended for approval by the Citizens Advisory Committee (CAC) at a Public Hearing on October 20, 2020. The Amended 2019 Annual Action Plan was reviewed and approved by the CAC at a Public Hearing on January 26, 2021.

The draft Amended 2019 Annual Action Plan can be viewed by going to this link: [Draft Amended 2019 Annual Action Plan \(CDBG-CV3\)](#) which is located on the CDBG page of the City's website (www.clevelandheights.com/CDBG).

As always, please contact me if you have any questions, comments or concerns. I can be reached via email at biorio@clvhts.com or by phone at (216) 291-4845.



Committee of the Whole

February 8, 2021

6:30 p.m.

Agenda

Online Only

Planning and Development Committee

Cedar/Lee/Meadowbrook Development

1. Welcome – President of Council Jason Stein
2. Intros/Format for meeting - Councilman Michael Ungar
3. Overview of process and project, as envisioned by our professional staff – Economic Development Director Tim Boland
4. Presentation (concepts and visions) by developer #1 (order chosen by coin toss)
5. Council questions
6. Presentation (concepts and visions) by developer #2 (order chosen by coin toss)
7. Council questions
8. Summary of some early questions and comments from community - Staff
9. Overview of the path forward (e.g... Council, PC, ABR, Zoning, etc. ...)/next steps and ongoing opportunity for public comment and engagement) – City Manager O’Neil and Planning Director Eric Zamft
10. Concluding remarks – Councilman Ungar

Proposed:

ORDINANCE NO. -2021 (AS)

By Council Member

An Ordinance to approve current replacement pages to the Cleveland Heights Codified Ordinances; and declaring an emergency.

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

WHEREAS, certain provisions of Part Three, Traffic Code, and Part Five, General Offenses Code should be amended to conform to changes to comparable State statutes; and

WHEREAS, the City has a contract with the Walter H. Drane Company to update the City's Codified Ordinances to reflect the legislation and amendments recited above.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The following ordinances of the City of Cleveland Heights, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2021 Replacement Pages to the Codified Ordinances, are hereby approved and adopted:

Ordinance <u>Number</u>	<u>Date</u>	Codified Ordinance <u>Section</u>
23-2018	6-1-20	Repeals 107.01 (c)(9)
108-2019	7-6-20	749.03(n), 749.12 (b) to (d), 749.13 (a)
Res.		
20-2020	3-16-20	351.09(c)
24-2020	3-16-20	111.12 to 111.131
50-2020	6-1-20	111.13
51-2020	7-6-20	111.21
54-2020	7-6-20	943.01 to 943.33, 943.99
81-2020	7-6-20	Ch. 155 Ed. Note
124-2020	12-7-20	1345.99, 1351.33, 1351.34
128-2020	11-16-20	935.01, 935.02, 935.99
129-2020	11-16-20	Repeals 143.08(b)
133-2020	12-7-20	Ch. 155 Ed. Note
Res.		
137-2020	12-7-20	351.09

SECTION 2. The following sections and chapters of the Codified Ordinances shall be, and hereby are added, amended or repealed in order to conform with changes in State Law. The complete text of the sections of the Codified Ordinances listed below are set forth in full in the

ORDINANCE NO. -2021 (AS)

current 2021 Replacement Pages to the Codified Ordinances. A summary of the amendments is set forth in Exhibit A which is attached to this Ordinance.

Traffic Code

331.42	Wearing Earplugs or Earphones Prohibited. (Amended)
335.09	Display of License Plates or Validation Stickers; Temporary License Placard. (Amended)
335.091	Operating Without Dealer or Manufacturer License Plates. (Added)

General Offenses Code

513.01	Drug Abuse Control Definitions. (Amended)
537.17	Reserved. (Previously "Criminal Child Enticement")

SECTION 3. The aforementioned amendments to the Codified Ordinances, as revised, recodified and consolidated into component codes, titles, chapters and sections within the 2021 Replacement Pages to the Codified Ordinances, are hereby approved and adopted.

SECTION 4. Notice of the passage of this Ordinance 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.

SECTION 5. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to distribute current replacement pages to the Codified Ordinances at the earliest time possible. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Ordinance shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

JASON S. STEIN
President of Council

AMY HIMMELEIN
Clerk of Council

PASSED:

EXHIBIT A

331.42 Wearing Earplugs or Earphones Prohibited. (Expands definitions for earphones and earplugs. Adds exception for hearing protection while operating a motorcycle.)

335.09 Display of License Plates or Validation Stickers; Temporary License Placard. (License plate and temporary license placard to be displayed on the rear of vehicle.)

335.091 Operating Without Dealer or Manufacturer License Plates. (Adds new section regulating operating a manufacturer or dealer vehicle without license plates or placards.)

513.01 Drug Abuse Control Definitions. (Completely rewrites section to comply with ORC 2925.01.)

537.17 Criminal Child Enticement. (Deleted. This section was based on ORC 2905.05. The Ohio Supreme Court held that ORC 2909.05(A) was unconstitutionally overbroad in violation of the First Amendment.)

RESOLUTION NO. XXX-2021 (PD),
First Reading

By Council Member _____

A Resolution authorizing the City Manager to submit the Community Development Block Grant entitlement application for the year beginning January 1, 2021; and declaring an emergency.

WHEREAS, the City has participated, and currently participates, in the Community Development Block Grant (CDBG) program; and

WHEREAS, the receipt of CDBG funds has been extremely helpful to this City in accomplishing its goals; and

WHEREAS, the City has conducted hearings and has participated in extensive discussions with the Citizens Advisory Committee and citizens relative to the activities to be accomplished in the forty-seventh year of such program.

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

SECTION 1. The City Manager be, and she is hereby, authorized to file with the Department of Housing and Urban Development of the United States Government and any required review agencies, for the program year beginning on January 1, 2021, and continuing for a one (1) year period thereafter, the Community Development Block Grant entitlement submittal, copies of which have been reviewed by members of Council. A copy of the forty-seventh year proposed budget, attached hereto as Exhibit A, describes the activities and the proposed amount of expenditures to be approved by this Council for each such activity during the year 2021.

SECTION 2. The City Manager is further authorized and directed to sign any and all forms, applications, or other documents necessary to obtain funding for these described programs and to submit such documents to the proper reviewing agencies within the time permitted by law. Should the City receive more than the amount requested in this proposal, such funds will be made to increase funding for the FY 2021 Strategic Impact Opportunity. Should the City receive less than requested, the City will attempt to reconcile such shortfall by first reducing the FY 2021 Strategic Impact Opportunity, and second by reducing budgeted amounts of the lowest priority programs. Prior to a final decision on any such amendment, the City will consult with the Citizens Advisory Committee.

SECTION 3. The City Manager be, and she is hereby, further authorized to file with HUD and any required reviewing agencies the Annual Action Plan for 2021, a copy of which was made available for review on the City's website and in the Cleveland Heights Planning Department, beginning on December 18, 2020, for at least thirty (30) days.

SECTION 4. 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.

RESOLUTION NO. XXX-2021 (PD)

SECTION 5. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being to permit immediate filing of the described applications with all appropriate governmental agencies in order to ensure funding prior to the commencement of the program year. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

JASON STEIN
President of the Council

AMY HIMMELEIN
Clerk of Council

PASSED:

RESOLUTION NO. XXX-2021 (PD)

EXHIBIT A
COMMUNITY DEVELOPMENT BLOCK GRANT
FY 2021 ALLOCATION

Goal I: Improve, Maintain and Expand Affordable Housing

<i>PROGRAMS & PROJECTS</i>	<i>\$734,000</i>
Housing Preservation Office	
Administration/Program Delivery	\$285,000
Exterior Paint Program	\$ 80,000
Violation Repair Program for Seniors	\$ 20,000
Short Term Deferred Loan (program income)	\$ 3,500
Strategic Home Repair (SIO)	\$ 45,000
Home Repair Resource Center	
Administration/Program Delivery	\$139,000
Assist Incentive Grant	\$ 15,000
Deferred Loan Match (incl. program income)	\$ 6,500
Senior Home Stability Grant	\$ 4,500
Assist 0% Benefit	\$ 500
Home in the Heights (SIO, program income)	\$ 45,000
Start Right CDC – Good Neighbor Program (SIO)	\$ 45,000
FutureHeights – FutureHomes Program (SIO, program income)	\$ 45,000

Goal II: Revitalize Residential Neighborhoods

<i>PROGRAMS & PROJECTS</i>	<i>\$426,932</i>
FutureHeights – Cedar Lee Mini-Park	\$ 30,000
Severance Tower LAC – Accessible Garden Phase III	\$ 14,400
Housing Preservation Office	
LMI Code Enforcement	\$ 50,000
Nuisance Abatement (incl. program income)	\$100,000
Public Works Department	
2021 ADA Curb Ramp Replacement Project	\$190,000
Shannon Road Waterline and Road Replacement	\$ 42,532

Goal III: Provide Needed Public Services

<i>PROGRAMS & PROJECTS</i>	<i>\$215,000</i>
Office on Aging	\$ 30,000
Heights Emergency Food Center	\$ 28,000
Family Connections	\$ 25,000
Family Connections-Parent Café (SIO)	\$ 5,000
Open Doors-Middle School Program	\$ 15,000
Open Doors-High School Program	\$ 15,000

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Start Right Food Program	\$ 10,000
Gesher	\$ 10,000
Lake Erie Ink	\$ 12,000
Bhutanese Community of Greater Cleveland	\$ 10,000
WAVE Mentoring Program	\$ 10,000
Street Outreach Program	\$ 20,000
HRRC – Housing Counseling	\$25,000

Goal IV: Increase Economic Opportunities

<i>PROGRAMS & PROJECTS</i>	<i>\$295,000</i>
Economic Development Department	
Administration/Program Delivery	\$125,000
Storefront Consultants	\$ 25,000
Storefront Renovation Loan (program income)	\$ 20,000
Microenterprise Loan Program	\$ 25,000
Commercial Revolving Loan (program income)	\$ 75,000
FutureHeights – Small Business Outreach Program	\$ 25,000

Grant Administration, Planning and Fair Housing

CDBG Administration	\$156,000
Geographic Information Services	\$ 12,000
FutureHeights Community Capacity Building	\$ 50,000
Fair Housing Activities	\$ 34,000
2021 Strategic Impact Opportunity	\$ 298

TOTAL CDBG PROGRAMS & PROJECTS ***\$1,923,230***

YEAR 47 PROJECTED PROGRAM INCOME -	\$ 240,000
REPROGRAMMED PRIOR YEAR FUNDS -	\$ 83,230

RESOLUTION NO. XXX-2021 (PD),
First Reading

By Council Member _____

A Resolution authorizing the City Manager to submit the Amended Community Development Block Grant (CDBG) entitlement application and plan for the year beginning January 1, 2019; and declaring an emergency.

WHEREAS, the City has participated, and does now participate, in the Community Development Block Grant program (CDBG); and

WHEREAS, the receipt of CDBG funds has been extremely helpful to this City in accomplishing its goals; and

WHEREAS, the City has been awarded additional CDBG funds originating from the Coronavirus Aid, Relief, and Economic Security Act of 2020 (CARES Act); and

WHEREAS, the City has notified the Citizens Advisory Committee (CAC) of the intended use of the additional CDBG funds and has been granted waivers from the US Department of Housing and Urban Development (HUD) that allow for an expedited citizen participation process, and has updated its Citizen Participation Plan accordingly.

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

SECTION 1. The City Manager be, and she is hereby, authorized to file with the Department of Housing and Urban Development of the United States Government and any required review agencies an Amended Annual Action Plan for 2019, for the program year beginning on January 1, 2019, for the 2019 Community Development Block Grant entitlement submittal, a copy of which was made available for review on the City's website beginning on January 20, 2021, and which has been reviewed by members of Council. A copy of the forty-fifth year amended budget, attached hereto as Exhibit A, describes the programs and the proposed amount of expenditures to be approved by this Council for each such program during grant period.

SECTION 2. The City Manager is further authorized and directed to sign any and all forms, applications, or other documents necessary to obtain funding for these described programs and to submit such documents to the proper reviewing agencies within the time permitted by 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.

SECTION 4. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being to permit immediate filing of the described applications with all appropriate governmental agencies in order to ensure funding prior to the commencement of the program year. Wherefore, provided it receives the affirmative vote of five

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or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

JASON STEIN
President of the Council

AMY HIMMELEIN
Clerk of Council

PASSED:

EXHIBIT A**AMENDED COMMUNITY DEVELOPMENT BLOCK GRANT
FY 2019 ALLOCATION**

Goal I: Ensure the availability and sustainability of decent housing and a suitable living environment for all Cleveland Heights residents.

OBJECTIVE A: Preserve and maintain the housing stock and create housing opportunities, especially for low- and moderate-income persons.

<i>PROGRAMS & PROJECTS</i>	<i>\$1,057,931</i>
Housing Preservation Office	
Administration/Program Delivery	\$ 315,000
Code Enforcement	\$ 50,000
Exterior Paint Program	\$ 80,000
Violation Repair Program for Seniors	\$ 20,000
Short Term Deferred Loan*	\$ 2,500
Strategic Home Repair (SIO)	\$ 50,000
Home Repair Resource Center	
Administration/Program Delivery	\$ 117,327
Assist Incentive Grant	\$ 10,000
Deferred Loan Match	\$ 10,000
Senior Home Stability Grant	\$ 8,000
Assist 0% Benefit	\$ 500
Housing Counselor	\$ 25,000
Home in the Heights (SIO)	\$ 45,000
CDBG Administration and Finance	\$ 156,143
GIS (Geographic Information System) Program	\$ 37,500
CDBG-CV	
CDBG Administration (CDBG-CV)	\$ 130,961 (\$39,746 added)

OBJECTIVE B: Encourage the integration of population groups within the community and promote an increase in the diversity and vitality of neighborhoods.

<i>PROGRAMS & PROJECTS</i>	<i>\$ 78,000</i>
Fair Housing Activities	\$ 45,000
FutureHeights	\$ 33,000

OBJECTIVE C: Maximize the independence of targeted population groups by providing services which expand choices.

<i>PROGRAMS & PROJECTS</i>	<i>\$ 43,800</i>
Office on Aging	\$ 25,000
Central Bible Baptist Church-Senior Resource Center	\$ 8,000
Severance Tower LAC	\$ 10,800

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OBJECTIVE D: Maintain safe, functional and healthy neighborhoods by providing services which improve the physical environment, especially in LMI areas.

<i>PROGRAMS & PROJECTS</i>	<i>\$ 270,000</i>
Neighborhood Relations Program	\$ 50,000
Nuisance Abatement*	\$ 20,000
Street Improvements	\$ 180,000
Cain Park Village Trailway Planning Study	\$ 20,000

OBJECTIVE E: Provide support services to youth, identifiable LMI persons and special population groups in the community.

<i>PROGRAMS & PROJECTS</i>	<i>\$857,508</i>
Heights Emergency Food Center	\$ 25,510
Family Connections	\$ 20,000
Family Connections Parent Café (SIO)	\$ 5,000
Heights Youth Club	\$ 35,000
Open Doors Academy-Middle School Program	\$ 15,000
Open Doors Academy-High School Program	\$ 10,000
Start Right Food Program	\$ 10,000
Gesher	\$ 8,000
Lake Erie Ink	\$ 12,015
Bhutanese Community of Greater Cleveland	\$ 8,000

<i>CDBG-CV</i>	
<i>Emergency Assistance</i>	<i>\$708,983 (\$158,983 added)</i>
Subrecipient Support	\$ 25,000

GOAL II: Expand opportunities for persons of low and moderate income.

OBJECTIVE A: Alleviate physical and economic distress and create viable commercial areas through the prevention of the deterioration of commercial areas.

<i>PROGRAMS & PROJECTS</i>	<i>\$ 20,000</i>
Cedar Taylor Development Assn.	\$ 10,000
FutureHeights-Cedar Lee Mini-Park Placemaking Project	\$ 10,000

OBJECTIVE B: Stimulate private investment to create and retain employment opportunities, especially for low- and moderate-income persons.

<i>PROGRAMS & PROJECTS</i>	<i>\$641,200</i>
Economic Development Administration/Program Delivery	\$130,200
Storefront Consultants	\$ 11,000
Storefront Renovation Loan*	\$110,000
Storefront Renovation Rebate	\$100,000
Commercial Revolving Loan*	(\$20,000)
Microloan Program	\$ 20,000

<i>CDBG-CV</i>	
<i>Small Business Assistance</i>	<i>\$290,000</i>

RESOLUTION NO. XX-2021 (PD)

STRATEGIC IMPACT OPPORTUNITY

The City will be seeking requests for funding in 2019 that will address any of the Goals and Objectives set forth in the City's Consolidated Plan. The programs and projects are required to target the neighborhoods adjoining the Noble Road Corridor or the neighborhoods bordered by Mayfield Rd./Ivydale Rd./Euclid Heights Blvd. to the North, South Taylor Rd. to the East, Cedar Road to the South, and Lee Road to the West.

<i>PROGRAMS & PROJECTS</i>	\$ 50,000
2019 Strategic Impact Opportunity	\$ 50,000
TOTAL <i>AMENDED</i> CDBG PROGRAMS & PROJECTS	\$3,018,439

**These activities include program income.*

Proposed:

RESOLUTION NO. -2021 (MS)

By Council Member

A Resolution authorizing the City Manager to enter into an agreement with GPD Group for construction administration and residential inspection services associated with the Shannon Road Rehabilitation and Waterline Replacement Project; providing compensation therefor; and declaring an emergency.

WHEREAS, the City requires professional services of a consultant concerning the Shannon Road Rehabilitation and Waterline Replacement Project; and

WHEREAS, the City Manager has recommended that the services offered by GPD Group best meet the City's needs; and

WHEREAS, such services are professional services for which no bidding is necessary.

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

SECTION 1. The City Manager be, and she is hereby, authorized to enter into an agreement with GPD Group for construction administration and residential inspection services associated with the Shannon Road Rehabilitation and Waterline Replacement Project. The contract shall be substantially in accordance with the terms and conditions set forth in the proposed agreement for professional services submitted by GPD Group, a copy of which is on file with the Clerk of Council. Compensation for the services detailed therein shall not exceed Eighty Nine Thousand Three Hundred and Sixty Three Dollars (\$89,363.00). All agreements hereunder shall be approved as to form and subject to the final approval of the Director of Law.

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to commence the above-described services and associated public infrastructure improvements at the earliest possible time to protect the safety and welfare of those persons using the public utilities within City. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

RESOLUTION NO. -2021 (MS)

JASON S. STEIN
President of the Council

AMY HIMMELEIN
Clerk of Council

PASSED: